

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20030747

1. REQUESTED MOTION:

ACTION REQUESTED: Approve Change Order No. 4 to the Solid Waste Franchise Hauling Contract with Florida Recycling, Inc. (Lee Contract No. 1383) providing for additional collection fees to be charged to the commercial customers, effective as of February 10, 2003, located on Captiva Island due to uncontrollable events.

WHY ACTION IS NECESSARY: Board approval required for significant changes to the franchise solid waste collection contracts.

WHAT ACTION ACCOMPLISHES: Authorizes Florida Recycling, Inc. to recover additional extraordinary costs related to providing commercial solid waste collection services on Captiva due to changes in weight restrictions and passage times for the Sanibel Causeway.

2. DEPARTMENTAL CATEGORY: SOLID WASTE
COMMISSION DISTRICT #: 1

C8B

3. MEETING DATE:

07-01-2003

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

5. REQUIREMENT/PURPOSE:

- (Specify)
- STATUTE
 - ORDINANCE
 - ADMIN. CODE
 - OTHER Contract Change Order

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER:
 - B. DEPARTMENT: Lee County-Public Works
 - C. DIVISION/SECTION: Solid Waste Division
 - BY: Lindsey Sampson, Solid Waste Director
 - DATE: 6/19/03
- Lindsey Sampson*

BACKGROUND: Section 6.D of the Solid Waste and Recycling Collection Franchise Agreement provides that the Collection Contractor may request changes to the contract fees/rates due to extraordinary or unusual changes in the cost of operations that could not reasonably be foreseen. Such an event has occurred because of required equipment and schedule changes necessary in order to transport solid waste from Captiva across the Sanibel Causeway.

The Contractor has requested fee changes for commercial collection functions primarily related to front-end and roll-off services. The Contractor has been required to reduce the amount of material that it can transport in any truckload and must limit such transport across the bridge to certain times of each day. This has required additional manpower, trucks, trips, and changes to equipment and service. The Contractor has performed well in making these changes in a timely manner as well as meeting the needs of the customers.

The proposed commercial rate changes are the same rates that have been authorized by the Sanibel City Council for Sanibel Island customers.

8. MANAGEMENT RECOMMENDATIONS: Approve the proposed Change Order

9. RECOMMENDED APPROVAL

A DEPARTMENT DIRECTOR	B PURCH. OR CONTRACTS	C HUMAN RESOURCES	D OTHER	E COUNTY ATTORNEY	F BUDGET SERVICES				G COUNTY MANAGER
					OA	OM	Risk	GC	
<i>J. Hancock</i> <i>L.S.S.</i>	<i>[Signature]</i> <i>6/19/03</i>	<i>N.A.</i>		<i>[Signature]</i> <i>6/19/03</i>	<i>R.M.</i> <i>6/19/03</i>	<i>[Signature]</i> <i>6/19/03</i>	<i>[Signature]</i> <i>6/19/03</i>	<i>[Signature]</i> <i>6-19-03</i>	<i>[Signature]</i> <i>6-19-03</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by *Cathy*
Date: *6-19-03*
Time: *1:15*
Forwarded To: *CL Admin*

RECEIVED BY
T. ADMIN. *L.S.*
6-19-03
2PM
6-19-03 *11*
4:30 PM

SOLID WASTE & RECYCLING COLLECTION FRANCHISE AGREEMENT
CHANGE ORDER FORM

CHANGE ORDER #_3_

(Change Order Requires Approval by the Department Director for Expenditures Under Level III (\$25,000, approval by the County Administrator for Expenditures Between \$25,000 and \$50,000 and approval by the Board of County Commissioners for Expenditures over \$50,000)

CONTRACT/PROJECT NAME: SOLID WASTE & RECYCLING COLLECTION FRANCHISE SERVICES

CONTRACTOR: Florida Recycling Services, Inc. & Frank Ward Sr., a Joint Venture

CONTRACT NO.: 1383 (Area 2)

RFP NO.: RFP-00-01

REQUESTED BY: Lee County

DATE OF REQUEST: 6/15/03

Upon the completion and execution of this Change Order by both parties the Contractor is authorized to and shall proceed with the following:

AMENDMENT(S) TO FRANCHISE AGREEMENT

DATED: 6/15/03

Modifications to the collection and service prices for services provided to commercial customers (businesses and multifamily residential) specifically within the geographical boundary of Captiva Island. All other terms of the franchise service agreement remain applicable. Amended commercial collection fees to be effective as of Feb. 10, 2003.

