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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: April 19, 2016

Agenda Item No. 14(A)(2)

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

Resolution No. R-327-16

From: Carlos A. Gimenez
Mayor

Subject: Resolution Approving a Designated Purchase with Outfront Media LLC for Continuation of Bus Shelter Cleaning, Maintenance of Shelter Illumination, and Repair of Damaged Shelters Services Until a New Long-Term Bus Shelter Contract May be Effectuated

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RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) approve a designated purchase and authorize the County Mayor, the County Mayor's designee, or the Director of the Department of Transportation and Public Works (DTPW) to execute an agreement with Outfront Media Group LLC (Outfront Media) in order for Outfront Media to continue providing bus shelter cleaning, maintenance of bus shelter illumination, and repair services at approximately 1,050 County-owned bus shelters, until a permanent, long-term bus shelter contract is fully executed by the County. Approval of a designated purchase is being requested pursuant to Section 2-8.1(b)(3) of the Miami-Dade County Code. The existing Permit Agreement with Outfront Media expires on May 1, 2016, at which time the cost for maintenance of the County's bus shelters would be assumed by the County unless this agreement is approved.

SCOPE

The impact of this item is countywide in nature.

FISCAL IMPACT/ BENEFIT

The estimated value to the County for the above work is approximately $1,400,000.00.

TRACK RECORD/MONITOR

Outfront Media has been exemplary in meeting its commitments to the County under the Permit Agreement during the previous two (2) years, while providing the following services at no cost to the County:

- Fulfilling its commitment to the County in completing LED lighting upgrades at 485 bus shelters within Year One of the Permit Agreement, as scheduled under the Agreement;
- Fulfilling its commitment to the County in completing the remaining LED lighting upgrades at 366 bus shelters prior to its March 2015 Year Two benchmark date;
- Making ongoing repairs at the bus shelters to improve the percentage of illuminated shelters from a low of 28 percent at the start of the agreement to over 90 percent to date;
- Ensuring that the bus shelters are regularly cleaned and making frequent visits to the shelters for trash removal to ensure there is no overflowing trash;
- Ensuring that the bus shelters are well maintained and quickly repaired following vehicular accidents; and
- Installing bus shelters, as required by DTPW, prior to the effective dates for bus service changes, and removing or relocating existing bus shelters due to roadway widening construction projects.

Outfront Media also has a contract with DTPW for advertising on Metrorail cars, Metrorail stations, Metromover cars, Metrobuses, and Busway stations.

BACKGROUND

On April 23, 2015, DTPW exercised its Option to Renew (OTR) for the existing Bus Passenger Shelter Program Permit Agreement with Outfront Media, authorizing an additional year to clean, maintain, repair, and complete the LED lighting upgrade project at County bus shelters. Additionally, Outfront was authorized to continue selling and installing advertisements at the bus shelters for the purpose of offsetting its costs for said maintenance, repair, and upgrade work.

Administrative Order 8-5 authorizes County Departments to issue Permit Agreements to vendors to conduct private business in the public right-of-way for a period of one (1) year, plus one (1) additional year under an OTR extension of the Agreement if so exercised by the authorizing County Department.

The current Permit Agreement OTR with Outfront Media expires on May 1, 2016. This request for an extension of the Permit Agreement, if authorized by the Board, would provide for the continuation of bus shelter cleaning, maintenance, and repair services until such time as a permanent, long-term bus shelter contract may be effectuated by the County. The Request for Proposals (RFP) document for the new contract is under development and is anticipated to be advertised during the Third Quarter of Fiscal Year 2015-16.

Through the authorized short-term extension of the Permit Agreement, Outfront Media would continue providing the County with the following services, at no cost to the County:

- Ongoing cleaning, maintenance, and repairs of the approximately 1,050 County bus shelters;
- Ongoing illumination repairs at the bus shelters;
- Ongoing trash removal at the bus shelters; and
- Bus shelter installations and removals, as required by DTPW.

Though the extension of the existing Permit Agreement, Outfront Media will not be obligated to make monetary payments to the County since there are considerable capital and maintenance costs to the Permittee related to maintaining and repairing the approximately 1,050 County-owned bus shelters (a cost not paid for by the County). Additionally, the Permittee would only be entitled to a maximum of one (1) year of advertising revenues under this Permit Agreement extension.

Alina T. Hudak
Deputy Mayor

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: April 19, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 14(A)(2)

Please note any items checked.

