

**RESOLUTION No. 24-**

**A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, WAIVING THE COMPETITIVE BID PROCESS PURSUANT TO SECTION 2-321 OF THE CITY'S CODE OF ORDINANCES; AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONSTRUCTION AGREEMENT WITH METRO EXPRESS, INC. FOR THE PROVISION OF SIDEWALK, CURB, GUTTER, AND MISCELLANEOUS CONCRETE REPAIRS AT CITY SECTION 22 ALONG NW 79 AVENUE, IN AN AMOUNT NOT TO EXCEED \$37,151.40, WHICH INCLUDES A 10% CONTINGENCY FOR ANY UNFORSEEN CONDITIONS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONSTRUCTION AGREEMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, on April 21, 2022, The City of Doral ("City") issued Request for Qualification No. 2022-12 Sidewalk, Curb & Gutter and Miscellaneous Concrete Repair Services the "RFQ"; and

**WHEREAS**, a recommendation was made by the committee to award the RFQ to the top three (3) ranked firms, The American Design Engineering Construction Inc., GPE Engineering & General Contractor Corp., and Miliani Construction Corp, thereby establishing a Pre-Qualified Pool of Construction Firms for "Sidewalk, Curb & Gutter and Miscellaneous Concrete Repair Services"; and

**WHEREAS**, the Public Works Department (PWD") is now in need of a firm to provide Sidewalk, Curb & Gutter and Miscellaneous Concrete Repair Services at City Section 22 along NW 79<sup>th</sup> Avenue, (the "Work"); and

**WHEREAS**, the American Design Engineering Construction Inc. was removed from the pool and PWD requested a proposal from the two (2) remaining firms on the City's Pre-Qualified Pool of Construction Firms (GPE Engineering & General Contractor Corp., and Miliani Construction Corp.) for the Work; and

**WHEREAS**, in addition to the above, Metro Express, Inc., an approved City Registered Vendor, was also invited to provide a proposal for the Work in an effort to establish a minimum of three (3) bids: and

**WHEREAS**, Metro Express, Inc., provided the attached proposal and was deemed the lowest bidder with a not to exceed amount of \$37,151.40 which includes a 10% contingency for any unforeseen conditions; and

**WHEREAS**, due to the cost savings, the City Manager respectfully requests that the Mayor and the City Council waive the City's formal bid process pursuant to Section 2-321 of the Code of Ordinances for the Work, and approve the Construction Agreement with Metro Express, Inc. for the Work, a copy of which is attached hereto as Exhibit "A", in an amount not to exceed \$37,151.40, which includes a 10% contingency for any unforeseen conditions; and

**WHEREAS**, funding for this request is available in the Public Works Department Transportation Fund, Account Num. 101.80005.500633.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are confirmed, adopted, and incorporated herein and made part hereof by this reference.

**Section 2. Approval.** The Mayor and the City Council hereby waives the formal bid process pursuant to Section 2-321 of the City's Code Ordinance and approves a Construction Agreement with Metro Express, Inc. for Sidewalk, Curb & Gutter and Miscellaneous Concrete Repair Services at City Section 22 along NW 79<sup>th</sup> Avenue, in an amount not to exceed \$37,151.40, which includes a 10% contingency for any unforeseen conditions, a copy of which is attached hereto as Exhibit "A",

together with such non-material changes as may be acceptable to the City Manager and approved as to form and legality by the City Attorney.

**Section 3. Authorization.** The City Manager is authorized to execute Construction Agreement and expend budgeted funds on behalf of the City.

**Section 4. Implementation.** The City Manager and the City Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and the provisions of this Resolution.

**Section 5. Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by \_\_\_\_\_ who moved its adoption. The motion was seconded by \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Mayor Christi Fraga	_____
Vice Mayor Oscar Puig-Corve	_____
Councilwoman Digna Cabral	_____
Councilman Rafael Pineyro	_____
Councilwoman Maureen Porras	_____

PASSED AND ADOPTED this 10 day of April, 2024.

\_\_\_\_\_  
CHRISTI FRAGA, MAYOR

ATTEST:

\_\_\_\_\_  
CONNIE DIAZ, MMC  
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:

\_\_\_\_\_  
GREENSPOON MARDER, LLP  
INTERIM CITY ATTORNEY