

TRANSMITTAL

0120-17336-0000

TO
The Council

DATE

OCT 10 2013

COUNCIL FILE NO.

FROM
The Mayor

COUNCIL DISTRICT
All

Proposed Letters of Agreement between the City and Allied Waste Industries/Browning-Ferris Industries of California, Inc. (BFI)/Falcon Refuse Center; California Waste Services, LLC.; Community Recycling and Resource Recovery, Inc.; Looney Bins/Downtown Diversion; Looney Bins/East Valley Diversion; and, Recycled Aggregate Materials Company (RAMCO) formerly Newman and Sons, Inc.

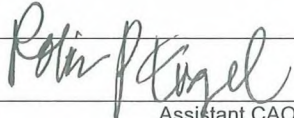
Approved and transmitted for your consideration.
See the City Administrative Officer report attached.


MAYOR (Ana Guerrero)

MAS:SMS:06140034t

Report From
OFFICE OF THE CITY ADMINISTRATIVE OFFICER
Analysis of Proposed Contract
(\$25,000 or Greater and Longer than Three Months)

To: The Mayor	Date: 10/04/13	C.D. No. All	CAO File No.: 0120-17336-0000				
Contracting Department/Bureau: Bureau of Street Services		Contact: Pamela Ostrander (213) 847-2811					
Reference: Board of Public Works/Bureau of Street Services transmittal dated September 9, 2013; referred by the Mayor for report. (Reference AE14000026M, AE14000029M, AE14000028M, AE14000024M, AE14000025M, AE14000027M)							
Purpose of Contract: Recycling and/or disposal of inert materials, mixed inert materials, mixed debris, waste debris, white goods, and bulky items generated by the Bureau of Street Services Citywide operations.							
Type of Contract: (X) New contract () Amendment		Contract Term Dates: August 1, 2013 – July 31, 2014					
Contract/Amendment Amount: Proposed amount \$ 5,000,000 + Prior award(s) \$ 0 = Total \$5,000,000, distributed as follows: AE14000024M – Allied Waste Industries/BFI Falcon Refuse Center - \$800,000 AE14000025M – Community Recycling and Resource Recovery - \$1,500,000 AE14000026M – California Waste Services - \$150,000 AE14000027M - Recycled Aggregate Materials Company (RAMCO) - \$1,050,000 AE14000028M – Looney Bins, Inc. – Downtown - \$900,000 AE14000029M – Looney Bins, Inc. – East Valley - \$600,000							
Source of funds: Fund 100, Department 86, Operating Supplies, Account 6020, Fiscal Years 2013-14 through 2014-15 Adopted Budget							
Name of Contractor and Address: <i>Allied Waste Industries/Browning-Ferris Industries of California, Inc. dba Sunshine Canyon Landfill, 14747 San Fernando Road, Sylmar, CA 91342 (44 percent of workforce resides in the City)</i> <i>California Waste Services, LLC, 621 West 152nd Street, Gardena, CA 90247 (55 percent of workforce resides in the City)</i> <i>Community Recycling & Resource Recovery, Inc., 9189 De Garmo Avenue, Sun Valley, CA 91352 (68 percent of workforce resides in the City)</i> <i>Looney Bins, Inc. – East Valley Diversion, 11616 Sheldon Street, Sun Valley, CA 91352 (less than one percent of workforce resides in the City)</i> <i>Looney Bins, Inc. – Downtown Diversion, 2424 East Olympic Boulevard, Los Angeles, CA 90021 (less than one percent of workforce resides in the City)</i> <i>Recycled Aggregate Materials Company (RAMCO), 3713 Alamo Street, Unit 201, Simi Valley, CA 93063 (14 percent of the workforce resides in the City)</i>							
	Yes	No	N/A*	8. Contractor has complied with:	Yes	No	N/A*
1. Council has approved the purpose	X			a. Equal Employmt. Oppty./Affirm. Action	X		
2. Appropriated funds are available	X			b. Good Faith Effort Outreach**			X
3. Charter Section 1022 findings completed	X		X	c. Equal Benefits Ordinance	X		
4. Proposals have been requested			X	d. Contractor Responsibility Ordinance	X		
5. Risk Management review completed				e. Slavery Disclosure Ordinance	X		
6. Standard Provisions for City Contracts included	X			f. Bidder Certification CEC Form 50			X
7. Workforce that resides in the City: see above	*N/A = not applicable ** Contracts over \$100,000						

