

**RESOLUTION NO. 2022-R-85**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, SELECTING BDO USA, LLP AS A CONSULTANT FOR THE PROVISION OF P3 FINANCIAL ANALYSIS AND ADVISORY SERVICES IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED SEVENTY-EIGHT THOUSAND DOLLARS (\$578,000.00); WAIVING COMPETITIVE BIDDING IN ACCORDANCE WITH SECTION 7-120(B) OF THE NORTH MIAMI CODE OF ORDINANCES; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE SELECTED CONSULTANT; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.**

**WHEREAS**, the City of North Miami (“City”) is pursuing the services of a financial advisor in connection with the City’s proposed downtown redevelopment utilizing a Public Private Partnership (P3) delivery method; and

**WHEREAS**, City staff has reviewed and evaluated a proposal from BDO USA, LLP (“Consultant”) and has recommended the firm for consideration by Mayor and City Council for the provision of P3 financial analysis and advisory services; and

**WHEREAS**, services include project strategy, real estate strategy, risk assessment, financial modeling, value-for-money (“VFM”) analysis, finalization of transaction structure, assisting with draft and final procurement documents, proposal evaluation, negotiation, commercial, and financial close for an amount not to exceed five hundred seventy-eight thousand dollars (\$578,000.00); 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 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 the selected consultant; 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 the selected consultant.

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

**Section 1.**     **Selection of Consultant.** The Mayor and City Council of the City of North Miami, Florida, hereby select BDO USA, LLP for the provision of P3 Financial Analysis and Advisory services in accordance with the Consultant's proposal.

**Section 2.**     **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 3.**     **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 an agreement, in substantially the attached form, with the selected consultant in an amount not to exceed five hundred seventy-eight thousand dollars (\$578,000.00).

**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 28th day of June, 2022.

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



**RESOLUTION NO. 2022-R-86**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL  
OF THE CITY OF NORTH MIAMI, FLORIDA,  
AUTHORIZING THE CITY MANAGER AND CITY  
ATTORNEY TO NEGOTIATE AND EXECUTE AN  
AGREEMENT WITH HOMETOWN TROLLEY  
INCORPORATED FOR THE PURCHASE OF FOUR (4)  
FREIGHTLINER 31' VILLAGER MODEL TROLLEYS;  
PROVIDING FOR AN EFFECTIVE DATE AND ALL  
OTHER PURPOSES.**

**WHEREAS**, on June 12, 2022, the City of North Miami ("City") Council adopted resolution authorizing the purchase of four (4) Freightliner 31' Villager (2022 Year) Model Trolleys from Hometown Trolley Incorporated ("Hometown"); and

**WHEREAS**, the Mayor and City Council have authorized the issuance of purchase orders to secure the purchase of the trolleys; and

**WHEREAS**, in addition to the purchase orders, City staff recommends the execution of an agreement for the purchase of the trolleys; and

**WHEREAS**, City Staff respectfully requests that the City Council to authorize the City Manager and City Attorney to negotiate and enter into an agreement with Hometown, for the purchase of the four (4) trolleys in an amount not to exceed Nine Hundred One Thousand Four Hundred Twenty-Eight Dollars (\$901,428.00); and

**WHEREAS**, the Mayor and City Council find that entering into an agreement for the purchase of trolleys is in the best interest of the City and wish to authorize the City Manager and City Attorney to negotiate and execute an agreement in support of this objective.

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

**Section 1. Authority of 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 an agreement with Hometown Trolley Incorporated, at a cost not exceed Nine Hundred One Thousand Four Hundred Twenty-Eight Dollars (\$901,428.00).

**Section 2.**    **Effective Date.** This Resolution shall be effective upon adoption.

**PASSED AND ADOPTED** by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 28th day of June, 2022.

  
\_\_\_\_\_  
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: Bien-Aime

**Vote:**

Mayor Philippe Bien-Aime  
Vice Mayor Alix Desulme, Ed.D.  
Councilman Scott Galvin  
Councilwoman Kassandra Timothe, MPA  
Councilwoman Mary Estimé-Irvin

<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)