

RESOLUTION NO. 2016-29388

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER (AS SET FORTH IN THE CITY COMMISSION MEMORANDUM ACCOMPANYING THIS RESOLUTION) AND WAIVING, BY A 5/7THS VOTE, THE FORMAL COMPETITIVE BIDDING REQUIREMENT, FINDING SUCH WAIVER TO BE IN THE CITY'S BEST INTEREST; AND APPROVING THE VENDORS LISTED IN EXHIBIT A TO THIS RESOLUTION FOR THE PURCHASE OF FOOD AND SNACKS, RIDES AND INFLATABLES, AND OTHER PROGRAM EXPENSES TO BE USED BY THE PARTICIPANTS OF THE CITY'S PARKS AND RECREATION DEPARTMENTS' AFTER-SCHOOL PROGRAMS, SUMMER CAMPS, SPECIAL EVENTS AND OTHER PROGRAMMED ACTIVITIES; SAID WAIVER SHALL BE AUTHORIZED FOR A PERIOD OF THREE (3) YEARS, ON A YEAR-TO-YEAR BASIS, CONTINGENT UPON CITY COMMISSION APPROVAL OF THE DEPARTMENT'S RELATED BUDGET ALLOCATION(S) DURING THE ADOPTION OF THE CITY'S ANNUAL BUDGET, IN AN ANNUAL AMOUNT NOT TO EXCEED \$270,000.**

**WHEREAS**, at the April 17, 2013 City Commission Meeting, the Mayor and City Commission adopted Resolution No. 2013-28180, approving the waiver, by a 5/7<sup>ths</sup> vote, the formal competitive bidding requirement, finding such waiver to be in the City's best interest, and authorizing the purchase of food and snacks from Publix, Costco, Gordon Foods, and BJ's Wholesale to be consumed by: a) the City's Parks and Recreation Department's (the Department) participants in their after-school program, summer camps, special events and other programmed activities, and b) other departments and offices citywide, as approved in their respective annual budgets for a period of three (3) years; and

**WHEREAS**, the Department holds various programs and events throughout the year that require the purchase of food, snacks, rides, inflatables and other necessary program expenses; and the funds for these items are allocated annually through the department's approved budget; and

**WHEREAS**, as part of the after-school program, no school days and summer camp curriculum, the Department provides free snacks to all participants (estimated average daily attendance of 1,000 children) and these snacks are purchased on a bi-weekly to a monthly basis by the park staff at local grocery or wholesale stores; and

**WHEREAS**, food and miscellaneous program expenses are additionally regularly purchased for athletics, seniors, teens and toddler programs and activities such as Thanksgiving, Holiday, Valentine's Day, New Years and the end of season parties as well as for the Guild for the Blind and to the Special Needs Population programs; and

**WHEREAS**, the Department has procedures in place to properly safeguard the delivery and safekeeping of these items; and

**WHEREAS**, the Department holds multiple events for thousands of residents throughout the year that require the rental of rides and inflatables such as:

- Back to School Bash
- Hispanic Heritage Festival
- Safe Night of Fright
- Halloween Happenings
- Winter Wonderland
- Cupid's Carnival
- Leprechaun's Carnival
- Spring Eggstravaganza
- Fall Fest; and

**WHEREAS**, in the past, staff has found it very difficult to acquire identical quotes from inflatable and ride vendors as not all companies have the same products to offer; and

**WHEREAS**, the Department will work with the respective departments to stay in compliance with the City's established budgetary, procurement and administrative procedures; and


**WHEREAS**, Resolution No. 2013-28180 will expire in April of 2016 and the City Manager recommends waiving, by a 5/7<sup>th</sup>s vote, the formal competitive bidding requirement, as being in the best interest of the City; and


**WHEREAS**, the Administration recommends the approval of the vendors for food and program expenses as more particularly set forth in Exhibit A hereto.


**NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby accept the recommendation of the City Manager (as set forth in the City Commission Memorandum accompanying this Resolution) and waive, by a 5/7<sup>th</sup>s vote, the formal competitive bidding requirement, finding such waiver to be in the City's best interest; and approve the vendors listed in Exhibit A to this Resolution for the purchase of food and snacks, rides and inflatables, and other program expenses to be used by the Participants of the City's Parks and Recreation Departments' after-school programs, summer camps, special events and other programmed activities; said waiver shall be authorized for a period of three (3) years, on a year-to-year basis, contingent upon City Commission approval of the Department's related budget allocation(s) during the adoption of the City's annual budget, in an amount not to exceed \$270,000.

**PASSED and ADOPTED** this 11<sup>th</sup> day of May, 2016.

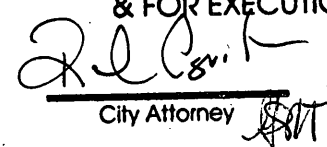
**ATTEST:**

  
\_\_\_\_\_  
RAFAEL E. GRANADO, CITY CLERK



  
\_\_\_\_\_  
PHILLIP LEVINE, MAYOR

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney

5-3-2016  
\_\_\_\_\_  
Date

## **Exhibit A**

### **List of Vendors**

#### **Food and Snacks**

BJ's Wholesale Club	Dominoes
Costco Wholesale	Papa Johns
Publix Supermarkets	Whole Foods
Walmart	Coca-Cola
Gordon Food Service Distribution and Food Service	

#### **Rides and Inflatables**

Red Balloon	Power Party Events
Allstar Events	Mega Party Events
The Event Depot	Games on the Go

#### **Program Expenses**

Party City	Home Depot	Shin Digz
Oriental Trading/Fun Express	Michael's	Home Depot
Target	Joann Fabrics	Walmart
Miami Premier	FL Ice Manufacturing	IKEA
S&S Worldwide	Ayers	Apple
BSN	Boun Tree	Office Depot
Amazon.com	Crown Trophy	Swago
ID Wholesaler		

***\*\*Staff can use, but are not limited to, the list of vendors for the above expenses\*\****

# MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

## COMMISSION MEMORANDUM

TO: Mayor Philip Levine and Members of the City Commission

FROM: Jimmy L. Morales, City Manager

DATE: May 11, 2016

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER (AS SET FORTH IN THE CITY COMMISSION MEMORANDUM ACCOMPANYING THIS RESOLUTION) AND WAIVING, BY A 5/7THS VOTE, THE FORMAL COMPETITIVE BIDDING REQUIREMENT, FINDING SUCH WAIVER TO BE IN THE CITY'S BEST INTEREST; AND APPROVING AND AUTHORIZING THE VENDORS LISTED IN EXHIBIT A TO THIS RESOLUTION FOR THE PURCHASE OF FOOD AND SNACKS, RIDES AND INFLATABLES AND OTHER PROGRAM EXPENSES FOR THE CITY'S PARKS AND RECREATION DEPARTMENTS' PARTICIPANTS IN THEIR AFTER-SCHOOL PROGRAMS, SUMMER CAMPS, SPECIAL EVENTS AND OTHER PROGRAMMED ACTIVITIES; SAID WAIVER SHALL BE AUTHORIZED FOR A PERIOD OF THREE (3) YEARS, ON A YEAR-TO-YEAR BASIS, CONTINGENT UPON CITY COMMISSION APPROVAL OF THE DEPARTMENT'S RELATED BUDGET ALLOCATION(S) DURING THE ADOPTION OF THE CITY'S ANNUAL BUDGET, IN AN ANNUAL AMOUNT NOT TO EXCEED \$270,000.**

### BACKGROUND

At the April 17, 2013 City Commission Meeting, Resolution No. 2013-28180 (Exhibit B) was passed approving the waiving, by a 5/7<sup>th</sup> vote, the formal competitive bidding requirements, finding such waiver to be in the City's best interest, and authorizing the purchase of food and snacks from Publix, Costco, Gordon Foods, and BJ's Wholesale to be consumed by: a) the City's Parks and Recreation Department's (the Department) participants in their After-School program, summer camps, special events and other programmed activities, and b) other departments and offices citywide, as approved in their respective annual budgets for a period of three (3) years.

