

C7 P A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AMENDMENT NO. 3 IN THE AMOUNT OF \$33,482.24 TO THE PROFESSIONAL SERVICE AGREEMENT BETWEEN THE CITY OF MIAMI BEACH AND THE SALVATION ARMY FOR THE PURCHASE OF ADDITIONAL EMERGENCY SHELTER BEDS DESIGNATED FOR PERSONS EXPERIENCING HOMELESSNESS AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDMENT; AND FURTHER AUTHORIZING THE CITY MANAGER TO ADD ADDITIONAL BEDS TO THE CURRENT AGREEMENT, BASED ON NEED AND BUDGET APPROPRIATION, AND TO EXECUTE SUBSEQUENT CORRESPONDING AMENDMENTS.

Applicable Area:

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: Rickelle Williams, Interim City Manager

DATE: July 24, 2024

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AMENDMENT NO. 3 IN THE AMOUNT OF \$33,482.24 TO THE PROFESSIONAL SERVICE AGREEMENT BETWEEN THE CITY OF MIAMI BEACH AND THE SALVATION ARMY FOR THE PURCHASE OF ADDITIONAL EMERGENCY SHELTER BEDS DESIGNATED FOR PERSONS EXPERIENCING HOMELESSNESS AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDMENT; AND FURTHER AUTHORIZING THE CITY MANAGER TO ADD ADDITIONAL BEDS TO THE CURRENT AGREEMENT, BASED ON NEED AND BUDGET APPROPRIATION, AND TO EXECUTE SUBSEQUENT CORRESPONDING AMENDMENTS.

RECOMMENDATION

The Administration recommends approving the Resolution.

BACKGROUND/HISTORY

On September 25, 2017, the Mayor and City Commission ("City Commission") adopted Resolution No. 2017-3000, approving the award of Request for Proposal ("RFP") No. 2017-293-KB for Emergency Shelter Beds to serve persons experiencing homelessness and on March 21, 2018, the City executed the Professional Service Agreement ("the Agreement") with The Salvation Army. The Agreement stipulated an established not-to-exceed limit of \$227,184.94 for year one (1); \$234,000.49 for year two (2); 241,020.51 for year three (3); \$248,251.12 for year four (4); and \$255,698.65 for year five (5), for twenty (20) beds per year.

The Agreement is administered by the Office of Housing and Community Services' Homeless Outreach Services Program ("HCS"). HCS constantly reviews the demand for emergency shelter beds and will request the necessary adjustments to the agreement as appropriate.

On December 14, 2022, the City Commission approved item C2J, authorizing the purchase of a family room inclusive of six (6) beds, three (3) additional beds for the use of Police for overnight placements, and the increase in the bed rates by 3% for each additional daytime bed, effective January 1, 2023. Amendment No. 2 to the Professional Service Agreement for the purchase of up to ten (10) additional beds at The Salvation Army, including a family room that includes six (6) shelter beds to be utilized by a family experiencing homelessness, was subsequently executed on June 12, 2023. However, at the time, the shelter provider did not have all ten (10) beds available, and the City only purchased nine (9) additional beds.

ANALYSIS

The Administration has increased unified outreach efforts to engage as many persons experiencing homelessness, and as a result there is an increase in demand for shelter beds. The Salvation Army has identified four (4) additional beds for the City to purchase at the current price rate of \$36.08 per bed, per day, which would make available a total of thirty-three (33) emergency shelter beds for City use. Adding four additional beds at a rate of \$36.08 per bed increases the

total amount of the Agreement by \$33,482.24 for the remaining 232 days of its duration. If approved, the shelter beds are slated to be accessible to the Administration by August 1, 2024. The Administration will work with The Salvation Army to determine the designation of the additional beds for overnight use by the Police Department.

The bed rate would be effective according to the current terms of the agreement, which is due for renewal on March 20, 2025. The Administration has identified funding within the FY 24 current allocated budget for the current bed rate for thirty- three (33) beds, and the tentative rate increase in FY 25.

FISCAL IMPACT STATEMENT

\$33,482.24

Does this Ordinance require a Business Impact Estimate? (FOR ORDINANCES ONLY)

The Business Impact Estimate (BIE) was published on . See BIE at:
<https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notice/>

FINANCIAL INFORMATION

011-0560-00349-23-405-575-00-00-00-

CONCLUSION

The Administration recommends the approval of an increase to the current amount of allotted shelter beds at The Salvation Army and authorizing the City Manager to execute the Amendment; and requests further authorization for the City Manager to add additional beds to the current Agreement, based on need and budget appropriation, and to execute subsequent corresponding Amendments.

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-17?

No

Is this item related to a G.O. Bond Project?

No

Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481, includes a principal engaged in lobbying? No

If so, specify the name of lobbyist(s) and principal(s):

Department

Housing and Community Services

Sponsor(s)

Commissioner Alex Fernandez

Co-sponsor(s)

Condensed Title

Amendment to Shelter Bed Contracts for Persons Experiencing Homelessness. (Fernandez)
HCS

**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

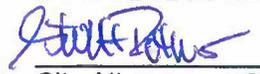
President

Print Name

Print Name

Date

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney *SH*

07/18/24
Date

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AMENDMENT NO. 3 IN THE AMOUNT OF \$33,482.24 TO THE PROFESSIONAL SERVICE AGREEMENT BETWEEN THE CITY OF MIAMI BEACH AND THE SALVATION ARMY FOR THE PURCHASE OF ADDITIONAL EMERGENCY SHELTER BEDS DESIGNATED FOR PERSONS EXPERIENCING HOMELESSNESS AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDMENT; AND FURTHER AUTHORIZING THE CITY MANAGER TO ADD ADDITIONAL BEDS TO THE CURRENT AGREEMENT, BASED ON NEED AND BUDGET APPROPRIATION, AND TO EXECUTE SUBSEQUENT CORRESPONDING AMENDMENTS.

WHEREAS, the City is committed to reducing homelessness in the community, and in order to reduce homelessness, the City provides a variety of services to the homeless, including street outreach, provision of employment, identification documentation services, relocation, and emergency shelter services; and

WHEREAS, on September 25, 2017, the Mayor and City of Miami Beach ("City") adopted Resolution No. 2017-30000, approving the award to the Salvation Army pursuant to 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 an Agreement with the Salvation Army 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 of the agreement established a "not-to-exceed" limit, for twenty (20) beds, per year; and

WHEREAS, on February 29, 2019, following the determination that 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, the City Manager approved Amendment No. 1 to the Agreement, removing the not to exceed amounts; and updated the renewal terms of the Agreement from 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, subsequent to the 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 up to ten (10) additional beds, including 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

