

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

**ORDINANCE**

**AUTHORIZING A CONSUMER PRICE INDEX (CPI) TIP FEE ADJUSTMENT TO THE CONTRACT FOR RECYCLING PROCESSING WITH RECOMMUNITY RECYCLING IN THE AMOUNT OF 1.63%, AND PROVIDING FUTURE CPI TIP FEE ADJUSTMENTS TO THE RECOMMUNITY CONTRACT BE APPROVED BY THE CITY MANAGER OR HER DESIGNEE.**

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**WHEREAS**, in 2010 the City Council adopted the Recycling and Resource Recovery Plan, as amended in 2013, which established a 60% residential recycling goal by 2025; and

**WHEREAS**, the City of San Antonio entered into a contract with ReCommunity Recycling for recycling processing via Ordinance 2013-06-06-0399 on June 6, 2013, and the contract provides for ReCommunity to request an annual consumer price index (CPI) tip fee adjustment beginning on August 1, 2017, and every August 1 thereafter; and

**WHEREAS**, on February 5, 2018, ReCommunity requested a CPI tip fee adjustment in the amount of 1.63%, which is within allowable CPI limits; the current tip fee paid by the Solid Waste Management Department (SWMD) is \$34.98 per ton for all materials delivered to the materials recovery facility (MRF) and an additional fee of \$17.50 per ton for all materials delivered to the transfer station (for a total of \$52.48 per ton tip fee at the transfer station); the new tip fee will be \$35.55 per ton at the MRF and an additional \$17.79 per ton at the transfer station (total \$53.34 per ton at the transfer station), for a yearly total increase of approximately \$46,100.00 over fiscal year 2017; the new tip fee will become effective on August 1, 2018; and

**WHEREAS**, no other fees associated with the ReCommunity contract are affected by the CPI tip fee adjustment, all other fees remain the same, and the City Manager, or her designee, will be authorized to approve future CPI tip fee adjustments, within the guidelines contained in the contract with ReCommunity, through the contract termination date of July 31, 2024; and

**WHEREAS**, this Ordinance authorizes a Consumer Price Index (CPI) tip fee adjustment to the contract for recycling processing with ReCommunity Recycling in the amount of 1.63%; future CPI tip fee adjustments may be approved by the City Manager or her designee; funding is available through the FY 2018 Solid Waste Operating and Maintenance Fund and future year CPI increases will be funded through the Solid Waste Operating and Maintenance Fund, subject to council appropriations as part of the annual budget process; **NOW THEREFORE**,

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

**SECTION 1.** The Consumer Price Index (CPI) tip fee adjustment in the amount of 1.63% to the contract for recycling processing with ReCommunity Recycling is hereby approved. The current tip fee of \$34.98 per ton for all materials delivered to the materials recovery facility is increased to \$35.55 per ton, and the additional fee of \$17.50 per ton for all materials delivered to the transfer station is increased to \$17.79 per ton, effective on August 1, 2018. No other fees associated with the ReCommunity contract are affected by the CPI tip fee adjustment, all other fees remain the same. 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 authorize future annual CPI tip fee adjustments using the guidelines as provided in the contract documents.

**SECTION 2.** Funding for this amended ordinance in the amount of \$46,100.00 for a total of \$2,875,609.28 is available in Fund 55001000, Cost Center 5501010001 General Ledger 5201049 as part of the Fiscal Year 2018 Budget.

**SECTION 3.** Payment not to exceed the budgeted amount is authorized to ReCommunity Recycling and should be encumbered with a purchase order. Additional funding for this ordinance is contingent upon City Council approval of the City's operating budget and the availability of funds for subsequent Fiscal Years.

**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 \_\_\_\_\_, 2018.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney