

# Waste Pro of Florida

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SOLID WASTE AND RECYCLING COLLECTION AND DISPOSAL SERVICES

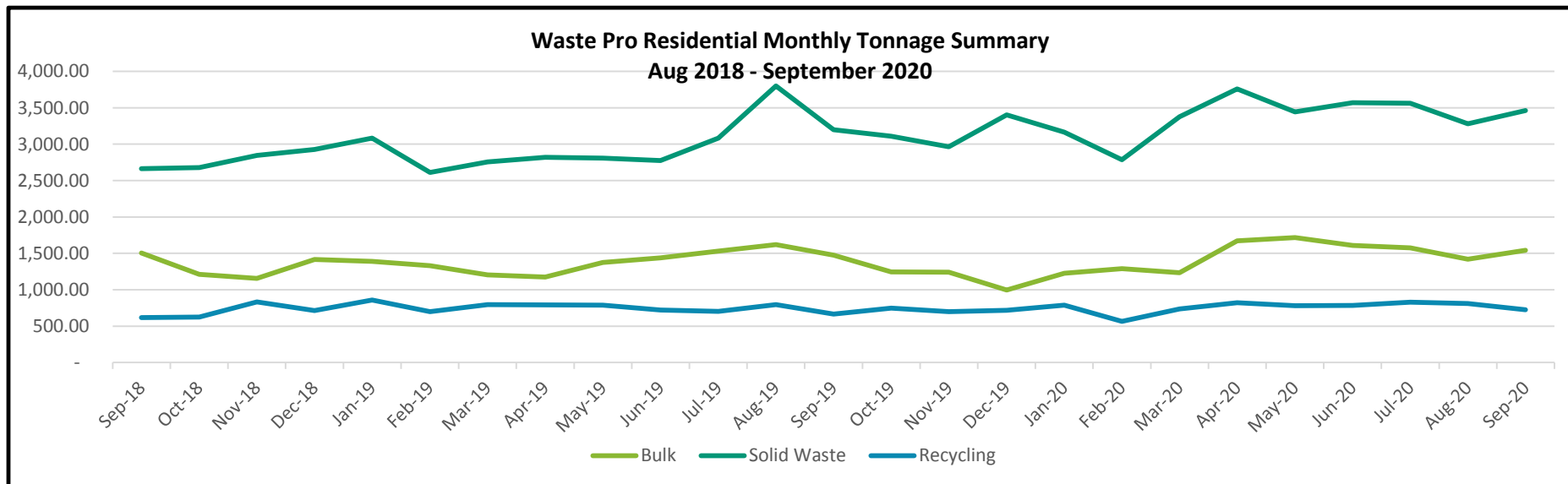
# Contract History

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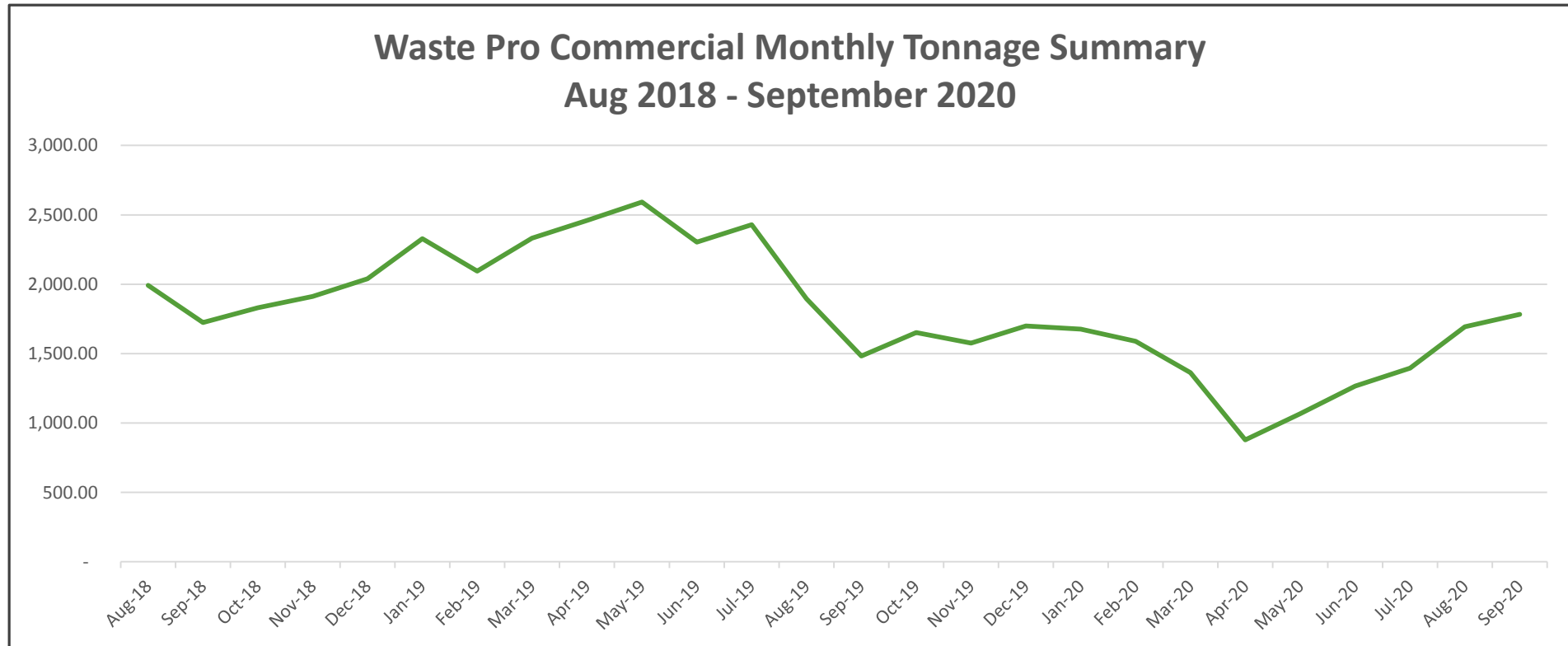
- In August 2012, the City Commission approved the advertisement of Solid Waste and Recycling Collection and Disposal Services
- In March 2013, the City Commission approved the franchise agreement with Waste Pro of Florida, Inc. for solid waste and recycling collection and disposal services for an initial term of five (5) years beginning June 1, 2013 and expiring on May 31, 2018
- On November 21, 2016, the City approved a rate increase for bulk pick up of \$1.36 per month effective beginning January 2017.
- In June 2018, the City entered into the First Amendment of the agreement to extend the terms through **May 2021**. This amendment also included a rate increase of \$3.03 per month for residential customers in favor of Waste Pro; and held the City's Franchise and Administrative Fees unchanged.

