

**Lee County Board Of County Commissioners  
Agenda Item Summary**

Blue Sheet No. 20060536

**1. ACTION REQUESTED/PURPOSE:** Approve the request to transfer the Solid Waste and Recycling Collection Franchise Contract (Lee Contract No. 3138) from Waste Services of Florida, Inc. to Waste Pro of Florida, Inc., and authorize the Chairwoman to sign the Authorizing Addendum upon receipt of all necessary documentation (insurance, bond, parent guaranty, etc.)

**2. WHAT ACTION ACCOMPLISHES:** Allows acquisition of Waste Services of Florida, Inc. by Waste Pro of Florida, Inc., and authorizes Waste Pro of Florida, Inc. to assume all responsibility for the franchise collection contract. Transfer is expected to occur on June 1, 2006.

**3. MANAGEMENT RECOMMENDATION:** Staff recommends approval of the requested motion

<b>4. Departmental Category:</b> <span style="font-size: 2em; font-weight: bold;">ASA</span>		<b>5. Meeting Date:</b> <span style="font-size: 1.5em; font-weight: bold;">05-16-2006</span>
<b>6. Agenda:</b> <input type="checkbox"/> Consent <input checked="" type="checkbox"/> <b>Administrative</b> <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On	<b>7. Requirement/Purpose: (specify)</b>	
	<input type="checkbox"/> Statute	<b>8. Request Initiated:</b> <b>Commissioner</b> <b>Department</b> Public Works <b>Division</b> Solid Waste <b>By:</b> <u>Lindsey J. Sampson</u> <i>L. Sampson</i> 4/28/06
	<input type="checkbox"/> Ordinance	
	<input type="checkbox"/> Admin. Code	
	<input checked="" type="checkbox"/> Other	

**9. Background:**  
Waste Services of Florida, Inc. (WSI) has requested (letter attached) that the County approve the transfer of its solid waste collection franchise contract to Waste Pro of Florida, Inc. (WPI). WSI currently has responsibility for the south Fort Myers area, generally east of Rte 41. This contract was awarded in 2005 and has a 5 year term extending through September 2010. The addition of WSI's service area will establish two franchise service areas under WPI's responsibility.

This transfer will have no impact on the contracted "collection fees".

The Solid Waste Division recommends approval of the request to transfer the franchise collection contract from WSI to WPI for the following reasons:

- WPI has proved to be dependable in providing service to its franchised service area and successfully handled the transition of service areas under the recent contract award (Oct 2005).
- All assets (trucks, dumpsters, bins, etc.) are included in the purchase and should provide sufficient resources to continue to provide satisfactory service to the franchise area in question.
- WPI has presented transition plans to ensure a seamless transfer of service without customer interruption including maintaining customer service representative levels consistent with the franchise agreements.

Attachments: Letter from Joe Briarton, WSI, dated March 30, 2006.

**10. Review for Scheduling:**

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services			County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.
<i>J. Saunders</i> 5-3-06		N.H.		<i>S. Brown</i> 5/3/06	<i>5/3/06</i>	<i>5/3/06</i>	<i>5/3/06</i>	<i>5/3/06</i> <i>J. Saunders</i>

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY
COUNTY ADMIN: <i>PM</i>
<b>5-3-06</b>
<b>110</b>
COUNTY ADMIN
FORWARDED TO:
<i>P.A. 5-4-06</i>

Rec. by CoAtty
Date: <b>5/3/06</b>
Time: <b>10:05am</b>
Forwarded To:
<i>Admin 5/3/06</i>



March 30, 2006

Lee County  
Department of Public Works  
Division of Solid Waste  
P.O. Box 398  
Fort Myers, FL 33902-0398

Attention: Lindsey Sampson, Solid Waste Director

Dear Mr. Sampson,

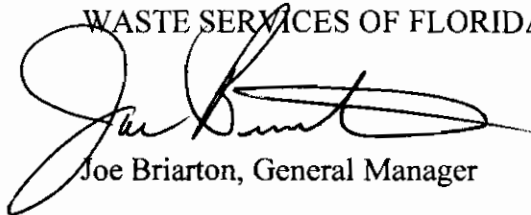
Waste Pro of Florida, Inc. and Waste Services of Florida, Inc. have entered into a conditional purchase agreement for our Fort Myers Operations. The completion of the purchase is conditional upon the County's approval of the assignment to Waste Pro of our Solid Waste and Recycling Collection Franchise Agreement for Service Area #3.

We are writing to request the written consent of the County to this assignment. We would like to schedule a meeting with you and representatives of Waste Pro and Waste Services to discuss the assignment and to plan for a smooth transition. We would like to complete the transition and close the acquisition by May 31, 2006. The management teams of both companies are committed to working with the County to ensure that service levels to County customers are maintained throughout the transition.

Please let me know when you would be available for a meeting. You can reach me at (386) 878-3664. We look forward to meeting with you.

Sincerely,

WASTE SERVICES OF FLORIDA, INC.



Joe Briarton, General Manager

Cc: William Newman, Operations Manager, Lee County  
Kurt Salac, District Manager, Waste Services  
Keith Banasiak, General Manager, Waste Pro