

CITY OF CORAL GABLES

RESOLUTION NO. 2009 _____

RESOLUTION AUTHORIZING THE EXECUTTION OF AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY AND ARCOART PLUS, LLC, D/B/A TROLINET, INC., BY GRANTING AN EXTESION OF TIME FOR PROJECT IMPLEMENTATION AND PROVIDING FOR A REVISED COMPENSATION SCHEDULE FOR THE TROLLEY ADVERTISEMENT PROGRAM.

WHEREAS, pursuant to Resolution No. 2008-128, a professional services agreement (PSA) was executed between the City of Coral Gables and ArcoArt Plus, LLC d/b/a Trolinet, Inc., dated January 12, 2009, for on-board trolley and print advertising within the interior of shuttle buses operated by the Coral Gables Trolley; and

WHEREAS, the agreement stipulates that ArcoArt Plus will begin monthly payments of sales proceeds to the City after the execution of the PSA; and

WHEREAS, after encountering unforeseen equipment installation problems, ArcoArt Plus contacted the City on April 9, 2009 requesting an extension of time beyond the installation completion date in order to begin payment of sales proceeds to the City; and

WHEREAS, City staff members have confirmed that these unforeseen problems have caused a delay in the project implementation; and

WHEREAS, due to this delay, the City and ArcoArt Plus, LLC d/b/a Trolinet, Inc. agree to a revised compensation schedule for payment to the City as reflected in the attached Amendment No. 1 to the professional services agreement/

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

SECTION 2. The City Manager is further authorized to extend the time stipulated in the professional services agreement between the City and ArcoArt Plus, LLC, d/b/a Trolinet, Inc. in order to begin payment of the sales proceeds for the on-board trolley and print advertisement project.

SECTION 3. The City Manager is authorized to execute an amendment to the professional services agreement providing for a new payment schedule to the City.

SECTION 4. All Resolutions or parts of Resolutions inconsistent with, or in conflict herewith, shall be and are hereby repealed insofar as there is conflict or inconsistency.

SECTION 5. This Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS SEVENTH DAY OF JULY, A.D., 2009.

APPROVED:

ATTEST:

**DONALD D. SLESNICK, II
MAYOR**

**WALTER J. FOEMAN
CITY CLERK**

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

**ELIZABETH M. HERNANDEZ
CITY ATTORNEY**