EXHIBIT(S) "Exhibit A" Change Order #4 Pricing Template for Captiva Commercial Customers

DATED: 6/15/03

All of which are attached hereto and are made a part of this Change Order.

It is understood and agreed that the acceptance of this modification by the CONTRACTOR constitutes an accord and satisfaction.

RECOMMENDED:

ACCEPTED:

COUNTY APPROVAL:

By: _____

By: _____

By: _____

Department Director Date

Contractor

Department Director
(Under Level III \$25,000)

By: [Signature] 6/19/03
Dept. of Public Works Date

Date Accepted: _____

Date Approved:

Corporate Seal

BY: _____

County Administrator
(Over Level III \$25,000,
Under \$50,000)

Date Approved:

By: _____

Board of County Commissioners
Chairman Date
Approved: _____

c: Clerks Office, Minutes Dept
Finance Department

“Exhibit A”
June 15, 2003
Change Order #4 Contract #1383
Pricing Template for Captiva Commercial Customers
For

Solid Waste & Recycling Collection Franchise Services

HAULER'S SPECIFIC PRICING FOR SERVICES TO COMMERCIAL CUSTOMERS ON CAPTIVA ISLAND.

1. Refer to attachment, hereto (four pages), entitled “Exhibit A, Amended Fiscal Year 2002/2003 Solid Waste Rates” for actual ‘Commercial Collection and Service Fees’.
2. Collection and service charges shown on the attachment relating to single-family residential services do not apply.
3. Disposal costs included on the attachment do not apply. Disposal fees/costs for commercial customers on Captiva Island will be in accordance with the Lee County Solid Waste Division’s published disposal costs, as may be amended from time to time.
4. Changes to the collection services fees are effective beginning on February 10, 2003. Billings to the commercial customers for changes to the collection fees shall commence with the Contractor’s normal billing for the month of August (i.e. for services normally provided in August, 2003). Commercial customers billings for the changes to the service fees (i.e. from Feb. 10, 2003 through July 31, 2003 maybe through separate billings. Billings to commercial customers for the changed service fee amounts shall be staged during a period of time that will last more than two months and such period of time and allocation of service fees during the time period must be approved by the County’s Contract Administrator.
5. At all times during the term of this Agreement, the Hauler shall comply with alapplicable terms of the existing service agreement, Contract #1383, as amended, Florida Statutes, ordinances, codes, laws, rules, and regulations of the federal, state and local government authority or agency and all industry standards. The Hauler shall also follow all regulatory and safety requirements and instructions at the Disposal Sites.

EXHIBIT A
AMENDED FISCAL YEAR 2002/2003 SOLID WASTE RATES

MONTHLY RESIDENTIAL GARBAGE/VEGETATION/RECYCLING RATES¹ (EXCLUDES *CAPTIVA*)

Curbside Collection		House Collection²	
Collection Costs (Garbage & Hort)	\$ 5.46	Collection Costs	\$ 9.16
Collection Costs (Recycling)	1.53	Collection Costs (Recycling)	3.05
Disposal Costs (Landfill/Surcharge)	5.64	Disposal Costs (Landfill/Surcharge)	5.64
Disposal Costs (Horticultural)	1.55	Disposal Costs (Horticultural)	1.55
Weight Restriction Surcharge	<u>6.64</u>	Weight Restriction Surcharge	<u>6.64</u>
Total Monthly Rate	\$ 20.82	Total Monthly Rate	\$ 26.04

Optional second weekly house collection rate: \$2.50 per week (this rate is prorated per week for the subscription period, minimum subscription period of 6 months).

MONTHLY COMMERCIAL CAN CURB SERVICE SOLID WASTE RATES (Based on 45.6 lbs./can)

Twice Weekly Can Service		Once Weekly Can Service	
Collection Costs	\$ 10.80	Collection Costs	\$ 5.40
Disposal Costs	<u>13.48</u>	Disposal Costs	<u>6.74</u>
Total Monthly Rate	\$ 24.28	Total Monthly Rate	\$12.14

Extra Pick-up Charge = \$2.81/can

	1 Can	2 Cans	3 Cans	4 Cans	5 Cans	6 Cans
2 X Week	\$ 24.28	\$ 48.58	\$ 72.84	\$ 97.12	\$ 121.40	\$ 145.68
1 X Week	\$ 12.14	\$ 24.28	\$ 36.42	\$ 48.56	\$ 60.70	\$ 72.84