 SMS	 Assistant CAO	 City Administrative Officer
Analyst		
06140034		

COMMENTS

The Board of Public Works requests (Board) requests authority to retroactively execute six Letters of Agreement (Agreement) with the following contractors for the disposal and/or recycling of inert materials, including but not limited to, dirt, sand, silt and gravel, collected by the Bureau's Citywide operations:

- Allied Waste Industries/BFI Falcon Refuse Center (Republic Services)
- California Waste Services, Inc.
- Community Recycling and Resource Recovery, Inc.
- Looney Bins/Downtown Diversion (A Waste Management Company)
- Looney Bins/East Valley Diversion (A Waste Management Company)
- Recycled Aggregate Materials Company (RAMCO), formerly Newman and Sons

The term of the proposed Agreements is for 12 months, retroactively from August 1, 2013 through July 31, 2014. The proposed contract amount is not to exceed \$5 million per year for the six contractors. The annual contract amount will be based on the amount approved by Mayor and Council in the Bureau of Street Services' (Street Services) Adopted Budget for the Operating Supplies Account, which is \$9.9 million.

A summary of the proposed costs are provided in Attachment 1.

Request for Bid

All six contractors were previously selected through a 2006 Request for Bids (RFB) process for the recycling and/or disposal of inert materials, mixed inert materials, mixed debris, waste debris, white goods and bulky items generated by Bureau of Street Service Citywide operations. The RFB was advertised in nine newspapers and posted to the Los Angeles Business Assistance Network in compliance with City Council instructions (C.F. 95-1060-S2). The City Attorney reviewed and approved the Request for Bid for these services, as to form.

Eight proposals were received on the due date of January 24, 2007 from the following contractors.

- Allied Waste Industries/Browning-Ferris Industries of California, Inc. (BFI) Falcon Refuse Center
- Arakelian Enterprises, Inc.
- BFI of California, Inc. (Sunshine Canyon Landfill)
- California Waste Services, LLC
- Community Recycling and Resource Recovery, Inc.
- Looney Bins/Downtown Diversion
- Looney Bins/East Valley Diversion
- Newman and Sons, Inc.

The Board adopted a Street Services report for approval and authorization to execute contracts with the eight bidders on May 16, 2007. The City Council approved the contracts on July 27, 2007 for a term of three years (August 1, 2007 through July 31, 2010, with three one-year renewal options, for a total of six years. In accordance with Los Angeles Administrative Code Section 10.5(b), Council

approval of the contracts was required because the contract term exceeded three years. The last contract amendments expired on July 31, 2013.

The Bureau is in the process of obtaining new contracts and is currently preparing a Request for Bid (RFB). However, the bid process was not completed with sufficient time to award new contracts before the current contracts expired on July 31, 2013, necessitating the need to execute retroactive Letters of Agreement with six of the contractors that were selected through the 2006 RFB process. It is anticipated that the new contracts will be awarded by July 2014.

In accordance with Los Angeles Administrative Code Section 10.5 (b), City Council approval of the proposed Letters of Agreement is required because the contracts replace expired contract amendments involving the same parties with no new competitive process having been utilized and result in a cumulative period of longer than three years, and the estimated annual payments by the City will exceed \$139,150, as adjusted annually in accordance with the Consumer Price Index (CPI). According to the Bureau of Street Services all of the contractors have complied with all contracting requirements, policies, and procedures.

Scope of Services

The Agreements will provide services related to the recycling and/or disposal of inert materials, mixed inert materials, mixed debris, waste debris, white goods and bulky items generated by Street Services' Citywide operations. The contractors will:

- Receive material delivered by the City including contract truckers;
- Properly reuse and recycle inert material, as required; and,
- Properly dispose of inert material, as required.

Inert materials are mixed debris consisting of asphalt pavement, concrete or a combination of asphalt, concrete, dirt, sand, rebar and wire mesh. Mixed inert materials include varying amounts of debris and vegetation. White goods include stoves, refrigerators, dishwashers, washing machines and air conditioners. Bulky items include furniture, fences and carpets.

Contract Amount/Funding Sources

The total amount proposed for all Agreements is \$5,000,000 annually. The actual amount paid to each contractor will be determined by Street Services' workload. Funding for the Agreements is provided in Street Services' Fiscal Year 2013-14 Adopted Budget. Future year appropriations are anticipated to be funded in similar amounts. The City's liability under the contract is limited to the availability of funding appropriated each fiscal year.

Street Services Recycling and Disposal Program

Street Services collects approximately 120,000 tons of debris, bulky items and waste annually, generated through daily operations, which need to be recycled or disposed of. The availability of the six contractors with different recycling and/or disposal facilities in various locations throughout the City will provide it with the flexibility to select the contractor with the lowest overall cost to the City for recycling, disposal and transportation for any given load. To assist with achieving the lowest cost, a computer program is used that takes the cost for trucking into consideration with the cost for disposal and determines, in advance, which site will provide the lowest overall cost to the City, depending on the type of item (inert, mixed, debris, etc.). While some contractors may have a lower cost for the

same service, they are limited in the quantities they can accept. This program allows the City to use those contractors up to their limits and then utilizes other contractors, further maximizing savings.

AB 939, California Integrated Solid Waste Management Act

Street Services states that the proposed contracts will assist the City in meeting California State Law (AB 939, California Integrated Solid Waste Management Act) which requires municipalities to reduce the quantities of solid waste being disposed in landfills. The City has prepared a Source Reducing and Recycling Element with strategies to comply with AB939. The intent of the selection of multiple contractors is to allow Street Services to maximize the recycling or reuse of asphalt and concrete from street repair operations and inert materials, bulky items and waste collected from City streets and alleys.

RECOMMENDATION

That the Council retroactively approve and authorize the Board of Public Works to execute Letters of Agreement between the City and six contractors (listed below) for the recycling and/or disposal of inert materials, mixed inert materials, mixed debris, waste debris, white goods and bulky items generated by Bureau of Street Services Citywide operations.

The Letters of Agreement are between the City and the following six contractors:

- Allied Waste Industries/BFI Falcon Refuse Center (Republic Services);
- California Waste Services, Inc.;
- Community Recycling and Resource Recovery, Inc.;
- Looney Bins/Downtown Diversion (A Waste Management Company);
- Looney Bins/East Valley Diversion (A Waste Management Company); and,
- Recycled Aggregate Materials Company (RAMCO), formerly Newman and Sons

FISCAL IMPACT STATEMENT

There is no General Fund impact. Funding for the Letters of Agreement will be provided from budgeted funds within the Bureau of Street Services' Operating Supplies Account. The current adjusted budget for that account is \$10.3 million. The recommendation contained in this report is consistent with the City's Financial Policies in that budgeted funds are available and eligible for this purpose.

TYPE OF FACILITY	CLEAN INERT DEBRIS RECYCLING				MIXED INERT DEBRIS PROCESSING				WHITE GOODS RECYCLING				BULKY ITEMS				Inert waste disposal facility or engineered fill				Solid waste landfill or transfer station for landfilling				Inert waste landfill: Use Inert material for Aggregate Deck and Cover or winter deck material				Landfill or transfer station				DISPOSAL FACILITIES FOR MIXED DEBRIS			
	A. Reg. Hrs.		B. Non Reg Hrs.		C. Reg. Hrs.		D. Non Reg. Hrs.		E. Reg. Hrs.		F. Non Reg. Hrs.		G. Reg. Hrs.		H. Non Reg. Hrs.		I. Reg. Hrs.		J. Non Reg. Hrs.		K. Reg. Hrs.		L. Non Reg. Hrs.		M. Reg. Hrs.		N. Non Reg. Hrs.		O. Reg. Hrs.		P. Non Reg. Hrs.		Q. Reg. Hrs.			
	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load				
Schedule of Prices Line Item No.																																				
Recycled Aggregate Materials Company (RA/MCO), formerly Newman & Sons Inc. 9005 Bradley Ave., Sun Valley CA																																				
	x	75.00	x	105.00																																
	x	100.00	x	130.00																																
	x	100.00	x	130.00																																
	x	125.00	x	155.00																																
	x	125.00	x	180.00																																
Live Bottom Trailer	x	150.00	x	180.00																																
California Waste Services 621 West 152nd St, Gardena																																				
	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load				
	22.00	x	22.00	x	28.00	x	28.00	x	150.00	x	150.00	x	60.00	x	60.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x				
	22.00	x	22.00	x	28.00	x	28.00	x	150.00	x	150.00	x	60.00	x	60.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x				
	22.00	x	22.00	x	28.00	x	28.00	x	150.00	x	150.00	x	60.00	x	60.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x				
	22.00	x	22.00	x	28.00	x	28.00	x	150.00	x	150.00	x	60.00	x	60.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x				
Live Bottom Trailer	22.00	x	22.00	x	28.00	x	28.00	x	150.00	x	150.00	x	60.00	x	60.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x	22.00	x				

