

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20031131

1. REQUESTED MOTION:

ACTION REQUESTED: Approve Change Order No. 5 to the Solid Waste Franchise Hauling Contract with Florida Recycling Services, Inc. (Lee Contract No. 1383) providing for additional collection fees to be charged for the collection of solid waste and recycling material from residential customers on Captiva Island and to extend the term of the franchise collection services from October 1, 2003 to September 30, 2005.

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 continue to provide residential and commercial solid waste collection services on Captiva for two additional years. Allows for an increase in the service fees for residential customers.

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #: 1

C8D

3. MEETING DATE:

09-30-2003

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: 9/18/03

Lindsey Sampson

BACKGROUND: The original franchise SW collection Agreement with Florida Recycling Services (FRS) includes Change Order No. 2 that provides for collection services on Captiva Island. This document was executed with only a three year term because at that time it was expected that Lee County would coordinate the procurement of SW collection services in conjunction with the City of Sanibel and Sanibel's then current franchise agreement expired in September, 2003.

Earlier this year, Sanibel extended its franchise collection agreement with FRS for an additional two years to September of 2005. This Change Order No. 5 will maintain a time schedule such that the County and the City may later work together in procuring competitive priced services to commence in October, 2005.

The commercial rate charges are the same rates that have been authorized by the Sanibel City Council for Sanibel Island customers and approved by the BOCC in July of this year. The residential charges are \$2.00 per month higher, per unit, than the current fees. This increase is appropriate because of the additional requirements in coordinating collection services and transport time with the Sanibel bridge requirements.

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>[Signature]</i> 9/18/03	<i>[Signature]</i> 9/18/03	N/A		<i>[Signature]</i> 9/18/03	<i>[Signature]</i> 9/18/03	<i>[Signature]</i> 9/18/03	<i>[Signature]</i> 9/18/03	<i>[Signature]</i> 9/18/03	<i>[Signature]</i> 9.18.03

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: 9/18/03
Time: 11:19 am
Forwarded To: Civ Admin 9-18-03 WJS

RECEIVED BY COUNTY ADMIN: PM
9/18/03
COUNTY ADMIN FORWARDED TO:
9/18/03

DRAFT

SOLID WASTE & RECYCLING COLLECTION FRANCHISE AGREEMENT
CHANGE ORDER FORM

CHANGE ORDER # 5

(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: 9/10/03

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: 10/1/03

EXHIBIT(S) "Exhibit A" Change Order No. 5

DATED: 10/1/03

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:

By: [Signature] 9/18/03
Department Director Date

By: _____
Dept. of Public works Date

ACCEPTED:

By: _____
Contractor

Date Accepted: _____
Corporate Seal

COUNTY APPROVAL:

By: _____
Department Director
(Under Level III \$25,000)
Date Approved:

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
CSD: 062
REV: 03/06/96

DRAFT

"EXHIBIT A"
October 1, 2003
Change Order No. 5, Lee County Contract No. 1383
Solid Waste & Recycling Collection Franchise Services for
Captiva Island

1. Amendment No.2 (Change Order No. 2) to Contract 1383, dated 8/22/00, established the Contractor's and County's responsibilities, services, and charges (fees) for providing solid waste, vegetative waste, and recycling services for residential and commercial properties on Captiva Island in Lee County, Florida.
2. This Change Order No. 5 establishes that the responsibilities and services, for providing solid waste, vegetative waste, and recycling services for residential and commercial properties on Captiva Island shall continue for the Term commencing October 1, 2003 and ending September 30, 2005.
3. The service charges (fees) for Commercial Properties on Captiva will continue and shall be in accordance with Change Order No. 4, dated 7/01/03.
4. The service charges (fees) for Residential Properties on Captiva will be \$107.88 per year, per unit (\$8.99/month/unit) beginning October 1, 2003.
5. The service charges (fees) for Residential and Commercial collection services may be adjusted during the term of this agreement (Change Order No. 5) in accordance with the relevant conditions in Contract No. 1383.