

1 [Contract Modification - Recology San Francisco - Refuse Collection Services - Not to
2 Exceed - \$42,100,000]

3 **Resolution authorizing the Office of Contract Administration to enter into a Third**
4 **Amendment to the agreement between the City and County of San Francisco and**
5 **Sunset Scavenger Company d/b/a Recology Sunset Scavenger, Golden Gate**
6 **Disposal & Recycling Company d/b/a Recology Golden Gate, and Recology San**
7 **Francisco (collectively, “Contractor”) for refuse collection services at City**
8 **facilities; increasing the contract amount by \$26,478,000 for a total not to exceed**
9 **amount of \$42,100,000 and extending the term by two years from June 30, 2022,**
10 **for a total contract duration of three years and seven months of December 1,**
11 **2020, through June 30, 2024.**

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13 WHEREAS, The City has historically contracted with Contractor on a sole source
14 basis to provide refuse collection services at City facilities; and

15 WHEREAS, Pursuant to the sole source authority under Administrative Code
16 Chapter 21.5, the Office of Contract Administration entered into an Agreement with
17 Contractor dated December 1, 2020, for refuse collection services in the amount of
18 \$5,600,000 and for a duration of seven months to June 30, 2021, as amended by the:

19 First Amendment, June 29, 2021, which extended the end date to November 30,
20 2021, and increased contract not to exceed amount to \$9,900,000, and

21 Second Amendment, November 5, 2021, which extended the end date to June
22 30, 2022, and increased contract not to exceed amount to \$15,622,000, and

23 WHEREAS, The City’s Refuse Ordinance does not prohibit the City from
24 competitively procuring refuse collections services for City facilities, and

1 WHEREAS, The Office of Contract Administration presently intends to issue a
2 solicitation to competitively procure a new agreement for City refuse collection services,
3 and

4 WHEREAS, The Office of Contract Administration seeks to enter into a Third
5 Amendment, increasing the not to exceed contract amount to \$42,100,000 and
6 extending the contract duration by two years to June 30, 2024, to meet City business
7 needs until a new agreement can be competitively procured, and

8 WHEREAS, Charter, Section 9.118(b), requires the Board of Supervisors to
9 approve by Resolution contracts estimated to cost the City \$10,000,000 or more; and

10 WHEREAS, The Board of Supervisors approved Second Amendment to the
11 contract on November 16, 2021 by Resolution No. 532-21 (File No. 211083) to increase
12 the contract amount from \$9,900,000 to \$15,622,000 and extend contract from
13 December 1, 2021, to June 30, 2022; and

14 WHEREAS, The Agreement is on file with the Clerk of the Board of Supervisors in
15 File No. 220422, which is hereby declared to be part of this resolution as if set forth fully
16 herein; now, therefore, be it

17 RESOLVED, That the Board of Supervisors, under Charter, Section 9.118(b),
18 hereby approves the Third Amendment to the agreement with the Contractor, to
19 increase the contract amount by \$26,478,000 for a total not to exceed contract amount
20 of \$42,100,000, and to extend the duration by two years to June 30, 2024; and, be it

21 FURTHER RESOLVED, That within 30 days of the Agreement being fully
22 executed by all parties, the Purchaser shall provide the final Agreement to the Clerk of
23 the Board for inclusion into the official file.

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