




LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Lisa Morrell, City Manager 

DATE: February 7, 2019

RE: 90 Day Negotiation Period of Waste and Recyclable Materials Collection and Disposal Agreement

The City and Harris Sanitation (DBA Waste Management) entered into a franchise agreement on June 11, 2010, for the collection of waste and recyclable materials. The contract went into effect on October 1, 2010. Under the terms, the agreement will automatically renew on September 30, 2020, for an additional five (5) years unless either party provides written notice of nonrenewal at least 120 days before September 30, 2020.

Due to the complex nature and scope of the services provided, the process of issuing a Request for Proposal (RFP) to solicit bids for the service can take several months. Additionally, if another entity were selected for waste and recyclable collection, the transition would encompass several months as well.

Due to these factors, staff is requesting authorization to enter negotiations for 90 days, commencing March 1, 2019, with Waste Management to amend the existing contract. Points of discussion will include, but not limited to, the following:

- Feasibility of twice per week waste collection
- Transfer ownership and responsibility of the City's collection cart inventory to Waste Management
- The amount of any additional charges to customers for an amendment to the existing contract

Additionally, staff will pursue the removal of internal billing of customers and engage the Brevard County Property Appraisers Office and Tax Collectors Office in including waste and recyclable disposal charges as a non-ad valorem tax item on property tax billing.

Staff will present the status of negotiations and any proposed changes to the Council for review and consideration upon completion of negotiations.

REQUESTING DEPARTMENT:

Office of the City Manager

FISCAL IMPACT:

No fiscal impact

RECOMMENDATION:

Motion to approve the 90 Day Negotiation Period of Waste and Recyclable Materials Collection and Disposal Agreement.

Attachments: 1) Franchise Agreement, June 11, 2010
 2) Indemnification Agreement, June 11, 2010
 3) Addendum to Franchise Agreement, August 21, 2014