

RESOLUTION NO. 2021-R-88

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO NEGOTIATE AND EXECUTE AGREEMENTS WITH COMCAST BUSINESS FOR THE PROVISION OF NETWORK AND BROADBAND SERVICES IN AN AMOUNT NOT-TO-EXCEED ONE HUNDRED FORTY THOUSAND DOLLARS (\$140,000.00) ANNUALLY; WAIVING COMPETITIVE BIDDING IN ACCORDANCE WITH SECTION 7-120(B) OF THE NORTH MIAMI CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, the City of North Miami (“City”) City Hall and City facilities are connected via a Local Area Network with current provider, Comcast Business, which allows ten (10) sites to communicate and share network resources; and

WHEREAS, the City’s agreement with Comcast Business has expired and the City is currently paying for services on a month-to-month basis; and

WHEREAS, the proposed agreement will allow for twenty (20) City Hall facilities to be connected for the purpose of sharing and accessing resources including phone, television, file servers, software products, and the Internet (“Services”); and

WHEREAS, also included in the proposal, are intangibles such as network monitoring and Custom Enterprise Level Service Agreements with Comcast, all for a similar price point to what the City is already paying for Comcast Services; and

WHEREAS, in accordance with Section 7-120(b) of the City of North Miami's Code of Ordinances, the Mayor and City Council may waive any condition imposed by the provisions of the Procurement Code upon a four-fifths vote when it finds such a 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; and

WHEREAS, City staff recommends approval of the proposed agreement terms and the waiver of competitive bidding procedures as there are only two (2) providers that offer Services in the South Florida region and the City is satisfied with the current level of service offered by current

provider at a competitive price and does not desire a switch in providers due to the impacts of business disruption; and

WHEREAS, consequently, City staff is requesting authorization of a waiver of competitive bidding procedures by the Mayor and City Council, in accordance with Section 7120(b) of the Procurement Code, and further authorization for the City Manager and City Attorney to finalize and execute an agreement with Comcast Business for an amount not-to-exceed One Hundred Forty Thousand Dollars (\$140,000.00) annually; and

WHEREAS, the Mayor and City Council desire to waive competitive bidding procedures in accordance with Section 7-120(b) of the Procurement Code, and to authorize the City Manager and City Attorney to negotiate and execute an agreement with Comcast.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Waiver. The Mayor and City Council of the City of North Miami, Florida, hereby waive competitive bidding procedures in accordance with Section 7-120(b) of the Procurement Code.

Section 2. Authorization to City Manager and City Attorney. The Mayor and City Council of the City of North Miami, Florida hereby authorize the City Manager and City Attorney to negotiate and execute agreements with Comcast Business for an amount not-to-exceed One Hundred Forty Thousand Dollars (\$140,000.00) annually.

Section 3. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 13th day of July, 2021.


PHILIPPE BIEN-AIME
MAYOR

ATTEST:



VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Galvin

Seconded by: Timothe

Vote:

Mayor Philippe Bien-Aime	<u> X </u>	(Yes)	<u> </u>	(No)
Vice Mayor Scott Galvin	<u> X </u>	(Yes)	<u> </u>	(No)
Councilwoman Kassandra Timothe, MPA	<u> X </u>	(Yes)	<u> </u>	(No)
Councilwoman Mary Estimé-Irvin	<u> X </u>	(Yes)	<u> </u>	(No)
Councilman Alix Desulme, Ed.D.	<u> X </u>	(Yes)	<u> </u>	(No)