

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ISSUE A BLANKET PURCHASE AGREEMENT WITH ENTERPRISE FM TRUST, A DELAWARE STATUTORY TRUST, AND EXECUTE AN OPEN-END (EQUITY) LEASE RATE QUOTE FOR THE LEASE OF VEHICLES IN AN ESTIMATED TOTAL AMOUNT OF \$ 192,932.46 FOR A 14 MONTH TERM, BASED UPON SOURCEWELL CONTRACT # 060618-EFM AND IN ACCORDANCE WITH SECTION 38.41(C)(5) OF THE CODE OF ORDINANCES (PIGGYBACK).

WHEREAS, the Public Works Department, Fleet Maintenance Division, on behalf of the Code Compliance Division, requests the approval of the attached lease rate quote for the purpose of leasing 42 2022 Ford F-150 4X2 pickup trucks to replace prior leased vehicles, approved via Resolution R-2020-161 on July 1, 2020, that will be returned to Enterprise FM Trust, a Delaware Statutory Trust ("Enterprise"); and

WHEREAS, Enterprise was contacted regarding availability of 42 2022 Ford F-150 4X2 pick-up trucks to be delivered via two, seven-month lease cycles, and the vendor advised City staff of their need for a "Letter of Intent" to secure the purchase of these vehicles to the City pursuant to an open-end lease program as the manufacturer has a short window to receive orders due to limited build of the 2022 vehicles; and

WHEREAS, on December 14, 2016, the City Commission authorized Resolution No. R-2016-375, which approved a Master Equity Lease Agreement package with Enterprise for vehicles for Code Compliance; and

WHEREAS, the Enterprise Vehicle Lease Agreement was competitively procured through the Sourcewell Contract pursuant to contract #060618-EFM, and Enterprise has agreed to provide these vehicles under the pricing terms and conditions; and

WHEREAS, the Master Equity Lease Agreement allows for the future leasing of vehicles based upon a Schedule and if necessary, an addendum to Master Equity Lease Agreement; and

WHEREAS, Section 38.41(C)(5) of the Procurement Code allows the Chief Procurement Officer to procure, without following formal solicitation procedures, all goods, supplies, materials, equipment, and services that are the subject of contracts with the State, its political subdivisions, the United States government, other governmental entities, or a corporation not for profit whose members are governmental entities, public

officers, or any combination thereof ("piggyback"), provided that the goods, supplies, materials, equipment, or services are the subject of a price schedule negotiated by the entities listed above and is based strictly on competitive bids, quotations, or competitive proposals and not on any preference; and

WHEREAS, the lease is an open-end equity lease for two seven-month lease cycles, and 21 vehicles will be provided to the City during the first seven-month lease cycle, and at the end of the first seven-month term, the first 21 vehicles will be returned and replaced by 21 new vehicles for the second seven-month lease term; and

WHEREAS, Enterprise projects a re-sale value exceeding the reduced book value at the end of each seven-month term based upon accredited ALG Residual Data, and combined with Enterprise's buying and purchasing power and the manufacturer's government incentives, Enterprise projects that savings from the re-sale will cover the City's lease cost over the 14-month program; and

WHEREAS, the rebate to the City can only be determined after the re-sale of the existing vehicles, which over the past five, seven-month lease cycles, have exceeded the purchase price paid by Enterprise; and

WHEREAS, the future rebates are expected to exceed the lease cost (including equipment and registration fees) of \$192,932.46 over the 14-month term; and

WHEREAS, the Director of Public Works, the Code Compliance Manager, and the Assistant Director of Financial Services for Procurement recommend that the City Commission authorize the issuance of a Blanket Purchase Agreement and execution of the attached open-end equity lease rate quote/schedule with Enterprise FM Trust for the leasing of 42 Ford F-150 4X2 pick-up trucks for Code Compliance Division for two seven-month cycles; and

WHEREAS, funding for the lease is available in account numbers 001.220101.53900.540050.000000.000.000, 445.520101.53400.540050.000000.000.000, and 114.140301.52400.540050.000000.000.000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the issuance, by the appropriate City officials, of a Blanket Purchase Agreement to Enterprise FM Trust, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: That it approves and authorizes the execution, by the appropriate City officials, of an Open-End (Equity) Lease Rate Quote with Enterprise FM Trust, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 4: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC  
CITY CLERK

APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY for the use and reliance  
of the City of Hollywood, Florida, only.

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DOUGLAS R. GONZALES  
CITY ATTORNEY