_____ "3-Day Rule" for committees applicable if raised

_____ 6 weeks required between first reading and public hearing

_____ 4 weeks notification to municipal officials required prior to public hearing

_____ Decreases revenues or increases expenditures without balancing budget

_____ Budget required

_____ Statement of fiscal impact required

_____ Statement of social equity required

_____ Ordinance creating a new board requires detailed County Mayor's report for public hearing

_____ No committee review

✓ Applicable legislation requires more than a majority vote (i.e., 2/3's ✓, 3/5's ____, unanimous _____) to approve

_____ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 14(A)(2)
4-19-16

RESOLUTION NO. R-327-16

RESOLUTION AUTHORIZING DESIGNATED PURCHASE PURSUANT TO SECTION 2-8.1 (B)(3) OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN AGREEMENT WITH OUTFRONT MEDIA GROUP LLC FOR THE CONTINUATION OF BUS SHELTER CLEANING; MAINTENANCE OF SHELTER ILLUMINATION; AND REPAIR OF DAMAGED BUS SHELTERS FOR A PERIOD NOT TO EXCEED ONE YEAR, AND TO EXERICSE ALL PROVISIONS CONTAINED THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. This Board finds it is in the best interest of Miami-Dade County to approve the designated purchase of bus shelter cleaning, maintenance of shelter illumination, and repair of damaged bus shelters services for a period not to exceed one year, pursuant to Section 2-8.1(b)(3) of the County Code, by a two-thirds vote of the Board Members present.

Section 2. This Board authorizes the County Mayor or the County Mayor's designee to execute an agreement with Outfront Media Group LLC in substantially the form attached hereto for the continuation of said bus shelter services for a period of one (1) year and to exercise all provisions contained therein consistent with Section 2-8.4 of the Code of Miami-Dade County, Florida and Implementing Order 3-38.

The foregoing resolution was offered by Commissioner **Xavier L. Suarez**, who moved its adoption. The motion was seconded by Commissioner **Daniella Levine Cava** and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman	**aye**		
Esteban L. Bovo, Jr., Vice Chairman	**aye**		
Bruno A. Barreiro	**aye**	Daniella Levine Cava	**aye**
Jose "Pepe" Diaz	**absent**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**absent**	Barbara J. Jordan	**aye**
Dennis C. Moss	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**aye**	Xavier L. Suarez	**aye**
Juan C. Zapata	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 19th day of April, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: Christopher Agrippa
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Bruce Libhaber

MIAMI-DADE COUNTY

DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS
701 NW 1st Court • 17th Floor
Miami, Florida 33136

The undersigned parties, Miami-Dade County, a political subdivision of the State of Florida, and OUTFRONT Media Group LLC (OUTFRONT), hereby agree to extend the existing Bus Passenger Shelter Program Permit Agreement dated April 23, 2014 for a period not to exceed one (1) calendar year, effective May 1, 2016, under the same contract requirements and provisions as set forth in the originally-executed Permit Agreement document back in 2014, and extended under an Option to Review (OTR) in 2015 (a copy of the Permit Agreement is attached and incorporated herein).

Under this formal Agreement, as of the May 1, 2016 effective date, OUTFRONT will be authorized to continue selling and posting advertisement at the Miami-Dade County-owned bus passenger shelters, and will also be required to continue cleaning, maintaining and repairing the County's bus passenger shelters, as described in the Articles and Scope of Services of the original Permit Agreement document at no expense to the County.

During this extension of the existing Permit Agreement, OUTFRONT is responsible for, but not limited to, completing the following efforts at no cost to the County:

- Repairing all vandalized bus shelters, to include replacing missing glass panels, broken bench units, damaged map display frames/ map frame glass panels, and any other vandalized or broken bus shelter component
- Repairing all bus shelters damaged by vehicular accidents, to include replacing broken or leaning shelter roof support posts and damaged or broken back-lighted advertising boxes, as specified in the Scope of Work of this Permit Agreement
- Cleaning and maintaining the County-owned bus passenger shelters to ensure that they are free of dirt, graffiti, grease and grime and in proper condition at all times
- Replacing all missing bus shelter glass panels or any other missing bus shelter component, such as, but not limited to, map display frames, trash receptacles/ trash receptacle lids, bench units, solar panels
- Cleaning/ maintaining the existing solar system components located on top of and inside the bus shelters to bring the shelters back to proper illumination
- Emptying bus shelter trash receptacles to ensure they do not overflow; removing shattered glass at vandalized bus shelters; and trimming and mowing the grass at bus shelters located within the public right of way and within a ten-foot radius of the shelters
- Removing/ relocating existing County bus shelters due to roadway widening construction projects and bus route changes, as required by DTPW

AGREE TO AND ACCEPT TERMS

Outfront Media Group LLC
By: _____
Name: Andrew R. Sriubas
Title: EVP, Strategic Planning & Development
Date: March 9, 2016
Attest: _____

AGREE TO AND ACCEPT TERMS

Miami-Dade County
By: _____
Name: _____
Title: _____
Date: _____
Attest: _____

_____ Approved as to form and legal sufficiency

Please have staff contact me regarding any questions they may have relating to the Permit Agreement by calling 786-469-5364 (office), or by e-mail at glb@miamidade.gov.

Respectfully,

Glenn A. LeBlanc
Manager, Passenger Amenities
Department of Transportation and Public Works
Miami-Dade County

c: Alice N. Bravo, Director, Department of Transportation and Public Works (DTPW)
Frank Guyamier, Deputy Director, DTPW
Alina T. Hudak, Deputy Mayor