



AGENDA REPORT
January 8, 2019

Collection Franchise Agreements with Waste Management of Florida, Staff Direction

SUBJECT:

Staff Direction: Collection Franchise Agreements with Waste Management of Florida, Inc.

FISCAL IMPACT:

The existing seven year contract is estimated at \$89,000,000.00

DEPT/OFFICE:

Solid Waste Department

REQUESTED ACTION:

It is requested that the Board of County Commissioners provide direction on the solid waste franchise agreement (both the north area and for the south area are combined into one contract) scheduled to expire on September 30, 2020 with a three (3) year extension that Waste Management of Florida, Inc. (WMI) has indicated they will not exercise under the same terms and conditions.

SUMMARY EXPLANATION and BACKGROUND:

On March 21, 2013 the Board entered into a franchise agreement with WMI for exclusive collection of municipal solid waste and recyclables in the north as well as the south areas of the county. This agreement is for seven (7) years with an expiration date of September 30, 2020. It also has a one-time extension of three years under the same terms and conditions. We were recently informed by WMI that they are "not in a position to renew the current franchise agreement that expires September 30, 2020, for an additional three years under the same terms and conditions".

WMI has indicated that with the population growth they would need additional resources (equipment) to serve effectively and the remaining life of the contract is not sufficient to fully depreciate this investment. They also mention that the current code for regulating landscaping contractors actually penalizes the homeowner instead of the contractor. This undermines the ability to regulate for contractor activity that increases WMI cost of providing yard waste service.

Staff respectfully request guidance in the following options:

1. Solicit a Request for Proposals for the franchise areas that will include three (3) options: 1). submit a countywide proposal 2). submit a proposal for the north area

and 3). submit a proposal for the south area. The vendors would be entitled to submit a proposal for any option or for all three options.

- a. Select a selection committee comprised of:
 - i. John Denninghoff, Assistant County Manager
 - ii. Matthew Wallace, Public Safety Director
 - iii. Euripides Rodriguez, Solid Waste Management Department Director
 - b. Authorize contracting with a consultant for assistance during the Request for Proposal process. This is estimated to be about \$50,000.
 - c. Authorize any budget changes to the collection fund to pay for the above.
2. Implement any other direction given by the Board.

The Request for Proposal responses would be reviewed and evaluated by the selection committee with their recommendation brought back to the Board for consideration and final approval.

ATTACHMENTS:

Description

No Attachments Available

1. present option for once a week pick up vs. twice a week rfp so board can see results
2. limit special pick up on yard debris, and anything over the person will pay for that (option restricting 2 cubic yards twice a week for bulk pick up)

3. do the rfp in house

yard waste look at reduced option propose and bring it back vs. restricting countywide and offer option for north or south brevard only, whatever developed single rate county wide

legislative intent landscaping leaving waste most homeowner would not understand they are not responsible for that legislative intent bring back to the board

limitation on yard waste come back with options, 2 options built in rfp

ability to look at authority look at up to \$20,000 at most to evaluate all of those in an appropriate matrix to bring someone outside to help staff with that because that could be complicated.



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January 9, 2019

MEMORANDUM

TO: Euripides Rodriguez, Solid Waste Management Director

RE: Item J.1., Staff Direction Regarding Collection Franchise Agreements with Waste Management of Florida

The Board of County Commissioners, in regular session on January 8, 2019, directed you to solicit a Request for Proposals (RFP) for the franchise areas that will include three (3) options: 1) submit Countywide proposal, 2) submit a proposal for the north area, and 3) submit a proposal for the south area, in which the vendors would be entitled to submit a proposal for any option or for all three options; to present options for once a week trash pickup versus twice a week; approved legislative intent regarding tightening up the Code of homeowners being responsible for yard waste that was cut down by contractors, and to bring it back to the Board its consideration; to give two options regarding limitation of yard waste; granted the County Manager the authority to use up to \$20,000 to evaluate all of those options in an appropriate matrix, and the ability to bring someone from outside to help staff with that as it could be complicated; authorized a selection committee comprised of you, John Denninghoff, Assistant County Manager, and Matthew Wallace, Public Safety Director; and authorized any budget changes to the collection fund to pay for the above.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe

Tammy Rowe, Deputy Clerk

cc: County Attorney
County Manager
Committee Members