

RESOLUTION NO. 23-1888

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE PURCHASE OF PORTABLE TOILET RENTALS ON AN AS NEEDED BASIS; AUTHORIZING THE TOWN MANAGER TO UTILIZE MIAMI-DADE COUNTY CONTRACT FB-00980 WITH A.E.S. PORTABLE SANITATION, INC. PURSUANT TO CHAPTER 2, ARTICLE V, DIVISION 2 OF THE TOWN CODE (THE TOWN'S PROCUREMENT ORDINANCE); AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 2, Article V, Division 2, Section 2-157 of the Town Code authorizes the purchase of goods and services from current contracts of other public, governmental, state/federal funded or non-profit entities, where the contracts have resulted from a formal competitive procurement process; and

WHEREAS, the Town of Miami Lakes ("Town") has been contracted with A.E.S. Portable Sanitation, Inc. ("A.E.S.") for portable toilet rentals; and

WHEREAS, expenditure on Contract 2019-18 has reached the \$25,000 threshold set forth in Chapter 2, Article V, Division 2, Section 2-157

WHEREAS, it is in the Town's best interest to continue accessing Miami-Dade County Contract FB-00980 for portable toilet rentals; and

WHEREAS, the Town Manager recommends authorization to procure portable toilet rentals from the Contract not to exceed budgeted funds; and

WHEREAS, the Town Council approves of the Town Manager’s recommendations and authorizes the Town Manager to initiate purchases off the Contract in amounts not to exceed budgeted funds for these goods and services.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The foregoing Recitals are true and correct and incorporated herein by this reference.

Section 2. Approval of the Contract. The Town Council hereby approves the award of a contract to A.E.S. Portable Sanitation, Inc. in substantially the form attached hereto as Exhibit “A” for portable toilet rentals not to exceed budgeted funds.

Section 3. Authorization of Town Officials. The Town Manager and/or his designee are authorized to take all steps necessary to utilize Miami-Dade Contract FB-00980 and to execute said contract on behalf of the Town, subject to approval as to form and legality by the Town Attorney. The Town Manager and/or his designee and the Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the contract with A.E.S. Portable Sanitation, Inc. for portable toilet rentals not to exceed budgeted funds.

Section 4. Authorization of Fund Expenditure. Notwithstanding the limitations imposed upon the Town Manager by the Town’s Procurement Ordinance, the Town Manager is authorized to expend budgeted funds to implement the terms and conditions of this Resolution and the contract with A.E.S. Portable Sanitation, Inc. for portable toilet rentals per budgeted funds.

Section 5. Execution of the Contract. The Town Manager is authorized to execute the Contract in substantially the form attached hereto as Exhibit “A” with A.E.S. Portable

Sanitation, Inc. and to execute any required agreements and/or documents to implement the terms and conditions of the contract and to execute any extension and/or amendments to the contract, subject to approval as to form and legality by the Town Attorney.

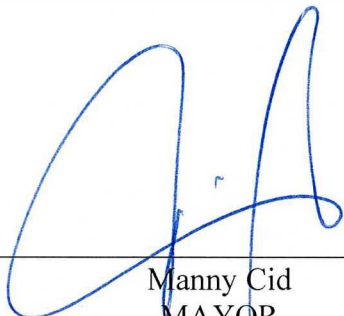
Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

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Passed and adopted this 10th day of January 2023.

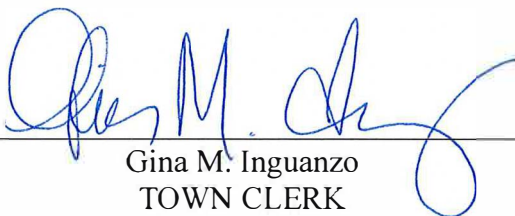
The foregoing resolution was offered by Councilmember Collazo who moved its adoption. The motion was seconded by Councilmember Dieguez and upon being put to a vote, the vote was as follows:

Mayor Manny Cid	Yes
Vice Mayor Carlos O. Alvarez	Yes
Councilmember Luis E. Collazo	Yes
Councilmember Josh Dieguez	Yes
Councilmember Tony Fernandez	Yes
Councilmember Ray Garcia	Yes
Councilmember Marilyn Ruano	Yes




Manny Cid
MAYOR

Attest:



Gina M. Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



Lorenzo Cobiella
Gastesi, Lopez, & Mestre, PLLC
DEP. TOWN ATTORNEY

EXHIBIT A

Agreement
between the
Town of Miami Lakes
and
A.E.S. Portable Sanitation, Inc.
for
Portable Toilet Rentals