MONTHLY COMMERCIAL CAN CURB SERVICE VEGETATION RATES (Based on 45.6 lbs./can)

Twice Weekly Can Service		Once Weekly Can Service	
Collection Costs	\$10.80	Collection Costs	\$ 5.40
Disposal Costs	<u>4.74</u>	Disposal Costs	<u>2.37</u>
Total Monthly Rate	\$15.54	Total Monthly Rate	\$ 7.77

Extra Pick-up Charge - \$1.79 per can

	1 Can	2 Cans	3 Cans	4 Cans	5 Cans	6 Cans
2 X Week	\$ 15.54	\$ 31.08	\$ 46.62	\$ 62.16	\$ 77.70	\$ 93.24
1 X Week	\$ 7.77	\$ 15.54	\$ 23.31	\$ 31.08	\$ 38.85	\$ 46.62

¹ Rates based on service three times a week, one for regular trash, one for vegetative debris and one for recycling. Regular trash service includes collection of white goods (appliances) and bulky goods (furniture) at no additional charge. Also based on an average yearly production rate of 1.68 tons per home, and a composition rate of 58% solid waste, 41% vegetation (based on 0.975 tons/year/home of solid waste; 0.705 tons/year/home of vegetation).

² House (back door) collection includes back door collection service for solidwaste and recycling only, horticultural collection is available as a curbside service only.

MONTHLY COMMERCIAL CAN BACK DOOR SERVICE SOLID WASTE RATES (Based on 45.6 Lbs./can)

Twice Weekly Can Service

Collection Costs	\$ 15.63
Disposal Costs	<u>13.48</u>
Total Monthly Rate	\$ 29.11

Once Weekly Can Service

Collection Costs	\$ 7.82
Disposal Costs	<u>6.74</u>
Total Monthly Rate	\$ 14.56

Extra Pick-up Charge = \$3.36/can

	1 Can	2 Cans	3 Cans	4 Cans	5 Cans	6 Cans
2 X Week	\$ 29.11	\$ 58.22	\$ 87.33	\$ 116.44	\$ 145.55	\$ 174.66
1 X Week	\$ 14.56	\$ 29.12	\$ 43.68	\$ 58.24	\$ 72.80	\$ 87.36

MONTHLY COMMERCIAL CAN BACK DOOR SERVICE VEGETATION RATES (Based on 45.6 Lbs./can)

Twice Weekly Can Service

Collection Costs	\$15.63
Disposal Costs	<u>4.74</u>
Total Monthly Rate	\$20.37

Once Weekly Can Service

Collection Costs	\$ 7.82
Disposal Costs	<u>2.37</u>
Total Monthly Rate	\$ 10.19

Extra Pick-up Charge - \$2.36 per can

	1 Can	2 Cans	3 Cans	4 Cans	5 Cans	6 Cans
2 X Week	\$ 20.37	\$ 40.74	\$ 61.11	\$ 81.48	\$ 101.85	\$ 122.22
1 X Week	\$ 10.19	\$ 20.38	\$ 30.57	\$ 40.76	\$ 50.95	\$ 61.14

COMMERCIAL SOLID WASTE CUBIC YARD RATES (Based on 131 lbs. per cubic yard; disposal cost/cubic yard - \$4.46)

MONTHLY COMMERCIAL SOLID WASTE CUBIC YARD RATES
EQUIPMENT CHARGES INCLUDED
WEIGHT RESTRICTION SURCHARGE INCLUDED

2.00 YARD	(\$11.17)	\$ 106.58	\$ 198.57	\$ 290.57	\$ 382.56	\$ 474.56	\$ 566.54	\$ 21.22
4.00 YARD	(\$12.18)	\$ 165.44	\$ 314.97	\$ 464.49	\$ 614.03	\$ 763.55	\$ 913.08	\$ 34.50
6.00 YARD	(\$13.20)	\$ 224.31	\$ 431.36	\$ 638.43	\$ 845.48	\$ 1,052.54	\$ 1,259.61	\$ 47.78
8.00 YARD	(\$14.21)	\$ 284.91	\$ 551.27	\$ 817.61	\$ 1,063.96	\$ 1,350.30	\$ 1,616.65	\$ 61.47
SHORT ROLL		\$ 8.80	\$ 17.59	\$ 26.39	\$ 35.19	\$ 43.98	\$ 52.78	
LONG ROLL		\$ 12.18	\$ 24.36	\$ 36.54	\$ 48.72	\$ 60.90	\$ 73.08	

