



Broward County

Legislation Details (With Text)

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Status: Agenda Ready

In control: TRANSPORTATION DEPARTMENT

On agenda: 3/14/2023 **Final action:** 3/14/2023

Title: MOTION TO APPROVE Sixth Amendment to the Agreement with Super Nice STS d/b/a Transportation America, for the provision of Paratransit Transportation Services, Request for Proposals (RFP) No. C1231306P1, to address changes to the County's Living Wage Ordinance and increase the contract threshold by \$3,022,280 to a not-to-exceed amount of \$269,821,898; and to authorize Mayor and Clerk to execute same.

Sponsors:

Indexes: Established Commission Goals

Code sections:

Attachments: 1. Exhibit 1 - Sixth Amendment

Date	Ver.	Action By	Action	Result
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Broward County Commission Regular Meeting

Director's Name: Tim Garling (Deputy General Manager)

Department: Transportation

Information

Requested Action

MOTION TO APPROVE Sixth Amendment to the Agreement with Super Nice STS d/b/a Transportation America, for the provision of Paratransit Transportation Services, Request for Proposals (RFP) No. C1231306P1, to address changes to the County's Living Wage Ordinance and increase the contract threshold by \$3,022,280 to a not-to-exceed amount of \$269,821,898; and to authorize Mayor and Clerk to execute same.

Why Action is Necessary

In accordance with the Broward County Procurement Code, Sections 21.47(a) and 21.53, the Board of County Commissioners (Board) is required to approve amendments to agreements with a value of more than \$500,000 and extending contracts beyond five years.

What Action Accomplishes

Amends the agreement for the provision of Paratransit transportation services to increase the per trip rates to compensate Transportation America to meet the increase in salary and paid time off required by the Living Wage Ordinance retroactive to January 1, 2023.

Is this Action Goal Related

Yes

Previous Action Taken

February 3, 2015, Item No. 16

January 29, 2019, Item No. 41
June 16, 2020, Item No. 59
January 26, 2021, Item No. 21
June 15, 2021, Item No. 31
October 25, 2022, Item No. 49

Summary Explanation/Background

THE TRANSPORTATION DEPARTMENT RECOMMENDS APPROVAL OF THIS ITEM.

This action supports the Board's Connected Community Goal of "Cooperatively delivering an efficient an accessible regional intermodal transportation network."

On February 3, 2015 (Item No. 16), the Board awarded an open-end contract to Super Nice STS dba Transportation America (Transportation America) for the provision of Paratransit Transportation Services, Request for Proposal (RFP) No. C1231306P1, in the five-year estimated amount of \$34,292,394, through December 31, 2019, and authorized the Director of Purchasing to renew the Agreement for up to two additional one-year periods.

On December 11, 2018 (Item No. 18), the Board amended the Living Wage Ordinance to increase the hourly wage for all covered employees to \$13.27 per hour with health care benefits, and \$13.27 per hour plus an additional \$1.63 per hour without health care benefits (the higher living wage amount). The amended ordinance applied to all new contracts, renewals, amendments, or extensions effective January 1, 2019. On February 26, 2019, (Item No. 43), the Board amended the Living Wage Ordinance to increase the health care benefit to at least \$3.44 per hour, effective January 1, 2020. A second amendment to this agreement was executed in April 2019 implementing the increase in salary requirement of the living wage ordinances and modifying the passenger trip pricing by \$0.91, which increased the not-to-exceed threshold amount of the contract to \$50,179,300.

On January 29, 2019 (Item No. 41), the Board approved a threshold increase in the estimated amount of \$15,600,000, from the current total base contract threshold of \$34,292,394 to \$49,892,394, due to an increase in the number of trips exceeding the original estimates and authorized the County Administrator to execute an amendment to the agreement, approved as to legal sufficiency by the County Attorney's Office to increase the not-to-exceed amount of the agreement to the amount of the threshold increase.

On June 16, 2020, (Item No. 59), the Board approved the Third Amendment to the Agreement to cover the costs associated with Transportation America assuming the responsibility for providing all Paratransit Transportation Services after the other service provider opted not to renew its agreement with the County. This action increased the contract threshold to a not-to-exceed amount of \$95,229,300.

On January 26, 2021, (Item No. 21), the Board approved the Fourth Amendment, retroactive to January 1, 2021, which increased the reimbursement rates to cover the Living Wage Ordinance health care benefit increase effective January 1, 2021. As a result, the overall contract threshold with Transportation America increased by \$2,414,400, from \$95,229,300 to \$97,643,700.

On June 15, 2021, (Item No. 31), the Board authorized Transportation Department staff to negotiate, and County Administrator to execute a Fifth Amendment, extending the agreement for a three-year term and authorized the Director of Purchasing to renew the Agreement for an additional two one-

year optional periods.

Through this sixth amendment, retroactive to January 1, 2023, the passenger trip rates will increase by \$0.86 from the current rate to cover the increase to the living wage rate and paid time off requirements in the Living Wage Ordinance as approved by the Board on October 25, 2022, Item 49. As a result, the overall contract threshold with Transportation America will increase by \$3,022,280, from \$266,799,618 to \$269,821,898.

Source of Additional Information

Tim Garling, Deputy General Manager, Transportation Department, (954) 357-8424

Fiscal Impact

Fiscal Impact/Cost Summary

All expenses for this action through September 30, 2023, are budgeted within the Transportation Department's Fiscal Year 2023 operating funds. Future budgets will be supplemented through the annual Budget Process.