

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

**AN ORDINANCE**

**AUTHORIZING THREE ON-CALL SOLID WASTE CONSULTING SERVICES AGREEMENTS WITH BURNS & MCDONNELL ENGINEERING COMPANY, INC., MSE GROUP, LLC, AND RESOURCE RECYCLING SYSTEMS, INC., FOR A TOTAL AMOUNT NOT TO EXCEED \$150,000.00 ANNUALLY, FOR A TERM OF THREE YEARS WITH ONE TWO-YEAR RENEWAL OPTION, FOR AS-NEEDED PROJECTS IN VARIOUS COUNCIL DISTRICTS, FUNDED BY THE SOLID WASTE OPERATING AND MAINTENANCE FUND**

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**WHEREAS**, due to the highly regulated and complex nature of the solid waste industry, and the quantity of work, the Solid Waste Management Department (SWMD) utilizes a consultant to provide objective, third-party advice that will enable the City to make well-informed and educated decisions, and to assist the City with developing and evaluating various aspects of the City's current recycling and solid waste operations and programs, as well as other solid waste and recycling issues which may be identified by the City; and

**WHEREAS**, the SWMD and the Purchasing division of the Finance Department jointly developed a Request for Proposals for On-Call Solid Waste Consulting Services (RFP 17-035) which was issued January 18, 2017; four firms responded and, based on the evaluation conducted by members of the review panel, Burns & McDonnell Engineering Company, Inc., MSE Group, LLC, and Resource Recycling Systems, Inc., are recommended for contract award; and

**WHEREAS**, the initial term of the agreements shall be for a period of three years with one optional two-year renewal under the same terms and conditions; these are on-call contracts and there is no minimum value guaranteed; the maximum value for all three agreements is not to exceed \$150,000.00 annually, or \$750,000.00 if the renewal is exercised; and

**WHEREAS**, this ordinance authorizes the execution of three On-Call Solid Waste Consulting Services agreements with Burns & McDonnell Engineering Company, Inc., MSE Group, LLC, and Resource Recycling Systems, Inc., for a total amount not to exceed \$150,000.00 annually, to be used on an as needed basis to provide objective, third-party advice to the SWMD, with an initial term of three years, with the option for one additional two-year renewal, under the same terms and conditions, and a total contract value of not to exceed \$750,000.00 if the renewal is exercised by the City, funded by the Solid Waste Operating and Maintenance Fund; **NOW THEREFORE**,

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

**SECTION 1.** 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 three Agreements with Burns & McDonnell Engineering Company, Inc., MSE Group, LLC, and Resource Recycling Systems, Inc., to provide services in relation to the Request for Proposals for On-Call Solid Waste Consulting Services (RFP 17-035), issued by the City on January 18, 2017, for a term of three years, with the option for the City to renew any or all of the contracts for one additional two-year term, under the same terms and conditions, with no further action by the City Council. The initial term of the Agreements shall begin after approval by the City and shall end on September 30, 2020. Projects will be assigned by the Director throughout the term of the Agreements as needed based upon the requirements of the Department and considering the Consultant's experience, expertise and availability. A copy of each Agreement, in substantially final form, is attached and incorporated herein for all purposes as **ATTACHMENTS I, II and III**. The execution authority granted by this ordinance shall expire 90 days from the effective date.

**SECTION 2.** The amounts will be encumbered upon issuance of a purchase order, and payment is authorized to various vendors. All expenditures will be in accordance with the Fiscal Year 2018 and subsequent budgets that fall within the term period of this contract approved by City Council.

**SECTION 3.** 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 4.** 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 \_\_\_\_ day of \_\_\_\_\_, 2017.**

**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