

Date: September 17, 2024

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

From: Daniella Levine Cava
Mayor



Agenda Item No. 14(A)(3)

Resolution No. R-824-24

Subject: Recommendation to Approve a Designated Purchase for On-Demand Transit Vouchers

This substitute item differs from the original item in that the fiscal impact has been revised to replace the initial requested additional expenditure of \$400,000 with \$750,000 based on forecasted needs through the end of the contract term, December 18, 2024.

Executive Summary

This item is for the provision of on-demand transit vouchers to support riders impacted by changes in Metrobus service following the launch of the Better Bus Network (BBN). It is part of the County's comprehensive community-driven response to address service gaps, ensuring no rider is left without reasonable travel alternatives. The item seeks approval for additional expenditure authority in the amount of \$750,000 for the Department of Transportation and Public Works (DTPW) to continue providing on-demand transportation vouchers for riders where bus service has been removed and there is no other transit option.

This short-term solution is a partnership with Uber Technologies, Inc. (Uber) to provide transportation vouchers for residents in certain areas where specific bus routes have been altered due to the BBN implementation. The program has been successful with over 60,000 rides since its inception in December 2023, providing a critical short-term solution while DTPW implements a permanent transportation solution for impacted residents. The long-term solutions include adjustments to the bus network, addition of MetroLink routes, and modifications to MetroConnect zones.

Recommendation

It is recommended that the Board of County Commissioners (Board) approve this request for a designated purchase pursuant to Section 2-8.1(b)(3) of the Miami-Dade County Code, by a two-thirds vote of the Board members present, and Supplemental Agreement No. 1 for \$750,000 in additional expenditure authority to Uber for *Contract No. BW-10404, On-Demand Transit Vouchers (Better Bus Network)*, for DTPW. This contract was awarded under delegated authority in the amount of \$250,000 for a one-year term effective December 2023 and expiring on December 18, 2024.

Background

In an effort to support riders impacted by changes in Metrobus service due to the implementation of the BBN, Miami-Dade County partnered with Uber to provide transportation vouchers for residents in certain areas where bus routes were altered.

The "BBN Uber Voucher Program" was launched in December 2023 and runs seven days a week, from 6 a.m. to 10 p.m., which is similar to the hours of operations each bus route had before the changes. This short-term solution is available only in areas where bus service has been removed and there is no other transit option within a half-mile walk. Trips can only originate along the impacted routes that are part of this program with a buffer of 500 feet from the route alignment and limited to each individual area (individual route). Trips mirror one subject route and cannot be used for trips longer than the specific route. Riders hail a ride via their smartphone or by calling a dedicated phone number. The program initially covered up to \$25.00 of the ride and the average cost per ride is approximately \$11.60. The department has recently reduced the trip cost cap to \$15.00 per ride, resulting in an average cost per ride of under \$10.00 for the months of June and July.

This program provides a short-term solution while DTPW implements a permanent transportation solution for impacted residents. In June, the program provided an average of 716 rides per day, exceeding the expected ridership of 150 weekday rides. During the month of June 2024, ridership increased 58 percent, servicing 7,247 more rides than in the month of May, surpassing the program's expectation and anticipated trend. As shown by the constant increasing ridership, the community has embraced the program. If approved, the designated purchase will allow the provision of the Uber Voucher Program service to continue until the full implementation of the MetroLink Program service scheduled for November 2024. The MetroLink and other fixed-route solutions to replace the current voucher program will be rolled out gradually starting in July 2024.

Competition is not practicable at this time since Uber has been identified as the only company among Transportation Network Companies (TNCs) and the taxicab industry that offers a web-based dashboard that allows call center staff to request and book rides for users without access to the Uber app; the company also allows DTPW staff to monitor the service operations, enabling a value-added layer of quality control. Accordingly, it is in the County's best interest to approve this designated purchase, pursuant to Section 2-8.1(b)(3) of the Miami-Dade County Code, to ensure no interruption in the delivery of this service alternative for public transit riders.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The contract expires on December 18, 2024 and has an existing cumulative allocation of \$250,000. If this request is approved, the contract will have a modified cumulative allocation of \$1,000,000. The requested amount is based on actual expenditure to date and the projected use through November.

Department	Existing Cumulative Allocation	Additional Allocation Requested	Modified Cumulative Allocation	Funding Source
DTPW	\$250,000	\$750,000	\$1,000,000	DTPW Operating Fund
Total	\$250,000	\$750,000	\$1,000,000	

Track Record/Monitor

Vanessa Stroman of the Strategic Procurement Department (SPD) is the Procurement Contracting Manager. Alonzo Joseph of DTPW is the Chief of Contracts and Procurement.

