

**THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.**

**AN ORDINANCE**

**SELECTING TEXAS LANDFILL MANAGEMENT, LLC, D/B/A GARDEN-VILLE, AND AWARDING A CONTRACT FOR MULCH TRANSPORT AND REUSE SERVICES, WITH AN ESTIMATED \$55,000.00 IN ANNUAL REVENUE TO THE SOLID WASTE OPERATING AND MAINTENANCE FUND, FOR AN INITIAL TERM OF FIVE YEARS WITH TWO ADDITIONAL FIVE-YEAR RENEWAL OPTIONS**

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**WHEREAS**, the City of San Antonio Solid Waste Management Department operates brush grinding facilities at the Bitters Brush Recycling Center and the Nelson Gardens Brush Recycling Center, and materials collected from the curbside brush program, other City departments, residential and commercial customers are processed into mulch; and

**WHEREAS**, on June 14, 2013, the City issued a Request for Proposal (RFP) for “Mulch Transport and Reuse” (RFP 013-042), three proposal responses were received and these were evaluated and scored by a committee consisting of representatives from various City departments and, based on the evaluations and rankings made in the selection process, staff recommends awarding a contract to Texas Landfill Management, LLC, d/b/a Garden-Ville, as the most qualified respondent; and

**WHEREAS**, Texas Landfill Management, LLC, d/b/a Garden-Ville, will provide Mulch Transport and Reuse Services to the City of San Antonio for an initial term of five years; the City shall have the option to renew for two additional renewal terms of five years each upon City Council approval; with an estimated annual revenue of \$55,000.00 to the Solid Waste Operating and Maintenance Fund; and

**WHEREAS**, this ordinance authorizes the selection of Texas Landfill Management, LLC, d/b/a Garden-Ville, and awards a contract to provide the Solid Waste Management Department with Mulch Transport and Reuse Services, for an initial term of five years with two five year renewal options, and an estimated \$55,000.00 annual revenue to the Solid Waste Operating and Maintenance Fund; **NOW THEREFORE**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** Texas Landfill Management, LLC, d/b/a Garden-Ville, is hereby selected to provide services in relation to the “Mulch Transport and Reuse Services” (RFP 13-042) for the City of San Antonio as the most qualified respondent to the Request for Proposals.

**SECTION 2.** The City Manager, or her designee, or the Director, Solid Waste Management Department, or his designee, is hereby authorized to take all actions necessary to negotiate and execute an Agreement with Texas Landfill Management, LLC, d/b/a Garden-Ville, for a term of

five (5) years, with the option for the City to extend the contract for two additional five year terms years under the same terms and conditions. The initial term of the Agreement shall begin after approval by the City and shall end on September 30, 2018. A copy of the Agreement, in substantially final form, is attached and incorporated herein for all purposes as **Attachment I**. The execution authority granted by this ordinance shall expire 60 days from the effective date.

**SECTION 3.** Funds generated by this ordinance will be deposited monthly as per the table below:

Amount	General Ledger	Internal Order	Fund
\$35,000.00	4410940	255000000020	55001000
\$20,000.00	4410940	255000000021	55001000
Total Amount \$55,000.00			

**SECTION 4.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 5.** This ordinance shall be effective immediately upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage hereof.

**PASSED and APPROVED** this \_\_\_\_th day of \_\_\_\_\_, 2013.

**M A Y O R**  
Julián Castro

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Michael D. Bernard, City Attorney