TYPE OF FACILITY	CLEAN INERT DEBRIS RECYCLING				MIXED INERT DEBRIS PROCESSING				WHITE GOODS RECYCLING				BULKY ITEMS				DISPOSAL FACILITIES				FOR INERT MATERIALS				DISPOSAL FACILITIES FOR MIXED DEBRIS									
	A. Reg. Hrs.		B. Non Reg Hrs.		C. Reg. Hrs.		D. Non Reg. Hrs.		E. Reg. Hrs.		F. Non Reg. Hrs.		G. Reg. Hrs.		H. Non Reg. Hrs.		I. Reg. Hrs.		J. Non Reg. Hrs.		K. Reg. Hrs.		L. Non Reg. Hrs.		M. Reg. Hrs.		N. Non Reg. Hrs.		O. Reg. Hrs.		P. Non Reg. Hrs.		Q. Reg. Hrs.	
	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load	Per Ton	Load		
Schedule of Prices Line Item No.																																		
Looney Bins/ East Valley Diversion Facility	23.85	x	27.85	x	23.85	x	27.85	x	21.50	x	25.50	x					23.85	x	27.85	x														
11616 Sheldon St., Sun Valley																																		
Bob Tall	23.85	x	27.85	x	23.85	x	27.85	x	21.50	x	25.50	x					23.85	x	27.85	x														
10 Wheeler	23.85	x	27.85	x	23.85	x	27.85	x	21.50	x	25.50	x					23.85	x	27.85	x														
12 Wheeler	23.85	x	27.85	x	23.85	x	27.85	x	21.50	x	25.50	x					23.85	x	27.85	x														
18 Wheeler	23.85	x	27.85	x	23.85	x	27.85	x	21.50	x	25.50	x					23.85	x	27.85	x														
Semi-End Dump	23.85	x	27.85	x	23.85	x	27.85	x	21.50	x	25.50	x					23.85	x	27.85	x														
Live Bottom Trailer	23.85	x	27.85	x	23.85	x	27.85	x	21.50	x	25.50	x					23.85	x	27.85	x														
Community Recycling & Resources, Inc.																																		
9147 De Garmo Ave, Sun Valley																																		
Bob Tall	31.43	x	36.79	x	34.21	x	36.79	x					45.45	x	48.86	x					34.21	x	36.79	x					45.45	x	48.86	x	45.45	x
10 Wheeler	31.43	x	36.79	x	34.21	x	36.79	x					45.45	x	48.86	x					34.21	x	36.79	x					45.45	x	48.86	x	45.45	x
12 Wheeler	31.43	x	36.79	x	34.21	x	36.79	x					45.45	x	48.86	x					34.21	x	36.79	x					45.45	x	48.86	x	45.45	x
18 Wheeler	31.43	x	36.79	x	34.21	x	36.79	x					45.45	x	48.86	x					34.21	x	36.79	x					45.45	x	48.86	x	45.45	x
Semi-End Dump	31.43	x	36.79	x	34.21	x	36.79	x					45.45	x	48.86	x					34.21	x	36.79	x					45.45	x	48.86	x	45.45	x
Live Bottom Trailer	31.43	x	36.79	x	34.21	x	36.79	x					45.45	x	48.86	x					34.21	x	36.79	x					45.45	x	48.86	x	45.45	x

CITY OF LOS ANGELES

CALIFORNIA

BOARD OF PUBLIC WORKS MEMBERS

KEVIN JAMES
PRESIDENT

MONICA RODRIGUEZ
VICE-PRESIDENT

MATT SZABO
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COMMISSIONER



ERIC GARCETTI
MAYOR

OFFICE OF THE BOARD OF PUBLIC WORKS

200 NORTH SPRING STREET
ROOM 361, CITY HALL
LOS ANGELES, CA 90012
(213) 978-0261
(213) 978-0278 Fax

ARLEEN P. TAYLOR
EXECUTIVE OFFICER

<http://www.bpw.lacity.org>

September 9, 2013

Mayor Eric Garcetti
Room No. 305
City Hall
Attn: Mandy Morales

Subject: REQUEST FOR THE BOARD OF PUBLIC WORKS TO APPROVE
AUTHORITY OF EXPENDITURES FOR THE RECYCLING AND/OR
DISPOSAL OF INERT MATERIALS, MIXED INERT MATERIALS, MIXED
DEBRIS, WASTE DEBRIS, WHITE GOODS AND BULKY ITEMS
GENERATED BY THE BUREAU OF STREET SERVICES CITYWIDE
OPERATIONS

