

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

**AN ORDINANCE**

**AUTHORIZING A CONTRACT WITH BFI WASTE SERVICES OF TEXAS, LP, DBA ALLIED WASTE SERVICES OF SAN ANTONIO // REPUBLIC SERVICES OF SAN ANTONIO, TO PROVIDE MUNICIPAL COMMERCIAL GARBAGE COLLECTION, DISPOSAL AND RECYCLING SERVICES FOR THE CITY OF SAN ANTONIO MUNICIPAL FACILITIES FOR AN ESTIMATED ANNUAL COST OF \$910,000.00, FUNDED FROM THE FY 2018 OPERATING BUDGET**

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**WHEREAS**, the City issued a Request for Proposal for an “Annual Contract for Municipal Commercial Garbage Collection, Disposal and Recycling Services” (RFP - 6100007926) on September 6, 2016; three proposals were received with one proposal deemed non-responsive; the proposals were evaluated by a committee of representative from several departments, and BFI Waste Services of Texas, LP, dba Allied Waste Services of San Antonio // Republic Services of San Antonio, was recommended for award as the most qualified respondent based on the City's standard RFP evaluation process; and

**WHEREAS**, this contract will provide commercial garbage collection, disposal and recycling services for the City of San Antonio municipal facilities for various city departments; the services consists of the rental of front loaders, open top containers and compactors; the containers are serviced for collection and disposal several times a week on scheduled routes and also on an on call basis as determined by the city departments; for the recycling services, the City will receive a rebate which will be calculated by multiplying 70% of the Official Board Market rate by the amount of single stream processed recyclables from the thirteen locations that are receiving recycling services; and

**WHEREAS**, this ordinance authorizes the execution of a contract with BFI Waste Services of Texas, LP, dba Allied Waste Services of San Antonio // Republic Services of San Antonio, to provide municipal commercial garbage collection, disposal and recycling services for municipal facilities throughout the City of San Antonio; the initial term of the agreement shall be for a period of two years with two additional one-year renewal options under the same terms and conditions; for an estimated annual cost of \$910,000.00; funding for this contract is available through the FY2017-2018 Operating Budget; **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 Chief Financial Officer, or his designee, is hereby authorized to take all actions necessary to negotiate and execute a Contract with BFI Waste Services of Texas, LP, dba Allied Waste Services of San Antonio // Republic Services of San Antonio, to provide municipal commercial garbage collection, disposal and recycling services for municipal facilities throughout the City of San Antonio in relation to the

Request for Proposal for an “Annual Contract for Municipal Commercial Garbage Collection, Disposal and Recycling Services” (RFP - 6100007926) issued on September 6, 2016, for a term of two years, with the option for the City to renew the contract for two additional one-year terms, under the same terms and conditions, with no further action by the City Council, for an estimated annual cost of \$910,000.00. The initial term of the Contract shall begin after approval by the City and shall end on November 30, 2019. A copy of the Contract, in substantially final form, is attached and incorporated herein for all purposes as **ATTACHMENT I**. The execution authority granted by this ordinance shall expire 90 days from the effective date.

**SECTION 2.** The amount up to \$ \$910,000.00 will be encumbered upon issuance of purchase orders, and payment is authorized to BFI Waste Services of Texas, LP, dba Allied Waste Services of San Antonio // Republic Services of San Antonio. 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