

RESOLUTION No. 2009-05-950

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RATIFYING THE CITY MANAGER'S PURCHASE OF A POLICE DOG FROM METRO-DADE K-9 SERVICES IN THE AMOUNT OF \$12,500.00; WAIVING COMPETITIVE BIDDING AND NEGOTIATING; AUTHORIZING EXECUTION OF A CONTRACT AFTER THE FACT; PROVIDING FOR A NUNC PRO TUNC EFFECT; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council authorized the City Manager's purchase of two (2) police canines on December 10, 2008, and

WHEREAS, at that time, the Police Department was attempting to purchase an additional police dog, but was unable to do so, and

WHEREAS, the vendor that the City previously contracted with, Metro-Dade K-9 Services, made an additional canine available for purchase in the amount of \$12,500.00 which includes a performance and health guarantee, and

WHEREAS, in order to ensure that the canine would be available to the City, it was purchased on December 23, 2008, and

WHEREAS, staff had previously reviewed contracts from various municipalities in an effort to piggy-back on an existing contract; however, none was available, and

WHEREAS, City staff also undertook an effort to contact vendors to determine whether or not they had canines in their existing inventories that would serve the City's needs, and

WHEREAS, since Metro-Dade K-9 Services has a canine available for this purpose, City staff is requesting authorization from the City Council to purchase one (1) additional canine from Metro-Dade K-9 Services,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. AUTHORIZATION. The City Council of the City of Miami Gardens hereby authorizes the City Manager to purchase a canine dog from Metro-Dade K-9 Services in the amount of \$12,500.00. The City Council also waives competitive bidding requirements for this purpose, and authorizes the City Manager to enter into an after the fact contract with Metro-Dade K-9 Services.

Section 3. NUNC PRO TUNC EFFECT: This Resolution shall relate back to December 23, 2008.

Section 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON JANUARY 14, 2009.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, MMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ.
City Attorney

Resolution No. 2009-05-950

SPONSORED BY: DANNY CREW, CITY MANAGER

MOVED BY: Vice Mayor Watson

SECOND BY: Councilman Campbell

VOTE: 6-0

Mayor Shirley Gibson	<u> X </u> (Yes)	<u> </u> (No)
Vice Mayor Barbara Watson	<u> X </u> (Yes)	<u> </u> (No)
Councilman Melvin Bratton, Sr.	<u> </u> (Yes)	<u> </u> (No) (not present)
Councilman Aaron Campbell, Jr.	<u> X </u> (Yes)	<u> </u> (No)
Councilman Oliver Gilbert III	<u> X </u> (Yes)	<u> </u> (No)
Councilwoman Sharon Pritchett	<u> X </u> (Yes)	<u> </u> (No)
Councilman André Williams	<u> X </u> (Yes)	<u> </u> (No)

SKD/teh

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City of Miami Gardens Agenda Cover Memo

Council Meeting Date:	<i>January 14, 2009</i>		Item Type: <small>(Enter X in box)</small>	Resolution	Ordinance		Other	
				X				
Fiscal Impact: <small>(Enter X in box)</small>	Yes	No	Ordinance Reading: <small>(Enter X in box)</small>	1st Reading		2nd Reading		
	X			Public Hearing: <small>(Enter X in box)</small>	Yes	No	Yes	No
Funding Source:	General Fund- Police Department		Advertising Requirement: <small>(Enter X in box)</small>		Yes		No	
						X		
Contract/P.O. Required: <small>(Enter X in box)</small>	Yes	No	RFP/RFQ/Bid #:	N/A				
	X							
Sponsor Name	Dr. Danny O. Crew		Department:	Police Department				

Short Title:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RATIFYING THE CITY MANAGER'S PURCHASE OF A POLICE DOG FROM METRO-DADE K-9 SERVICES IN THE AMOUNT OF \$12,500.00; WAIVING COMPETITIVE BIDDING AND NEGOTIATING; AUTHORIZING EXECUTION OF A CONTRACT AFTER THE FACT; PROVIDING FOR A NUNC PRO TUNC EFFECT; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

Staff Summary:

The City of Miami Gardens City Council ratified the purchase of two police canines on December 10, 2008. At that time, the Department was still attempting to purchase a third dog; however, due to inventory and health reasons were unable to do so. Therefore the Department moved forward with the resolution to make the purchase of two animals.

Since that time, Metro-Dade K9 Services (the vendor that the other two city canines were purchased from) received a new shipment of canines from Europe and invited Department representatives to be the first to evaluate the dogs in order to acquire the third and final canine. Department members attended an evaluation session at the vendor's location and viewed a variety of canines. At the conclusion it was decided, with consultation from the Department's

certified trainer, that the selection of canine "Ikar" should be made. The cost of "Ikar" is \$12,500 which includes a performance and health guarantee. This canine has more training than the other canines that were available which is an advantage to the Department.

