

Date: November 15, 2022

Agenda Item No. 8(P)(2)

To: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor



Resolution No. R-1111-22

Subject: Recommendation for Approval to Award *Contract No. FB-02081*, Contracted Bus Route Services

Summary

This item is recommending the award of a five-year contract to Limousines of South Florida, Inc. (LSF) for \$64,500,000 for delivery of contracted bus route services for 22 routes and six Lifeline routes due to the first-ranked vendor, Safeguard America, Inc., withdrawing its bid. Due to low ridership on these 28 routes, the Department of Transportation and Public Works (DTPW) decided to outsource these services. Additionally, DTPW does not currently have sufficient staffing to deliver the services. Lifeline routes are required by State statute and provide Americans with Disabilities Act complementary paratransit service to anyone unable to ride or disembark from regular transit services. The current contract for this service was established by accessing a City of Miami contract on June 6, 2017 and will expire on February 27, 2023. After the initiation of the Better Bus Network, DTPW will conduct a review of these routes to determine any additional opportunities to operate any of them directly.

Recommendation

It is recommended that the Board of County Commissioners (Board) approve a competitive contract award, *Contract No. FB-02081, Contracted Bus Route Services*, to LSF for DTPW in the amount of \$64,500,000 for a five-year term. This contract will provide fixed bus route transportation services for 22 routes and six Lifeline routes. Lifeline routes are required by State statute and provide Americans with Disabilities Act complementary paratransit service to anyone unable to ride or disembark from regular transit services. The Lifeline routes primarily transport patrons from senior centers to markets or mall locations. Due to low ridership on the 28 routes, DTPW has decided to outsource these services. Moreover, DTPW does not currently have sufficient staffing to deliver services.

The proposed County contract includes enhancements to existing performance and compliance measures in the current contract. These enhancements include but are not limited to addressing customer complaints within three business days, assessment of liquidated damages for performance failures, and mandating that buses shall not exceed 15 years of age during the life of the contract. These measures will ensure quality of service for vehicle performance and reliability of service.

This item is placed for Board review pursuant to Miami-Dade County Code Section 29-124(f)(ii). Since this is a transit-related procurement, with a value of more than \$1 million, even though no Charter County Transportation Surtax Funds will be used to pay the costs, the Board may only consider this item if the Citizens' Independent Transportation Trust (CITT) has forwarded a recommendation to the Board. If CITT has not forwarded a recommendation and 45 days have not elapsed since the issuance of this recommendation, a withdrawal of this item will be requested.

Background

Transit agencies and municipalities around Florida are contracting bus services in an effort to improve operational and cost efficiencies. Large transit agencies such as DTPW and several cities benefit from contracted fixed bus route services based on specific needs in particular geographic locations, customer demand, and traffic patterns. The solicited 28 routes to be operated by LSF have been outsourced since June 2017 and are distinguishable from any operationally necessary service changes implemented due to the COVID-19 pandemic. The current contract was established via accessing a City of Miami contract

on June 6, 2017 and will expire on February 27, 2023. On June 14, 2022, the Board approved a retroactive one-year contract extension via Resolution No. R-583-22.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the five-year term is \$64,500,000. The County has been utilizing City of Miami *Contract No. 256244*, which was approved by the Board on June 6, 2017 under Resolution No. R-611-17, valued at \$63,003,830 for contracted bus route services. The current contract will expire on February 27, 2023.

The allocation under this replacement contract is higher than the annualized allocation under the current contract due to the expected increase in the hourly rate based on market conditions (e.g., the applicability of Consumer Price Index and Living Wage increases).

Department	Allocation	Funding Source	Contract Manager
Transportation and Public Works	\$64,500,000	DTPW Operating	Ana Rioseco
Total:	\$64,500,000		

Track Record/Monitor

Vanessa Stroman of the Internal Services Department is the Procurement Contracting Manager.

Delegated Authority

If this item is approved, the County Mayor or County Mayor’s designee will have the authority to give notice of this award, issue the appropriate purchase orders, and exercise all provisions of the contract, including any cancellation or extension provisions, pursuant to Section 2-8.1 of the County Code and Implementing Order No. 3-38.

