

**RESOLUTION No. 23-171**

**A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, APPROVING A FIRST AMENDMENT TO THE AGREEMENT WITH P & V INTERNATIONAL ENTERPRISE, LLC TO PROVIDE FOR AN ADDITIONAL ONE (1) YEAR TERM FOR CONCESSIONS SERVICES AT CITY PARKS; AUTHORIZING THE CITY MANAGER TO EXERCISE SAID AMENDMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, in 2018 the City of Doral (“City”) issued Request for Proposal (“RFP”) #2018-20 for concessions management services (“Services”) for a period of three (3) years, with the option to renew for an additional two (2) one-year (1) periods; and

**WHEREAS**, pursuant to Resolution No. 18-192, the City approved an award of the aforementioned RFP to P&V International Enterprise, LLC (“P&V”), and authorized the City Manager to enter into an agreement with P&V for said Services, which agreement became effective of December 13, 2018 (the “Agreement”); and

**WHEREAS**, P&V has been in the concession business since 2011 and has provided Services to the Kaseya Center (formerly American Airlines Arena), Marlins Park, Hard Rock Stadium, Miami Tennis Open, Miami International Boat Show, and Miami Beach Convention Center; and

**WHEREAS**, following the permitting process, and having received permit approval from the authorities having jurisdiction, P&V began providing Services at Doral Legacy Park in March 2019; and

**WHEREAS**, in March 2020, P&V was directed to stop providing Services due to the COVID-19 pandemic and did not restart providing Services until June 2021; and

**WHEREAS**, in April 2023, P&V began providing Services at Morgan Levy Park after delays in the permitting process due to new infrastructure needing to be installed and several permit review revisions; and

**WHEREAS**, at this time, the initial and renewal terms provided for in the Agreement are scheduled to expire on December 12, 2023, and there are no renewal terms remaining; and

**WHEREAS**, the Parks & Recreation Department is respectfully requesting that the City Council approve a First Amendment to the Agreement with P&V to provide for an additional one (1) year term, and authorize the City Manager to exercise said amendment.

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are confirmed, adopted, and incorporated herein and made a part hereof by this reference.

**Section 2. Approval & Authorization.** The Mayor and City Councilmembers approve the First Amendment to the existing agreement with P & V International Enterprise, attached hereto as Exhibit "A," and authorize the City Manager to extend the Agreement for a one (1) year term under the same terms and conditions.

**Section 3. Implementation.** The City Manager and the City Attorney are hereby authorized to take such action as may be necessary to implement the provisions of this Resolution.

**Section 4. Effective Date.** This resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Councilmember Puig-Corve who moved its adoption. The motion was seconded by Vice Mayor Pineyro and upon being put to a vote, the vote was as follows:

Mayor Christi Fraga	Yes
Vice Mayor Rafael Pineyro	Yes
Councilwoman Digna Cabral	Yes
Councilwoman Maureen Porras	Yes
Councilman Oscar Puig-Corve	Yes

PASSED AND ADOPTED this 18 day of October, 2023.

CHRISTI FRAGA, MAYOR

ATTEST:

CONNIE DIAZ, MMC  
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:

VALERIE VICENTE, ESQ. for  
NABORS, GIBLIN & NICKERSON, P.A.  
CITY ATTORNEY

# EXHIBIT “A”

**FIRST AMENDMENT TO THE  
AGREEMENT BETWEEN  
THE CITY OF DORAL  
AND  
P & V INTERNATIONAL ENTERPRISE  
FOR  
CONCESSION MANAGEMENT SERVICES**

This First Amendment to the Agreement between the **CITY OF DORAL** (“City”) and **P & V INTERNATIONAL ENTERPRISE** (“Provider”) executed this \_\_\_\_ day of September, 2023, is made a part of the original Agreement between the parties dated December 13, 2018 (the “Agreement”), between the City and Provider attached hereto as Exhibit “A”. The City and Provider hereby agree as follows:

**RECITALS**

**WHEREAS**, the City issued and awarded Request for Proposals (“RFP) #2018-20 to Provider to provide concessions management services (“Services”) for a period of three (3) years, with the option to renew for an additional two (2) one-year (1) periods; and

**WHEREAS**, pursuant to Resolution No. 18-192, the City approved the aforementioned award and resulting Agreement for said Services; and

**WHEREAS**, the Agreement became effective upon full execution, which date was December 13, 2018, and the initial and renewal terms provided for are scheduled to expire December 12, 2023; and

**WHEREAS**, the City is in need of an additional year of Services, therefore, the City and Provider now wish to amend the original agreement through this First Amendment to provide for an additional renewal term.

**NOW THEREFORE**, in consideration of the promises and the mutual covenants herein, the parties agree as follows:

1. **EFFECTIVE DATE.** The effective date of this First Amendment shall be December 12, 2023.
2. **AMENDING TERM.** Section 2.1 “TERM/COMMENCEMENT DATE”, is hereby deleted in its entirety, and substituted with the following language:

2.1 This initial Agreement shall become effective on December 13, 2018, and shall remain in effect for an initial three (3) year term, unless earlier terminated in accordance with Paragraph 8. Prior to, or upon completion of the initial term, the City shall have the option to renew this Agreement for three (3) additional one (1) year periods. The Provider shall maintain, for the

entirety of the stated additional periods(s), the same terms and conditions included within this original Agreement. Continuation of the Agreement beyond the initial term, and the optional years, is a City prerogative, and not a right of the Provider.

Except as modified herein, all other terms and conditions of Section 2 of the original Agreement shall remain in full force and effect.

3. **EXTENSION OF TERM.** The parties hereby agree to renew the Agreement for one (1) year as of the Effective Date of this First Amendment, thereby exercising its last of the three (3) renewal options.

4. **OTHER PROVISIONS REMAIN IN EFFECT.** Except as specifically modified herein, all terms and conditions of the original Agreement between the parties shall remain in full force and effect.

5. **CONFLICTING PROVISIONS.** The terms, statements, requirements, and provisions contained in this First Amendment shall prevail and be given superior effect and priority over any conflicting or inconsistent term, statement, requirement or provision contained in any other document or attachment, including but not limited to Exhibit "A".

**IN WITNESS WHEREOF**, the parties hereto have executed this First Amendment in duplicate on the day and year last written below.

[SIGNATURE PAGE TO FOLLOW]

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**City of Doral**

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Attest:

**CITY OF DORAL**

\_\_\_\_\_  
Connie Diaz, City Clerk

By: \_\_\_\_\_  
Barbara Hernandez, City Manager

Date: \_\_\_\_\_

Approved As To Form and Legal Sufficiency for the Use  
And Reliance of the City of Doral Only:

\_\_\_\_\_  
Valerie Vicente, Esq.  
for Nabors Giblin & Nickerson P.A.  
City Attorney

**PROVIDER**

By: \_\_\_\_\_  
Its: \_\_\_\_\_  
Date: \_\_\_\_\_

# EXHIBIT "A"