The Department holds various programs and events throughout the year that require the purchase of food, snacks, rides, inflatables and other necessary program expenses. The funds for these items are allocated annually through the department's approved budget.

#### *Snacks and Food/Program Expenses*

As part of the After-School Program, No School Days and Summer Camp curriculum, the Department provides free snacks to all participants (estimated average daily attendance of 1,000 children). These snacks are purchased on a bi-weekly to a monthly basis by the park staff at local grocery or wholesale stores. Aside from the daily programming, food and miscellaneous program expenses are regularly purchased for athletics, seniors, teens and toddler programs and activities such as Thanksgiving, Holiday, Valentine's Day, New Years and the end of season parties. Additionally, the Department also provides food to Guild for the Blind and to the special needs population.

Agenda Item C7H  
Date 5-11-16

programs.

The Department has procedures in place to properly safeguard the delivery and safekeeping of these items. All programmed sites have proper refrigeration as mandated by the Department of Health. The managers at each site are tasked with assuring proper inventory controls and distribution to the children during regular After-School and summer programming along with maintaining the same safeguards and procedures during the other planned events and activities.

#### *Rides and Inflatables*

The Parks and Recreation Department holds multiple events for thousands of residents throughout the year that require the rental of rides and inflatables such as:

- Back to School Bash
- Hispanic Heritage Festival
- Safe Night of Fright
- Halloween Happenings
- Winter Wonderland
- Cupid's Carnival
- Leprechaun's Carnival
- Spring Eggstravaganza
- Fall Fest

In the past, staff has found it very difficult to acquire identical quotes from inflatable and ride vendors as not all companies have the same products to offer. These special events are a very important staple in the City and the department would like to offer a variety of inflatable and rides from different local vendors throughout the year.

The department will work with the respective departments to stay in compliance with the City's established budgetary, procurement and administrative procedures.

#### **CITY MANAGER'S RECOMMENDATION**

The City Manager recommends that the Mayor and City Commission waive the formal competitive bidding requirement, by a 5/7<sup>th</sup>'s vote, as permitted under Section 52-367(e) of the City Code, as being in the best interest of the City.

#### **CONCLUSION**

With the expiration of Resolution No. 2013-28228 in April 2016, the Administration recommends the adoption of the Resolution approving the waiver, by a 5/7<sup>th</sup>'s vote, of the formal competitive bidding requirements, finding such waiver to be in the City's best interest, and authorizing the purchase of food and snacks, rides and inflatables and program expenses to include the vendors listed in Exhibit A to be used and consumed by the City's Parks and Recreation Departments' participants in their after-school programs, summer camps, special events and other programmed activities; said waiver shall be authorized for a period of three (3) years, on a year-to-year basis, contingent upon City Commission approval of the department's related budget allocation(s) during the adoption of the City's annual budget, in an annual amount not to exceed \$270,000.