As recommended in the accompanying report of the Director of the Bureau of Street Services, which this Board has adopted, the Board of Public Works requests approval and forwarding to the City Council for approval and authorization for the Board of Public Works to approve Authority of Expenditures for the recycling and/or disposal of Inert materials, mixed inert materials, mixed debris, waste debris, white goods and bulky items generated by the Bureau of Street Services Citywide Operations.

FISCAL IMPACT

Funds are available in the Bureau of Street Services Fund 100, Department 86, Operating Supplies and Expense Account 006020.

Respectfully submitted,


Arleen P. Taylor, Executive Officer
Board of Public Works

APT:mp

OFFICE OF THE MAYOR
RECEIVED
2013 SEP 10 AM 11:04
CITY OF LOS ANGELES
#6 BSS
(of 9/6/13)

2013 SEP 11 AM 11:57
CITY ADMINISTRATIVE OFFICER



DEPARTMENT OF PUBLIC WORKS

BUREAU OF STREET SERVICES

REPORT NO. 6

DATE: September 6, 2013

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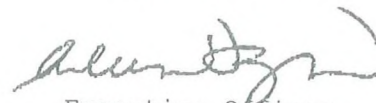
CD: ALL

Honorable Board of Public Works
of the City of Los Angeles

Commissioners:

ADOPTED BY THE BOARD
PUBLIC WORKS OF THE CITY
of Los Angeles California

SEP - 9 2013


Executive Officer

**REQUEST FOR THE BOARD OF PUBLIC WORKS TO APPROVE
AUTHORITY OF EXPENDITURES FOR THE RECYCLING AND/OR
DISPOSAL OF INERT MATERIALS, MIXED INERT MATERIALS, MIXED
DEBRIS, WASTE DEBRIS, WHITE GOODS AND BULKY ITEMS GENERATED
BY THE BUREAU OF STREET SERVICES (BSS) CITYWIDE OPERATIONS**

RECOMMENDATION

Approve the six Authority of Expenditures (AFEs) for the recycling and/or disposal of inert materials, mixed inert materials, mixed debris, waste debris, white goods and bulky items and forward this report, the AFEs and Letters of Agreement for each vendor to the City Administrative Office (CAO) for approval and transmittal to the Mayor and City Council.

FISCAL IMPACT STATEMENT

Funds are available in the Bureau of Street Services Fund 100, Department 86, Operating Supplies and Expense Account 006020.

TRANSMITTALS

1. Authority of Expenditure documents and Letters of Agreement for Allied Waste Industries/BFI Falcon Refuse Center, California Waste Services, Inc., Community Recycling & Resource Recovery, Inc., Looney Bins/Downtown Diversion (A Waste Management Company), Looney Bins/East Valley Diversion (A Waste Management Company) and Recycled Aggregate Materials Company (RAMCO) formerly Newman & Sons.
2. Bureau of Street Services' approved board report dated May 16, 2007, the BSS contract for the recycling and/or disposal of inert materials, mixed inert materials, mixed debris, waste debris, white goods and bulky items, and copies of the contract three-year renewal letters dated July 14, 2010 for each vendor.
3. List of funding recommendations.

DEPARTMENT OF PUBLIC WORKS

BUREAU OF STREET SERVICES

REPORT NO. 6

DATE: September 6, 2013

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The City's liability under these contracts shall only be to the extent of the present City appropriation to fund the contracts. However, if the City shall appropriate funds for any succeeding years, the City's liability shall be extended to the extent of such appropriation, subject to the terms and conditions of the contracts.

Respectfully Submitted,


for NAZARIO SAUCEDA, Director
Bureau of Street Services

Statement as to Funds approved by:


VICTORIA A. SANTIAGO, Director
Office of Accounting
Date: 8/29/13

Prepared by:
Pamela Ostrander, Sr. Management Analyst II
Bureau of Street Services
(213) 847-2811