COMMERCIAL VEGETATION CUBIC YARD RATES (Based on 140 lbs. per cubic yard; disposal cost/cubic yard = \$1.84)

MONTHLY COMMERCIAL VEGETATION CUBIC YARD RATES
EQUIPMENT CHARGES INCLUDED

CONTAINER SIZE	MONTHLY EQUIPMENT CHARGE	1 X WK	2 X WK	3 X WK	4 X WK	5 X WK	6 X WK	EXTRA DUMP
2.00 YARD	(\$11.17)	\$ 58.88	\$ 106.60	\$ 154.32	\$ 202.04	\$ 249.76	\$ 297.48	\$ 11.01
4.00 YARD	(\$12.18)	\$ 81.25	\$ 150.33	\$ 219.40	\$ 288.47	\$ 357.55	\$ 426.62	\$ 15.94
6.00 YARD	(\$13.20)	\$ 103.62	\$ 194.05	\$ 284.48	\$ 374.90	\$ 465.33	\$ 555.76	\$ 20.87
8.00 YARD	(\$14.21)	\$ 127.33	\$ 240.45	\$ 353.58	\$ 466.70	\$ 579.82	\$ 692.94	\$ 26.11

ROLL-OFF RATES (ALL SIZES)
(Including Weight Restriction Surcharge)

Per Dump Rate \$ 230.04
 Per Ton Disposal Rate/Solid Waste 68.15
 Per Ton Disposal Rate/Horticulture 26.38

MONTHLY COMMERCIAL SOLID WASTE COMPACTOR RATES

MONTHLY RATES (Including Weight Restriction Surcharge)
(Equipment Rental Charge = 0)

CONTAINER SIZE	1 X WK	2 X WK	3 X WK	4 X WK	5 X WK	6 X WK	EXTRA DUMP
4.00 YARD	\$ 425.79	\$ 851.61	\$ 1,277.39	\$ 1,703.20	\$ 2,128.99	\$ 2,554.81	\$ 98.26
6.00 YARD	\$ 600.76	\$ 1,201.52	\$ 1,802.28	\$ 2,403.05	\$ 3,003.82	\$ 3,604.59	\$ 138.63
8.00 YARD	\$ 775.73	\$ 1,551.46	\$ 2,327.19	\$ 3,102.92	\$ 3,878.64	\$ 4,654.37	\$ 179.02

RECYCLING RATES

RESIDENTIAL CURBSIDE RECYCLING PROGRAM RATE:

- ◆ FRS agrees to continue to operate the Sanibel residential curbside-recycling program under the terms and conditions as directed by the City.

COMMERCIAL/MULTI-FAMILY RECYCLING PROGRAM RATES:

- ◆ Commercial Cardboard Monthly Rates:

CONTAINER SIZE	1 X WK		2 X WK		EXTRA DUMP
4.00 YARD	\$	29.76	\$	59.52	\$ 6.87
6.00 YARD	\$	39.56	\$	79.13	\$ 9.13
8.00 YARD	\$	49.37	\$	98.73	\$ 11.39

- ◆ Commercial Mixed Recyclable Monthly Rates

Option 1: 90± gallon tote containers: \$12.29 per tote per month with one collection per week.

Option 2: 14 or 18 gallon bins: \$2.01 per unit per month with one collection per week.

Option 3: Portable rack system: \$10.83 per rack per month with one collection per week.
(Rack system cost: \$275.00 each)

City will provide 90± and 14 or 18 gallon recycling containers to commercial customers per City policy. All other container costs will be the responsibility of the commercial customer at cost.

MISCELLANEOUS CHARGES

SPECIAL/EXTRA PICK-UPS

- ◆ Arrangements for special pick-ups must be called into FRS's offices in advance.
- ◆ Unbundled curbside horticultural collection for residential and commercial customers will be provided at \$10.00 per cubic yard.
- ◆ Commercial customers white goods: \$10.00 per item
- ◆ Commercial customers bulky goods: \$10.00 per cubic yard

OTHER

- ◆ A \$20.00 per ton City solid waste disposal surcharge has been included in the above rates. FRS will return to the City \$20.00 per ton of solid waste collected on Sanibel based on actual tonnage generated monthly.