

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A THIRD AMENDMENT RENEWING THE AGREEMENT FOR SOLID WASTE DISPOSAL SERVICES WITH WASTE CONNECTIONS OF FLORIDA, INC. IN AN ESTIMATED ANNUAL AMOUNT OF \$3,770,000.00 IN ACCORDANCE WITH SECTION 38.41(C)(9) OF THE PROCUREMENT CODE (BEST INTEREST).

WHEREAS, the Department of Public Works, Environmental Services Division is responsible for waste removal and disposal and required an agreement with a qualified contractor to provide solid waste disposal services Citywide; and

WHEREAS, on July 3, 2013, the City Commission passed and adopted Resolution Number R-2013-168, which authorized the issuance of Blanket Purchase Agreement Number 8002492 to Progressive Waste Solutions of FL, Inc. f/k/a Waste Services of Florida, Inc., and now d/b/a Waste Connections of Florida ("Waste Connections") for Solid Waste Disposal Services, in accordance with Bid F-4365-13-IS, for an initial five-year term for an annual estimated expenditure of \$1,579,600.00, with the option to renew for two additional five-year periods; and

WHEREAS, on June 6, 2018, the City Commission passed and adopted Resolution Number R-2018-192, which authorized the execution of a First Amendment with Waste Connections to allow for an interim contract term and revise the compensation to allow the City to evaluate its Solid Waste Disposal Services; and

WHEREAS, on June 19, 2019, the City Commission passed and adopted Resolution Number R-2019-164, which authorized the execution of a Second Amendment with Waste Connections to set the term and revise the compensation; and

WHEREAS, the current contract with Waste Connections expires on July 3, 2023, unless renewed by the parties for an additional five-year period; and

WHEREAS, solid waste disposal fees set forth in the current agreement will increase from \$45.82 per ton to \$61.81 per ton; and

WHEREAS, the Director of the Department of Public Works and the Director of Procurement and Contract Compliance recommend that the City Commission approve and authorize the execution of the attached Third Amendment to the Agreement with Waste Connections for solid waste disposal services in an estimated annual amount of \$3,770,000.00; and

WHEREAS, Section 38.41(C)(9) provides that when the City Commission declares by a 5/7 vote that competitive bidding and competitive proposals are not in the best interest of the City, such purchase are exempt from the competitive bidding and competitive proposal requirements; and

WHEREAS, funding has been appropriated and exists in account number 445.520101.53400.543610.000000.000.000 and will be requested in subsequent fiscal years.

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

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution, by the appropriate City officials, of the attached Third Amendment to the Agreement with Waste Connections of Florida, Inc. together with such non-material changes as may subsequently be agreed to by the City Manager and approved as to form by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2023.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES
CITY ATTORNEY