



LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Lisa Morrell, City Manager

REQUESTING DIRECTOR: Juliet Misconi, Chief Procurement Officer

DATE: May 28, 2020

RE: Revision to Special Council Meeting 2020-20, Award of Proposal, Item 1 - Authorization to Award and Execute Agreement for Solid Waste and Recycling Collection Services for RFP #03-0-2020/SB

SUMMARY:

The following information is provided as an amendment to the originally published Legislative Memorandum for Award of Proposal Item 1 – Authorization to Award and Execute Agreement for Solid Waste and Recycling Collection Services for RFP #03-0-2020/SB:

Correction to Fiscal Impact: The estimated annual value of the service for the contract is \$16,850,776, not \$18,301,027. The incorrect amount was the value of the contract if the contractor provided billing services; \$16,850,776 is the value of the contract if the City continues billing services as negotiated.

Revisions to Franchise Agreement:

Section 6.4 Holidays: Addition of bolded language to the last sentence in this sentence: "A holiday schedule will be discussed and finalized by the parties by October 1 for the following year; **for the first year of the contract, the holiday schedule will be established during the transition period.**"

Section 5.3 Exchange of Carts and Bins: Addition of bolded language in this sentence: "Cart exchanges thereafter, **other than those which are the Contractor's responsibility as listed in 7.2,** shall be subject to the fee schedule in Exhibit B."

Section 7.2 Carts: "Initial residential Carts consist of one 64-gallon container for Solid Waste and one 64-gallon for Recyclables." Revise sentence as follows: "Initial residential Carts consist of one container for Solid Waste and one for Recyclables in the size chosen by customer of either a sixty-four (64) gallon, a thirty-five (35) gallon or ninety-six (96) gallon container."

Section 24.4: This number sequence was missing from the Agreement. Insert the number and title

it “Reserved” for future use.

Section 27.7 Public Records: Addition of the following language: “IF THE CONTRACTOR HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE CONTRACTOR’S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT (321.952.3414, cityclerk@palmbayflorida.org, and 120 Malabar Road, SE, Palm Bay, FL 32907).”

Additionally, in accordance with Section 6.16 of the Agreement, the designated facility for Solid Waste, Bulky Waste and Yard Trash is the Sarno Road Transfer Station located at 3379 Sarno Road in Melbourne. Attached for review is the list of Accepted and Prohibited wastes for this location.

REQUESTING DEPARTMENTS:

City Manager’s Office, Public Works Department, Procurement Department

FISCAL IMPACT:

The estimated annual value of the service for the contract is \$16,850,776. General Fund revenues for the franchise fee for FY 2021 will increase from \$360,000 to \$527,000 annually. Solid Waste Fund expenditures will decrease with the removal of the cart program by around \$606,000 annually.

RECOMMENDATION:

Motion to award RFP #03-0-2020/SB, Solid Waste and Recycling Collection Services to Republic Services of Florida, and authorize the City Manager to execute the franchise agreement, **including the changes to the Agreement as provided in this Revised Legislative Memo.**

Attachments: (all available upon request)

- 1) Sarno Road Transfer Station – Accepted and Prohibited Wastes