

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED THIRD AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF HOLLYWOOD, FLORIDA ("CITY") AND WASTE PRO OF FLORIDA INC. ("WASTE PRO") FOR SOLID WASTE AND COMMINGLED WASTE COLLECTION SERVICES TO REVISE THE RESIDENTIAL ACCOUNT FIGURES TO INCLUDE ARAPAHOE FARMS AND YOUNG ISRAEL WHICH INCREASES THE CITY'S PAYMENT OBLIGATION FROM \$5,410,765.44 TO \$5,423,440.32 ANNUALLY AND TO UPDATE THE ANNUAL SERVICE FEE ADJUSTMENT FORMULA.

WHEREAS, on January 15, 2009, the City and Waste Pro entered into an agreement pursuant to Invitation for Bid No. F-4153-08-LS ("Bid") for Waste Pro to provide solid waste and commingled waste collection services; and

WHEREAS, on June 21, 2012, the City and Waste Pro amended the agreement to revise the residential account figures to properly reflect the collection services provided by Waste Pro; and

WHEREAS, Arapahoe Farms and Young Israel were annexed into the City of Hollywood and pursuant to state law, the existing solid waste services provided by BFI (currently Waste Management) was allowed to continue for a five (5) year period; and

WHEREAS, it has come to the attention of the Department of Public Works that pursuant to Chapter 50 of the Hollywood Code of Ordinances, that there are a total of 81 homes collectively from Arapahoe Farms and Young Israel which should be receiving solid waste and commingled collection services from the City which are currently provided by Waste Pro; and

WHEREAS, due to the additional 81 homes, the residential account figure needs to be revised whereby the current Agreement and 1st Amendment needs to be amended; and

WHEREAS, due to the adjustment in the residential account figures, the City's contractual payment obligation will increase from \$5,410,765.44 per year to \$5,423,440.32 per year; and

WHEREAS, Article VIII of the Agreement provides for an annual service fee adjustment based upon a formula which designated a certain fuel index, however, the current fuel index is no longer in existence whereby the agreement needs to be amended to reflect the new fuel index; and

WHEREAS, based upon the increase in residences to be serviced by Waste Pro, the current Agreement needs to be amended; and

WHEREAS, monies are available within the Sanitation Enterprise Fund to cover this increase in collection services in account numbers 45.5121.00000.534.003117 and 45.5121.00000.534.004362;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That it hereby approves and authorizes the execution, by the appropriate City Officials, of the attached Third Amendment to the Agreement between the City of Hollywood, Florida and Waste Pro of Florida, Inc. for Solid Waste and Commingled Collection Services, together with such nonmaterial changes as may be subsequently agreed to by the City Manager and approved as to form and legality by the City Attorney.

Section 2: That this resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2015.

PETER BOBER, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGALITY
for the use and reliance of the
City of Hollywood, Florida, only.

JEFFREY P. SHEFFEL, CITY ATTORNEY