

**AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICE AGREEMENT
BETWEEN
THE CITY OF MIAMI BEACH, FLORIDA
AND
THE SALVATION ARMY
FOR EMERGENCY SHELTER BEDS**

This Amendment No. 3 ("Amendment") to the Professional Services Agreement, dated March 21, 2018, is entered into this _____, day of _____, 2024, with an effective date of August 1, 2024 ("Effective Date"), by and between the City of Miami Beach, Florida, a municipal corporation organized and existing under the laws of the State of Florida, having its principal place of business at 1700 Convention Center Drive, Miami Beach, Florida 33139 ("City"), and The Salvation Army, a non-profit Corporation, having its principal place of business at 1424 N.E. Expressway, N.E., Atlanta, GA 30329 ("Contractor"), and hereby amends the Agreement as follows:

RECITALS

WHEREAS, on September 25, 2017, the Mayor and City of Miami Beach ("City") adopted Resolution No. 2017-30000, approving the award of Request for Proposal ("RFP") No. 2017-293-KB for Emergency Shelter Beds to Serve Homeless Population; and

WHEREAS, on March 21, 2018, the City and Contractor executed the Agreement with respect to the Emergency Shelter Services (the Agreement), which services include Emergency Housing and Emergency Shelter Beds, as set forth in Exhibit A and Exhibit B of the Agreement; and

WHEREAS, Section 3.1 established a "not-to-exceed" limit of two hundred twenty-seven thousand one hundred eighty-four dollars and ninety-four cents (\$227,184.94) for year one (1), two hundred thirty-four thousand dollars and forty-nine cents (\$234,000.49) for year two (2), two hundred forty-one thousand twenty dollars and fifty-one cents (\$241,020.51) for year three (3), two hundred forty-eight thousand two hundred fifty-one dollars and twelve cents (\$248,251.12) for year four (4), and two hundred fifty-five thousand six hundred ninety-eight dollars and sixty-five cents (\$255,698.65) for year five (5), for 20 beds per year; and

WHEREAS, the City may require a greater amount of beds per year than was originally anticipated if it is to effectively manage the rise in demand for said beds and the City Commission-approved resolution did not stipulate a "not-to-exceed" amount; and

WHEREAS, on February 29, 2019, the City Manager approved Amendment No. 1 to the Agreement removing the not to exceed amount; and updated the renewal terms of the Agreement from a two (2) one-year renewal terms to two (2) two-year terms with the approval of the City Manager; and

WHEREAS, on June 12, 2023, following approval of the Mayor and City Commission of item C2J at its December 14, 2022, Commission meeting, the City Manager approved Amendment No. 2 to the Agreement, authorizing the purchase of a

family room that includes six (6) beds and a 3% increase in bed rates, for a total of \$36.08 per bed, per day for each daytime bed; and

WHEREAS, the City's current portfolio of beds at the Salvation Army includes twenty (20) single beds, one (1) family room inclusive of six (6) beds, and three (3) beds for afterhours placements for Miami Beach Police Department, for a total of 29 beds; and

WHEREAS, since the execution of Amendment No. 2, the Administration has increased its unified outreach efforts to comprehensively engage and offer services to as many persons experiencing as possible, resulting in an increased demand for shelter beds; and

WHEREAS, the Administration has negotiated four (4) additional shelter beds with the Contractor at the current rate of \$36.08 per bed, per day; and

WHEREAS, the Office of Housing and Community Services has identified available funds within its operating budget to fund the cost of the additional beds.

NOW THEREFORE, in consideration of the mutual promises and conditions contained herein, and other good and valuable consideration, the sufficiency of which is hereby acknowledged, the City and Consultant hereby agree to amend the Agreement as follows:

1. ABOVE RECITALS.

The above recitals are true and correct and are incorporated as part of this Amendment.

2. MODIFICATIONS.

The Agreement is hereby modified (deleted items ~~struck through~~ and inserted items underlined) as follows:

(a) Section 3.1 is hereby amended as follows:

Additional ~~ten (10)~~ beds may be purchased at the same rate, per bed, per day, if requested by the City and available. Rooms shall be made available to families and shall include six (6) beds at a price of \$36.08 per bed, per day.

All expenditures are contingent upon budget appropriation.

3. RATIFICATION.

Except as amended herein, all other terms and conditions of the Agreement shall remain unchanged and in full force and effect. In the event there is a conflict between the provisions of this Amendment and the Agreement, the provisions of this Amendment shall govern.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed by their appropriate officials, as of the date first entered above.

FOR CITY:

CITY OF MIAMI BEACH, FLORIDA

ATTEST:

By:

**Rafael E. Granado,
City Clerk**

**Rickelle Williams,
Interim City Manager**

Date

FOR CONTRACTOR:

THE SALVATION ARMY

ATTEST:

By:

Secretary

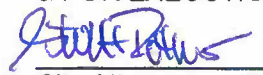
President

Print Name

Print Name

Date

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

07/18/24

Date