

1 [Agreement Amendment - Recology - Refuse Collection - Not to Exceed \$33,142,175]

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3 **Resolution approving the Fourth Amendment to the Refuse Collection Agreement between**
4 **the City and County of San Francisco, Recology San Francisco, Recology Golden Gate, and**
5 **Recology Sunset Scavenger, increasing the total not-to-exceed amount of the Agreement**
6 **from \$28,059,629 to \$33,142,175, under Charter Section 9.118(b).**

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8 WHEREAS, The Board of Supervisors approved Resolution No. 147-07 on March 21,
9 2007, waiving a competitive solicitation process and authorizing a refuse collection agreement for
10 \$23,037,527 with Recology San Francisco, Recology Golden Gate, and Recology Sunset
11 Scavenger with an initial term of 4 years and 3 months, with two one-year options to renew at the
12 Purchaser’s discretion; and,

13 WHEREAS, The Office of Contract Administration entered into an Agreement with the
14 Contractor for \$23,037,527, dated April 1, 2007 through June 30, 2011, for refuse collection from
15 City Departments; and,

16 WHEREAS, The Purchaser executed the First Amendment, which did not require Board
17 of Supervisors approval, to the Agreement on July 1, 2011, to exercise the first one-year option
18 period and increase the contract amount by \$500,000; and,

19 WHEREAS, The Board of Supervisors approved Resolution No. 523-11 and Second
20 Amendment on December 13, 2011 increasing the contract not-to-exceed amount to \$27,621,479;
21 and,

22 WHEREAS, the Purchaser executed the Third Amendment, which did not require Board
23 of Supervisors approval, to the Agreement on July 1, 2012, to extend the term by one month until
24 July 31, 2012 and increase the contract amount by \$438,150; and,

25 WHEREAS, The Agreement is approaching the contract amount of \$28,059,629; and,

1 WHEREAS, The Contractor has agreed to waive its right to a COLA increase during the
2 Second Option Period, The Office of Contract Administration and Contractor propose to enter
3 into a Fourth Amendment increasing the contract’s not-to-exceed amount from \$28,059,629 to
4 \$33,142,175; and,

5 WHEREAS, The San Francisco Charter Section 9.118(b) provides that when agreements
6 of \$10 million or more are amended to increase the not-to-exceed amount by \$500,000 or more,
7 then such amendment shall be subject to approval of the Board of Supervisors by resolution; and,

8 WHEREAS, The Agreement and the proposed Fourth Amendment are on file with the
9 Clerk of the Board of Supervisors in File No. 120658, which are hereby declared to be a part of
10 this resolution as if set forth fully herein; now, therefore be it,

11 RESOLVED, That the Board of Supervisors approves the Fourth Amendment to the
12 contract with Recology San Francisco, Recology Golden Gate, and Recology Sunset Scavenger as
13 described above; and be it

14 FURTHER RESOLVED, That the Board of Supervisors authorizes the Office of Contract
15 Administration to increase the contract amount from \$28,059,629 to \$33,142,175.

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