Attachment

*Exhibit A – List of Vendors*

*Exhibit B - Resolution No. 2013-28180*

JLM/EC/JR  


**EXHIBIT B**

**Resolution No. 2013-28180**

**RESOLUTION NO.            2013-28180**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, WAIVING, BY A 5/7THS VOTE, THE FORMAL COMPETITIVE BIDDING REQUIREMENTS, FINDING SUCH WAIVER TO BE IN THE CITY'S BEST INTEREST, AND AUTHORIZING THE PURCHASE OF FOOD AND SNACKS FROM PUBLIX, COSTCO, GORDON FOODS, AND BJ's WHOLESALE TO BE CONSUMED BY: A) THE CITY'S PARKS AND RECREATION DEPARTMENT'S PARTICIPANTS IN THEIR AFTER-SCHOOL PROGRAMS, SUMMER CAMPS, SPECIAL EVENTS AND OTHER PROGRAMMED ACTIVITIES, AND B) OTHER DEPARTMENTS AND OFFICES CITYWIDE, AS APPROVED IN THEIR RESPECTIVE ANNUAL BUDGETS; SAID WAIVER SHALL BE AUTHORIZED FOR A PERIOD OF THREE (3) YEARS, ON A YEAR-TO-YEAR BASIS, CONTINGENT UPON CITY COMMISSION APPROVAL OF THE DEPARTMENTS' RELATED BUDGET ALLOCATION(S) DURING THE ADOPTION OF THE CITY'S ANNUAL BUDGET.**

**WHEREAS**, the Parks and Recreation Department is charged with the goal of providing safe, educational, and fun-filled programming for all ages; and

**WHEREAS**, as a component of the after-school curriculum and during non-school days, the Recreation Division provides free snacks to all after-school participants; and

**WHEREAS**, on non-school days, the programmed recreational sites may also supply lunches, entertain the children with parties, and ensure that the children have healthy snacks prior to sending them home; and

**WHEREAS**, the Recreation Division also hosts in-house activities recognizing "special days" for the after-school participants; examples of these activities include, but are not limited to, Thanksgiving, Valentine's Day, New Year's Eve, and the End of the School Year parties; and

**WHEREAS**, the Department also produces numerous neighborhood and special events in order to provide residents with fun-filled and enjoyable activities throughout the year, which include:

- Hispanic Heritage Festival
- Safe Night of Fright
- Halloween Happenings
- Winter Wonderland
- Black History Night
- Cupid's Carnival
- Spring Eggstravaganza
- Playground Revue
- Movie in the Parks (various sites); and

**WHEREAS**, the Recreation Division also supplies food and snacks to seniors during their programmed events, provides food to the Guild for the Blind and to our special needs population programs at their many events, which include Special Olympics, Thanksgiving, Seasonal Holiday Party, Valentine's Day, and the End of School Year Party; and

**WHEREAS**, there are additional City Departments and offices that also purchase food and snacks from the vendors on the approved list; and

**WHEREAS**, for example, the Office of the Mayor and Commission purchase food monthly for City Commission meetings and City Commission workshops; and

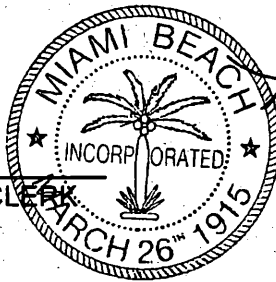
**WHEREAS**, the Office of Community Services purchases approximately \$3,600 of food annually for their Service Partnership Program, Youth Development Program, and Emergency Food & Shelter Program (EFSP).


**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby waive, by a 5/7<sup>th</sup> vote, the formal competitive bidding requirements, finding such waiver to be in the City's best interest, and authorize the purchase of food and snacks from Publix, Costco, Gordon Foods, and BJ's Wholesale, to be consumed by: a) the City's Parks and Recreation Department's participants in their after-school programs, summer camps, special events, and other programmed activities, and b) other departments and offices Citywide, as approved in their respective annual budgets; said waiver shall be authorized for a period of three (3) years on a year-to-year basis, contingent upon City Commission approval of the Departments' related budget allocation(s) during the adoption of the City's annual budget.

**PASSED and ADOPTED** this 17 day of April, 2013.

**ATTEST:**

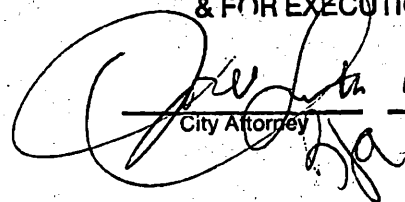
  
\_\_\_\_\_  
RAFAEL GRANADO, CITY CLERK



  
\_\_\_\_\_  
MATTI HERRERA BOWER  
MAYOR

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APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney

4/4/13  
Date