

**OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

Memorandum



Date: July 6, 2023

To: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

A handwritten signature in blue ink that reads "Daniella Levine Cava".

Agenda Item No. 8(P)(26)

Resolution No. R-642-23

Subject: Request for Additional Time for Contract No. FB-01098, Bus Passenger Bench Program

Summary

This item is for the approval of additional time under the contract to meet the operational needs of the Department of Transportation and Public Works (DTPW). The Bus Passenger Bench Program (Program) has a current inventory of 1,800 bus passenger benches and encompasses approximately 2,667 bus stops in unincorporated Miami-Dade County. Of those bus stops, approximately 1,500 of these bus stops have at least one bus passenger bench and approximately 1,035 have a bus passenger shelter, leaving a balance of approximately 365 bus stops having no such passenger amenity.

The Program requires the installation of 312 additional bus passenger benches. This will be accomplished by reorganizing the existing inventory to a more efficient allocation while also expanding the existing Bus Passenger Bench Program: consisting of furnishing, installing, and maintaining bus passenger benches and trash receptacles at bus stop locations where bus benches and bus shelters currently do not exist, or where the County's existing bus shelter models do not fit in the public right of way. This will ensure each bus stop in Unincorporated Miami-Dade County has at least one bus passenger bench.

The contract provides revenue to the County based on a fixed annual guaranteed payment provided by the vendor, which is generated from selling advertisements on bus benches. All services in the Scope of Work are provided using proceeds from advertising revenue.

Recommendation

It is recommended that the Board of County Commissioners (Board) authorize additional time for *Contract No. FB-01098, Bus Passenger Bench Program*, for DTPW. The current contract was advertised for a five-year term, but when it was awarded the Board reduced it to a three-year term, with estimated revenues totaling \$1,387,084. As a result, this extension is within the scope of the advertised competitive solicitation. DTPW is requesting a one-year extension and \$500,000 in revenue authority for the continuity of services.

The proposed one-year extension would provide the following benefits to the County:

- 1) The awarded vendor, Signal Outdoor Advertising, LLC dba InSite Street Media ("Signal") will purchase and install approximately 50 new modern steel benches and 50 trash cans (designs to be approved by DTPW) during the extension year ending August 28, 2024.
- 2) The County will continue receiving quarterly payments from Signal as per the 2022 Minimum Annual Guarantee payment, originally contracted for \$500,000 per year/\$125,000 per quarter.
- 3) Signal will reorganize/relocate the existing bus passenger bench inventory, so that at least one bench and one trash container will be provided at each bus stop located within the boundaries of unincorporated Miami-Dade County, where there is no bus passenger shelter.

Background

The preparation of the scope of work for the replacement contract has required an unanticipated amount of time due to consideration of changes to service requirements. DTPW was pursuing a Passenger Amenities Program, which includes the opportunity for the new bus bench contractor to work in conjunction with other possible passenger amenities, such as bike racks, kiosks, and landscape improvement around transit amenities. Based on transit rider service demands, the goal was to determine the best service and procurement structure for the revised Program. The extended term of the existing contract will allow DTPW to continue Program services during the procurement period for a new competitively solicited contract.

The Scope of Work for the replacement contract was finalized in January 2023, and a solicitation for new Program services was advertised in March 2023. The solicitation closing date was extended to June 1, 2023. It is anticipated that vendor selection and negotiations will be complete by December 2023.

Pursuant to Resolution R-391-17, while competition is not feasible, the contract contains all current Board mandated terms.

Scope

The impact of this item is countywide in nature.

Delegated Authority

The County Mayor or the County Mayor's designee will have the authority to execute Supplemental Agreement No. 1 and exercise all provisions of the contract, including any cancellation or extensions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Fiscal Impact/Funding Source

The contract term expires on August 28, 2023. The contract currently has total cumulative revenue of \$1,387,084. The additional estimated revenue under the extended one-year term is \$500,000.

Department	Current Estimated Revenue	Additional Estimated Revenue	Cumulative Estimated Revenue	Funding Source	Contract Manager
DTPW	\$1,387,084	\$500,000	\$1,887,084	Revenue Generating	Raonel Rodriguez
Total:	\$1,387,084	\$500,000	\$1,887,084		

Track Record/Monitor

Vanessa Stroman of the Strategic Procurement Department (SPD) is the Procurement Contracting Manager.