Vendor Recommended for Award

An Invitation to Bid was issued under full and open competition and over 28,636 bidders were notified of the solicitation via BidSync, of which 67 bidders viewed the solicitation. Of those 67 bidders, two bids were received, both being local vendors.

Vendor	Principal Address	Local Address*	Number of Employee Residents	Principal
			1) Miami-Dade 2) Percentage*	
Limousines of South Florida, Inc.	2766 NW 62 Street Miami, FL	Same	400	Raymond Gonzalez
			95%	

*Provided pursuant to Resolution No. R-1011-15. Percentage of employee residents is the percentage of vendor’s employees who reside in Miami-Dade County as compared to the vendor’s total workforce.

Vendor Not Recommended for Award

Vendor	Local Address	Reason for Not Recommending
Safeguard America, Inc.	Yes	Bid withdrawn citing inflation (letter attached) Attachment A

Due Diligence

Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with the Internal Services Department's Procurement Guidelines to determine vendor responsibility, including verifying corporate status and that there are no performance and compliance issues. The lists that were referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to vendor responsibility.

Pursuant to Resolution No. R-140-15, prior to re-procurement, a full review of the scope of services was conducted to ensure the replacement contract reflects the County's current needs. The review included conducting market research, posting a draft solicitation for industry comment, and holding meetings and drafting sessions with the user department.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision applies.
- The Small Business Enterprise Bid Preference was included in the solicitation but did not impact the award.
- The Living Wage applies to the services under this contract.

Attachment



Jimmy Morales
Chief Operations Officer



May 26, 2022

VIA ELECTRONIC MAIL

Arlene Campbell
Procurement Contracting Officer II
Miami-Dade County Internal Services Department
111 NW 1st Street, Suite 1300
Miami, FL 33128

Re: **FB-02081 Contracted Bus Route Services (the "ITB")**

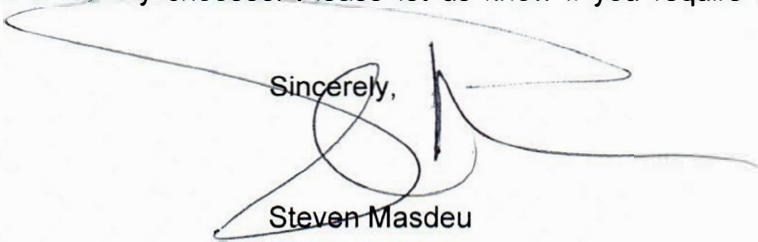
Dear Ms. Campbell:

I am the Director of Safeguard America, Inc. d/b/a Americas Transportation ("Americas Transportation"). Americas Transportation submitted its bid to the ITB on November 16, 2021. As you may be aware, since the submission of bids, the country has experienced severe inflation—in March of this year, the inflation rate hit a 41-year high. Fuel costs, in particular, have increased by nearly 35% since bids were submitted.

Pursuant to the proposal submittal form included in the ITB, the prices quoted must remain fixed for 180 days after bids are due. This period expired on May 15, 2022. As a responsible bidder, Americas Transportation of course accounted for reasonable rates of inflation, based on historic averages, in its bid. However, in light of the drastic and unforeseeable increases in prices in recent months, Americas Transportation must withdraw its current bid.

Although we unfortunately cannot continue to participate in the current ITB, Americas Transportation remains very interested in this contract and would be eager to participate in whatever new process the County chooses. Please let us know if you require any additional information.

