

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2012-205

RESOLUTION EXTENDING THE TOWING SERVICES CONTRACT WITH DOWNTOWN TOWING COMPANY, PURSUANT TO SECTION 2-829 OF THE PROCUREMENT CODE ENTITLED "APPROVAL OF CHANGE ORDERS AND CONTRACT MODIFICATIONS" ON A MONTH TO MONTH BASIS FROM NOVEMBER 1, 2012 FOR A PERIOD NOT TO EXCEED SIX (6) MONTHS TO PROVIDE TIME FOR A NEW REQUEST FOR PROPOSAL (RFP) TO BE ISSUED, AND TO AWARD AND EXECUTE A TOWING SERVICES CONTRACT.

WHEREAS, a recommendation to award the Towing Services contract to Downtown Towing was submitted to the City Commission; and

WHEREAS, a "Notice of Intent to Protest" was filed by another Towing Services RFP proposer followed by a Written Protest under Section 2-950 of the Procurement Code entitled "Resolution of Protested Solicitations and Awards-Formal," which placed a stay on awarding the contract until the protest is resolved; and

WHEREAS, upon consideration of the Written Protest and the Chief Procurement Officer's Recommendation made after consultation with the City Attorney, the City Manager concurred with the Chief Procurement Officer's recommendation to reject all proposals and to reissue the RFP in accordance with Section 2-950 (f) of the Procurement Code entitled "Authority to Resolve Protests;" and

WHEREAS, as all proposals have been rejected, the current towing services contract with Downtown Towing needs to be extended, under Section 2-829 of the Procurement Code entitled "Approval of Change Orders and Contract Modifications," on a month to month basis from November 1, 2012 for a period not to exceed six (6) months to provide time for a new RFP to be issued, and to award and execute a towing services contract;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

SECTION 2. That the City of Coral Gables Commission hereby extends the towing services contract with Downtown Towing Company, pursuant to Section 2-829 of the Procurement Code entitled "Approval of Change Orders and Contract Modifications" on a month to month basis from November 1, 2012 for a period not to exceed six (6) months to provide time for a new RFP to be issued, and to award and execute a towing services contract.

SECTION 3. That all Resolutions or parts of Resolutions inconsistent with, or in conflict herewith, shall be and are hereby repealed insofar as there is conflict or inconsistency.

SECTION 4. That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS THIRTIETH DAY OF OCTOBER, A.D., 2012.
(Moved: Quesada/ Seconded: Kerdyk)
(Yeas: Kerdyk, Quesada, Cason)
(Majority: 3-2 Vote)
(Nays: Anderson, Cabrera)
(Agenda Item: C-6)

APPROVED:



JIM CASON
MAYOR

ATTEST:



WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



CRAIG E. LEEN
CITY ATTORNEY