

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO \_\_\_\_\_**

**A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER PURSUANT TO SECTION 2-583 OF THE PROCUREMENT CODE ENTITLED “APPLICATION OF THE CODE” TO WAIVE THE PROCUREMENT CODE TO LEASE ELEVEN (11) 2016 FLHP HARLEY-DAVIDSON MOTORCYCLES FROM PETERSON’S HARLEY-DAVIDSON OF MIAMI, LLC FOR A TWO (2) YEAR PERIOD WITH AN OPTION TO RENEW FOR ONE (1) ADDITIONAL TWO (2) YEAR PERIOD.**

**WHEREAS**, the City’s current lease for the 2014 Harley-Davidson FLHP motorcycles from Peterson’s Harley-Davidson of Miami, LLC will expire in May 1, 2016; and

**WHEREAS**, Peterson’s Harley-Davidson of Miami proposes a new lease agreement to replace the eleven (11) 2014 Harley-Davidson motorcycles for the Police Department’s Special Enforcement Division/Motor Unit with new 2016 models; and

**WHEREAS**, the 2016 models cost \$600 per motorcycle, per month, for an initial two (2) year period with an option to renew for one (1) additional two (2) year period, a change from the existing lease set; and

**WHEREAS**, the Chief Procurement Officer recommends that a lease agreement with Peterson’s Harley-Davidson of Miami, LLC be executed for eleven (11) 2016 Harley-Davidson FLHP motorcycles in the of amount of \$158,400 for a two (2) year lease term commencing upon the City’s acceptance of delivery of the last new motorcycle under the new agreement; and

**WHEREAS**, it is recommended by the Chief Procurement Officer that the Procurement Code be waived under Section 2-583 of the Procurement Code entitled “Application of the Code” to lease from Peterson’s Harley-Davidson of Miami, LLC, eleven (11) replacement Harley-Davidson motorcycles, as they are the only local dealership in Miami-Dade County with authority from Harley-Davidson to lease to law enforcement agencies, and to provide maintenance and repair services; and

**WHEREAS**, Section 2-650 of the Procurement Code authorizes the City Manager to delegate authority to the Chief Procurement Officer to administer and make recommendations on City contracts; and

**WHEREAS**, Section 2-583 of the Procurement Code entitled “Application of the Code” authorizes the Commission to waive the Procurement Code upon a four-fifths vote where it finds such waiver to be necessary in order to proceed with the issuance of a contract, proposal or bid which is in the best interest of the City.

**NOW THEREFORE BE IT RESOLVED BY THE CITY 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 Commission accepts the recommendation of the Chief Procurement Officer pursuant to Section 2-583 of the Procurement Code entitled "Application of the Code" to waive the Procurement Code to lease eleven (11) 2016 Harley-Davidson FLHP motorcycles from Peterson's Harley-Davidson of Miami, LLC for an initial two (2) year term with a total lease amount of \$158,400 for all leased motorcycles, subject to final approval and execution of a lease agreement by City staff.

**SECTION 3.** This resolution shall become effective upon the date of its adoption herein.

PASSED AND ADOPTED THIS TWENTY-NINTH DAY OF MARCH, 2016.

(Moved by \_\_\_\_\_, Seconded by \_\_\_\_\_)  
(Passed 0/0 vote)

APPROVED:

JAMES C. CASON  
MAYOR

ATTEST:

WALTER J. FOEMAN  
CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

CRAIG E. LEEN  
CITY ATTORNEY