Delegated Authority

If this item is approved, the County Mayor or 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 extension provisions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Awarded Vendor

Vendor	Principal Address	Local Address	Principal
Uber Technologies, Inc.	1515 Third Street San Francisco, CA	None	Dmitriy Vanchugov

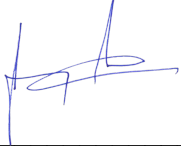
Due Diligence

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 that there are no performance or compliance issues through various vendor responsibility lists and a

keyword internet search. 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 contractor responsibility.

Applicable Ordinances and Contract Measures

- The two percent User Access Program does not apply.
- The Small Business Enterprise Selection Factor and Local Preference did not apply.
- The Living Wage Ordinance applies.



Jimmy Morales
Chief Operating Officer



MEMORANDUM (Revised)

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

DATE: September 17, 2024

FROM: 
Glen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 14(A)(3)

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 ☐ majority plus one ☐ 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) ☐ 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. 14(A)(3)
9-17-24

RESOLUTION NO. R-824-24

RESOLUTION AUTHORIZING A NON-COMPETITIVE 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 ADDITIONAL EXPENDITURE AUTHORITY IN AN AMOUNT UP TO \$750,000.00 FOR A TOTAL MODIFIED CONTRACT AMOUNT OF \$1,000,000.00 FOR CONTRACT NO. BW-10404 FOR ON-DEMAND TRANSIT VOUCHERS (BETTER BUS NETWORK) 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 CANCELLATION OR EXTENSIONS, 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 a non-competitive designated purchase and additional expenditure authority under Contract No. BW-10404 in an amount up to \$750,000.00 for a total modified contract amount of \$1,000,000.00 for On-Demand Transit Vouchers (Better Bus Network) for the Department of Transportation and Public Works, pursuant to section 2-8.1(b)(3) of the Code of Miami-Dade County, by a two-thirds vote of the Board members present.

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 cancellation or extensions, 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 Department of Transportation and Public Works.

The foregoing resolution was offered by Commissioner **Sen. René García**, who moved its adoption. The motion was seconded by Commissioner **Anthony Rodriguez** 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	aye
Roberto J. Gonzalez	aye	Keon Hardemon	aye
Danielle Cohen Higgins	aye	Eileen Higgins	aye
Kionne L. McGhee	absent	Raquel A. Regalado	aye
Micky Steinberg	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 17th day of September, 2024. 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.

Bruce Libhaber

SUPPLEMENTAL AGREEMENT NO. 1

Contract Number: **BW-10404**

Contract Title: On-Demand Transit Vouchers (Better Bus Network)

Contractor: Uber Technologies, Inc

In accordance with the above referenced Contract, this Supplemental Agreement, when properly executed, shall become part of the Contract, and shall:

1) Amend the following Article to read as follows:

1. TERM AND TERMINATION

This Agreement shall commence on December 22, 2023 and shall continue through December 18, 2024 or the date by which DTPW's budget of \$1,000,000 as related to services is exhausted. The County may terminate this agreement at any time and for any reason by giving ten (10) days prior written notice to the Contractor.

1.1 Option-To-Renew

The County may elect to extend this contract for two additional one-year options at its discretion. Should the County exercise the option-to-renew and/or additional allocation is needed the County will seek approval from the Board Of County Commissioners.

2) Replace the following from Appendix A – Scope of Services:

Total Program Budget	This contract shall not exceed the total sum of \$1,000,000.
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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.

Contractor

Miami-Dade County

By: Dmitriy Vanchugov

By: _____

for

Name: Dmitriy Vanchugov

Name: Daniella Levine Cava

Title: Head of Transit Partnerships

Title: Mayor

Date: 9/5/2024

Date: _____

Attest: Kenneth Wyatt Lightfoot IV
Corporate Secretary/Notary

Attest: Juan Fernandez-Barquin
Clerk of the Court and Comptroller



Kenneth Wyatt Lightfoot IV

ID NUMBER

13433248-0

COMMISSION EXPIRES

April 28, 2027

State of Texas

County of Galveston

By: _____

This instrument was acknowledged before me by means of an interactive two-way audio and video communication on 09/05/2024 by Dmitriy Vanchugov.

MDC007

(Deputy Clerk Signature)

Print Name: _____

Corporate Seal/Notary

Approved as to form
and legal sufficiency

A handwritten signature in black ink, appearing to read "Bruce Zibhaber". The signature is written in a cursive, flowing style.

Assistant County Attorney

DESCRIPTION OF ATTACHED DOCUMENT

Title or Type of Document: Certificate of Acknowledgement

Document Date: 05/31/2024

Number of Pages (including notarial certificate): 3

Commonwealth of Pennsylvania - Notary Seal
Kimberly Murray, Notary Public
Lehigh County
My commission expires May 4, 2026
Commission Number 1419633

State of Pennsylvania

County of Pennsylvania

This record was acknowledged before me on 05/31/2024
by Dmitriy Eugenevich Vanchugov.

Kimberly Murray

Notary Public

My commission expires: 05/04/2026

Notarized remotely online using communication technology via Proof.