Sincerely,



Steven Masdeu

cc: Lydia Osborne, Strategic Procurement Division Director
Bruce Libhaber, Assistant County Attorney
Clerk of the Board

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MEMORANDUM
(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: November 15, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(P)(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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) 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. 8(P)(2)
11-15-22

RESOLUTION NO. _____ R-1111-22

RESOLUTION APPROVING AWARD OF CONTRACT NO. FB-02081 TO LIMOUSINES OF SOUTH FLORIDA, INC. FOR THE PURCHASE OF CONTRACTED BUS ROUTE SERVICES FOR THE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS WITH AN AMOUNT NOT TO EXCEED \$64,500,000.00, FOR A FIVE-YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO GIVE NOTICE OF THIS AWARD TO LIMOUSINES OF SOUTH FLORIDA, INC., ISSUE THE APPROPRIATE PURCHASE ORDERS TO GIVE EFFECT TO SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATION OR EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38

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 this Board approves award of Contract No. FB-02081 to Limousines of South Florida, Inc. for the purchase of contracted bus route services for the Department of Transportation and Public Works with an amount not to exceed \$64,500,000.00, for a five-year term; and authorizes the County Mayor or County Mayor's Designee to give notice of this award to Limousines of South Florida, Inc., issue the appropriate purchase orders to give effect to same and exercise all provisions of the contract, including any cancellation or extension provisions, pursuant to section 2-8.1 of the Code of Miami-Dade County, Florida and Implementing Order 3-38. A copy of the contract document is on file with and available upon request from the Internal Services Department, Strategic Procurement Division.

The foregoing resolution was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Oliver G. Gilbert, III** and upon being put to a vote, the vote was as follows:

	Jose "Pepe" Diaz, Chairman	aye	
	Oliver G. Gilbert, III, Vice-Chairman	aye	
Sen. René García	aye	Keon Hardemon	aye
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Kionne L. McGhee	aye
Jean Monestime	aye	Raquel A. Regalado	aye
Rebeca Sosa	aye	Sen. Javier D. Souto	absent

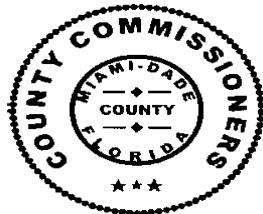
The Chairperson thereupon declared this resolution duly passed and adopted this 15th day of November, 2022. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override 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

Basia Pruna

By: _____
Deputy Clerk



Approved by County Attorney as to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "B. Libhaber".


Bruce Libhaber



Memorandum



To: Honorable Chairman Jose “Pepe” Diaz
and Members, Board of County Commissioners

From: Javier A. Betancourt, Executive Director 

Date: November 7, 2022

Re: CITT AGENDA ITEM 7D:
RESOLUTION BY THE CITIZENS’ INDEPENDENT TRANSPORTATION TRUST (CITT) RECOMMENDING THE BOARD OF COUNTY COMMISSIONERS (BCC) APPROVE AWARD OF CONTRACT NO. FB-02081 TO LIMOUSINES OF SOUTH FLORIDA, INC. FOR THE PURCHASE OF CONTRACTED BUS ROUTE SERVICES FOR THE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS WITH AN AMOUNT NOT TO EXCEED **\$64,500,000.00**, FOR A FIVE-YEAR TERM; AND AUTHORIZE THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO GIVE NOTICE OF THIS AWARD TO LIMOUSINES OF SOUTH FLORIDA, INC., ISSUE THE APPROPRIATE PURCHASE ORDERS TO GIVE EFFECT TO SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATION OR EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38 (**DTPW/ISD – BCC LEGISLATIVE FILE NO. 222294**) **NO SURTAX FUNDS REQUESTED**

On October 27, 2022, the CITT voted (6-0) to forward a favorable recommendation to the Board of County Commissioners (BCC) for the approval of the above referenced item, CITT Resolution No. 22-040. The vote was as follows:

Oscar J. Braynon, Chairperson – Aye
Alfred J. Holzman, 1st Vice-Chairperson – Aye
Robert Wolfarth, 2nd Vice-Chairperson – Aye

Hon. Peggy Bell – Absent
Meg Daly – Absent
Paul J. Schwiep, Esq. – Absent
Mary Street, Esq. – Absent

Joseph Curbelo – Aye
Qjuezari Harvey – Aye
L. Elijah Stiers, Esq. – Absent
Ernest Thomas – Aye

c: Jimmy Morales, Chief Operations Officer
Bruce Libhaber, Assistant County Attorney