Awarded Vendor

Vendor	Principal Address	Local Address	Principal
Signal Outdoor Advertising, LLC	200 Mansell Court East Suite 325 Roswell, GA	1835 NW 112 Avenue Miami, FL	Damian Canterini

Due Diligence

Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with SPD's Procurement Guidelines to determine contractor responsibility, including verifying corporate status and review of performance and compliance issues through various vendor responsibility lists and a keyword

internet search. The lists referenced include convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to contractor responsibility.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision does not apply.
- The Small Business Enterprise Bid Preference and Local Preference applied.
- The Living Wage applies as the services to be procured are covered under the Ordinance.



Jimmy Morales
Chief Operations Officer



MEMORANDUM

(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: July 6, 2023

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(P)(26)

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)(26)
7-6-23

RESOLUTION NO. R-642-23

RESOLUTION APPROVING ADDITIONAL TIME OF ONE YEAR AND ADDITIONAL REVENUE AUTHORITY UP TO \$500,000.00 FOR TOTAL ESTIMATED CUMULATIVE REVENUE OF \$1,887,084.00 FOR CONTRACT NO. FB-01098 FOR THE BUS PASSENGER BENCH PROGRAM FOR THE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY EXTENSION OR CANCELLATION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE 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:

Section 1. This Board authorizes additional time of one year and additional revenue authority up to \$500,000.00 for total estimated cumulative revenue of \$1,887,084.00 for Contract No. FB-01098 for the Bus Passenger Bench Program for the Department of Transportation and Public Works.

Section 2. This Board authorizes the County Mayor or County Mayor's designee to execute Supplemental Agreement No. 1, in substantially the form attached and made a part hereof, and exercise all provisions of the contract, including any extension or cancellation provisions, pursuant to section 2-8.1 of the County Code and Implementing Order 3-38. A copy of the contract document is on file with and available upon request from the Strategic Procurement Department.

The foregoing resolution was offered by Commissioner **Danielle Cohen Higgins** , who moved its adoption. The motion was seconded by Commissioner **Juan Carlos Bermudez** and upon being put to a vote, the vote was as follows:

Oliver G. Gilbert, III, Chairman	aye		
Anthony Rodríguez, Vice Chairman	aye		
Marleine Bastien	aye	Juan Carlos Bermudez	aye
Kevin Marino Cabrera	aye	Sen. René García	absent
Roberto J. Gonzalez	aye	Keon Hardemon	absent
Danielle Cohen Higgins	aye	Eileen Higgins	aye
Kionne L. McGhee	aye	Raquel A. Regalado	absent
Micky Steinberg	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 6th day of July, 2023. 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

JUAN FERNANDEZ-BARQUIN, CLERK

By: Basia Pruna
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

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

Bruce Libhaber

SUPPLEMENTAL AGREEMENT NO. 1Contract Number: **FB-01098**Contract Title: **Bus Passenger Bench Program**Contractor: **Signal Outdoor Advertising, LLC
200 Mansell Court East, Ste. 325
Roswell, GA 30076**

In accordance with Section 1.24, *Modification of Contract*, of the above referenced Contract, this Supplemental Agreement, when properly executed, shall become part of the Contract, and shall extend the contract term by one (1) year. The contract expiration date shall be amended from August 28, 2023 to August 28, 2024.

All other terms, covenants and conditions of the original Contract shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Supplemental Agreement No. 1 to County Contract No. FB-01098.

Signal Outdoor Advertising, LLC

Miami-Dade County

By: 

By: _____

for

Name: Keith D. ThompsonName: Daniella Levine CavaTitle: President & CEOTitle: MayorDate: March 23, 2023

Date: _____

Attest: _____

Attest: _____

Corporate Secretary/Notary

Clerk Ad Interim

Corporate Seal/Notary

See attached

Approved as to form and legal sufficiency



Assistant County Attorney

CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Los Angeles }

On March 23, 2023 before me, Dina Loren Wahler
Date Here Insert Name and Title of the Officer

personally appeared Kei + Thompson
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal and/or Stamp Above

Signature Dina Loren Wahler
Signature of Notary Public

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer – Title(s): _____

☐ Partner – ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer is Representing: _____

Signer's Name: _____

☐ Corporate Officer – Title(s): _____

☐ Partner – ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer is Representing: _____