

RESOLUTION NO. 75325

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE NEW AGREEMENTS WITH GREEN WASTE RECOVERY, INC., GREEN TEAM OF SAN JOSE, CALIFORNIA WASTE SOLUTIONS AND GARDEN CITY SANITATION FOR RESIDENTIAL RECYCLE PLUS SERVICES FOR A TERM THROUGH JUNE 30, 2021; OR IN THE ALTERNATIVE IF NEGOTIATIONS ARE NOT SUCCESSFUL, AMENDMENTS TO AGREEMENTS FOR SOLID WASTE COLLECTION SERVICES WITH THESE SAME COMPANIES TO EXTEND THE TERMS TO JUNE 30, 2015, ENHANCE SERVICES, AND MODIFY COMPENSATION PROVISIONS.

WHEREAS, on December 16, 2008, City Council approved the Zero Waste Strategic Plan, which included an evaluation for extending the term for the current residential Recycle Plus agreements (scheduled to terminate on June 30, 2013) for two additional years to June 30, 2015; and

WHEREAS, GreenWaste Recovery Inc. provides citywide yard waste collection and processing, residential street sweeping, multi-family dwelling solid waste processing services, and Neighborhood Clean-Up Services in Districts A and C; and

WHEREAS, GreenTeam of San Jose provides solid waste and recycling collection citywide for multi-family dwellings and single family dwellings in Service District B, and Neighborhood Clean-Up Services in District B; and

WHEREAS, California Waste Solutions provides recycling collection and processing for single family dwellings in Service Districts A and C; and

WHEREAS, Garden City Sanitation provides solid waste collection for single family dwellings in Service Districts A and C; and

WHEREAS, the Public Litter Can ("PLC") and City Facility agreements are provided by GreenWaste and GreenTeam, respectively; and

WHEREAS, the City currently provides residential solid waste billing customer service, and remittance processing through the Integrated Billing System which is serviced by Oracle/PeopleSoft; and

WHEREAS, the City was informed by Oracle that Oracle would no longer continue to support and maintain the software for the Integrated Billing System; and

WHEREAS, the City may amend the agreements with Green Waste Recovery, Inc., and Green Team of San Jose to extend the terms to June 30, 2015, to enhance services, and to modify the compensation provisions; and

WHEREAS, the City may exercise the option to extend the agreements with California Waste Solutions and Garden City Sanitation to June 30, 2015, and to negotiate and execute amendments to these agreements for enhance services and modify compensation; and

WHEREAS, these companies have proposed, in the alternative, savings to the cost of the existing level of solid waste collection services in consideration for an eight year agreement to provide these services to the City;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The City Manager is hereby authorized to negotiate new agreements with GreenWaste Recovery Inc., GreenTeam of San Jose, California Waste

Solutions, and Garden City Sanitation for solid waste collection services through June 30, 2021.

2. During the negotiation and until the Administration returns to Council with the proposed agreements, all contact between the existing contractors and the City must be directed to the Administration staff designated for negotiation, and all inquiries to staff, elected officials, and consultants should be referred to the designated staff.
3. The terms of these agreements should include an option for contractors to provide billing, customer service, and remittance processing services.
4. If the Administrations and these companies are unable to agree on proposed terms for the new agreements, the City Manager shall return to the City Council with the following amendments:
 - A. Amend the Residential Recycle Plus Services Agreements to extend the term of the Agreement with GreenWaste Recovery, Inc. for citywide yard waste collection and processing, residential street sweeping, and multi-family dwelling solid waste processing services; and GreenTeam of San José for District B and multi-family solid waste collection and processing services through June 30, 2015; to enhance services; and to modify the compensation provisions;
 - B. Exercise the option to extend the Recycle Plus Services Agreements with California Waste Solutions and Garden City Sanitation for an additional two years to June 30, 2015, and to negotiate and execute amendments to these Agreements for enhanced services and modified compensation;
 - C. Exercise the option to extend the Agreement with GreenWaste Recovery, Inc. for Neighborhood Clean-Up Services in Recycle Plus Collection Districts A and C for an additional two years to June 30, 2015, and amend the Agreement to include enhanced services and modified compensation;

- D. Amend the Agreement with GreenWaste Recovery, Inc. for Public Litter Can Solid Waste Collection Services citywide to extend the maximum term for an additional four years to June 30, 2015; to modify the compensation; and to make technical adjustments to Agreement terms;

- E. Amend the Agreement with GreenTeam of San José for Integrated Collections at City Facilities to extend the term an additional 30 months to expire June 30, 2015; to modify the compensation; and to make technical adjustments to the Agreement terms.

ADOPTED this 30th day of March, 2010, by the following vote:

AYES: CAMPOS, CHIRCO, CONSTANT, HERRERA, KALRA,
LICCARDO, NGUYEN, OLIVERIO, PYLE; REED.

NOES: NONE.

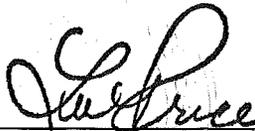
ABSENT: NONE.

DISQUALIFIED: CHU.



CHUCK REED
Mayor

ATTEST:



LEE PRICE, MMC
City Clerk