

**RESOLUTON NO. 2016-36**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE EXTENSION OF AN AGREEMENT WITH GOLD COAST TRANSIT FOR THE MAINTENANCE OF BUS SHELTERS AT PUBLIC TRANSIT STOPS WITHIN THE VILLAGE UNDER SECTION 36.25(L) OF THE VILLAGE CODE; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, on November 25, 2003, North Bay Village entered into an ten (10) year agreement with Street Furniture Advertising Group, Inc. ("SFAG"), for installation and maintenance of bus shelters at six (6) public transit stops within the Village ("Original Agreement"); and

**WHEREAS**, on December 18, 2003, SFAG and Gold Coast Transit, Inc., entered into an Assignment of City Agreement wherein SFAG assigned its rights, title, and interest in the Original Agreement to Gold Coast Transit, Inc.; and

**WHEREAS**, pursuant to the terms and conditions of the Original Agreement, North Bay Village did not timely exercise its option to renew the Original Agreement for one (1) additional five (5) year term, before November 24, 2013; and

**WHEREAS**, as of November 25, 2013, Gold Coast Transit, Inc., continued to perform its contractual obligations on a month-to-month basis and paid the monthly guaranteed rate to the Village as set forth in the Original Agreement, and its performance inured to the benefit of all parties, including the residents of North Bay Village; and

**WHEREAS**, North Bay Village desires to enter into an agreement with Gold Coast Transit to extend and adopt the terms and conditions of the November 25, 2003 Original Agreement and the December 18, 2003 Assignment of City for the maintenance of bus shelters within the Village; and

**WHEREAS**, North Bay Village desires that the end date of this new Transit Shelter Agreement shall be November 24, 2018;

**WHEREAS**, Section 36.25(L) of the Village Procurement Regulations authorizes the Village Commission to award a contract without sealed bidding upon a finding that the process of competitive bidding and competitive proposals is not in the best interest of the Village; and

**WHEREAS**, the Village Commission finds that Gold Coast Transit Inc. has been performing its duties under the Original contract satisfactorily; the process of competitive bidding and competitive proposals for maintenance of the bus shelters is not in the best interest of the Village; and extending the Original Agreement with Gold Coast Transit until November 24, 2018 is in the best interest of the Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA:**

**Section 1. Recitals.** The above Recitals are true and correct and incorporated herein by this reference.

**Section 2. Approval of the Agreement.** The Transit Shelter Extension Agreement, attached hereto as Exhibit "1," between Gold Coast Transit, Inc. and North Bay Village for the maintenance of bus shelters within the Village is hereby approved, as the Village Commission finds that the process of competitive bidding and competitive proposals for this service is not in the best interest of the Village, under Village Code Section 36.25(L).

**Section 3. Authorization of Village Officials.** The Village Manager is authorized to execute the Transit Shelter Extension Agreement on behalf of the Village subject to the approval as to form and legality by the Village Attorney.

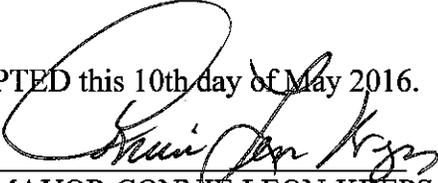
**Section 4. Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Vice Mayor Jorge Gonzalez, who moved for its adoption. This motion was seconded by Commissioner Richard Chervony, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	<u>No</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Wendy Duvall	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>

PASSED and ADOPTED this 10th day of May 2016.

  
MAYOR CONNIE LEON-KREPS

**ATTEST:**



YVONNE P. HAMILTON, GMC  
Village Clerk

**APPROVED AS TO FORM:**



Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Extension of Bus Shelter Agreement with Gold Coast Transit