The purchase of the canine was made on December 23, 2008, to ensure that the dog would not be sold to another agency. As the market for canine service dogs is high at this time and the availability low, the purchase was made to ensure the best option for the Department. Furthermore, the previous two canines have already started their training process and the acquisition of "Ikar" allows for continuity in the training process which is expected to last 10 weeks. The canine was given a health screening and was deemed to be serviceable from a certified veterinarian.

Proposed Action:

That the City Council ratifies the attached resolution approving the City Manager waiving competitive bidding, negotiating and executing a contract after the fact with Metro-Dade K9 Services for the amount of \$12,500 for the purchase of a police dog.

Attachment:

Attachment A - Contract for Canine Purchase

METRO-DADE K-9 SERVICES

POLICE DOG TRAINING CENTER

FULLY TRAINED DOGS FOR SALE

PERSONAL PROTECTION • SCHUTZHUND • KNPV
DUAL PURPOSE PATROL • NARCOTICS
HOME • BUSINESS

December 23, 2008

Purchaser:

City of Miami Gardens Police Department
C/O Sgt. John Mulcahy
1020 N.W. 163rd Drive
Miami Gardens, Florida 33169

- 1 Police Service Dog (s) – European Imported to be selected
- Prices as follows:
 - Dog's Name: "Ikar" – Male GSD - Dob: 03/19/05
 - Total Price \$13500.00 less \$1000.00 donation from Metro Dade K9 Services – Grand Total \$12500.00 – Purchase Order # - Above prices do not include any equipment
 - Sociable temperament: At the time of sale, the canine(s) are mentally sound, in good physical health and have good temperament
- Gunfire Tested.
- Good on slippery floors and all types of terrain.
- Excellent drives for detector training.
- They demonstrate balanced prey, defense drives, and ability to track.
- Health Guarantee / Performance Guarantee / Replacement Guarantee: Please see below
- Dogs(s) have been completely demonstrated to and selected by purchaser and/or purchaser representatives on today's date.

Health and Trainability guarantee:

The canine(s) are guaranteed to pass a complete physical examination conducted by the contracted City of Miami Gardens Veterinarian within 2 business days. Seller agrees to replace the dog if any genetic defects are diagnosed at the time of examination and up to one year for congenital diseases from today's date at no additional cost to the department. The seller will replace the canine in a timely manner if any problems arise regarding above paragraph within 30 days of receiving original canine back at Metro Dade K9 Training Facility. All dogs are guaranteed to have good hips, free of heartworm, & internal parasites at the time of purchase. The teeth are in good condition. If the department does not take the dog to a licensed veterinarian for a complete physical during above specified time; Metro Dade K9 Services and/or Tony Guzman are released from any and all warranties and liabilities regarding health. Metro-Dade K9 Services must receive a letter from the veterinarian stating the dog has passed its complete physical. Canines are guaranteed to pass K9 certification after completion of State Certified Academy. Canines are guaranteed to pass a state certified narcotics detector school. Training must commence within 120 days upon acceptance of canine and veterinarian approval. Canine(s) are guaranteed for work performance for one year from date of purchase, provided all training records are surrendered to Metro Dade K9 Training Facility showing that the canine team had proper maintenance training.

Replacement Guarantee:

If the canine(s) should fail to pass any of the above, they will be replaced with a canine of equal value, providing canine is returned to Metro-Dade K9 Services in the same state of health and trainability as he was surrendered (physical and mental). All training and/or veterinarian records must be released to seller upon return to facility. Replacement canines will be available immediately if available, or at the most 30 days from the date he was returned to kennel facility. There are no refunds. The purchaser advises that these animals may bite, or cause damage to persons or property while in their care, and that Tony Guzman, and or Metro Dade K9 Services and/or their staff are not to be held responsible or liable for this animal or any damage it may cause while owned by them.

Purchaser waives and releases Metro Dade K9 Services, its employees, officers, members, and agents, from any and all liability of any nature; for injury or damage sustained to purchaser while on grounds of training facility, or thereafter.

Read and accepted by:

DR. DANNY CREW CITY MANAGER

Signatures: _____

17940 S.W. 168th Street • Miami, Florida 33187

(305) 378-9035

Metro Dade K9 Guard Dog Services

Invoice

17940 S.W. 168 Street
 Miami, Florida 33187
 (305) 378-9035

Date	Invoice #
12/23/2008	3994

Bill To
City of Miami Gardens Accounts Payable 1515 N.W. 167th Street #200 Miami Gardens, 33169

Ship To

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
			12/23/2008			

Quantity	Item Code	Description	Price Each	Amount
1	Police Dog	Police Service Canine per contract "Ikar z Polytanu" - GSD Male (Titled) Sales Tax	12,500.00 0.00%	12,500.00 0.00

Thank you for your business.

Total

\$12,500.00