# Residential Historical Rates and Volume

Total Residential Rate	10/1/2014	10/1/2015	10/1/2016	10/1/2017	10/1/2018	10/1/2019	10/1/2020
Collection Fee	\$ 4.75	\$ 4.75	\$ 4.75	\$ 5.84	\$ 8.24	\$ 8.24	\$ 8.24
Disposal Fee	9.61	9.68	9.75	9.90	10.71	10.87	10.86
Franchise Fee	3.65	3.67	3.68	4.00	4.00	4.00	4.00
Administrative Fee	0.23	0.23	0.23	0.25	0.25	0.25	0.25
<b>Total</b>	<b>\$ 18.24</b>	<b>\$ 18.33</b>	<b>\$ 18.41</b>	<b>\$ 19.99</b>	<b>\$ 23.20</b>	<b>\$ 23.36</b>	<b>\$ 23.35</b>



# Historical Volume - Commercial



# Waste Pro Proposed Partnership Presentation

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The slide features two large, abstract green geometric shapes on either side of the central text. The shape on the left is a simple triangle pointing downwards. The shape on the right is more complex, composed of several overlapping triangles in different shades of green, creating a layered effect.

## Waste Pro Proposed Partnership

City of Pembroke Pines Solid Waste and  
Recycling Collection Franchise  
Agreement

# Summary of Waste Pro Proposed Rates

## RESIDENTIAL

	Rates 10/1/2019	Current Rate	Proposed Rate 2X a Month Bulk	Proposed Rate 1X a Month Bulk
Collection	\$ 8.24	\$ 8.24	\$ 9.24	\$ 8.49
Disposal	<u>10.87</u>	<u>10.86</u>	<u>12.86</u>	<u>12.86</u>
WP Total	19.11	19.10	22.10	21.35
FF	4.00	4.00	4.00	4.00
Admin Fee	<u>0.25</u>	<u>0.25</u>	<u>0.25</u>	<u>0.25</u>
<b>Total</b>	<b><u>\$ 23.36</u></b>	<b><u>\$ 23.35</u></b>	<b><u>\$ 26.35</u></b>	<b><u>\$ 25.60</u></b>

### Financial Impact

- Waste Pro will generate additional revenue of approx. **\$1.39M** for **twice (2X)** a month bulk pick up and approx. **\$1.05M** for **once (1X)** a month bulk pick up
- No additional revenue to City as franchise and administration fees remain at the same rates, based on Commission vote.

# Summary of Waste Pro Proposed Rates

## COMMERCIAL

Example of rate increase proposal for Category 4 Commercial  
Dumpster – 1x pick up

### CURRENT RATES EFFECTIVE 10/1/2019

PU/ Week	Component	45 Gal.	50 Gal.	96 Gal.	1 Yard	2 Yard	3 Yard	4 Yard	6 Yard	8 Yard
	Collection Fee	\$ 7.24	\$ 7.24	\$ 14.41	\$ 44.47	\$ 88.94	\$ 133.41	\$ 177.88	\$ 266.81	\$ 355.75
	Disposal Fee	4.62	4.62	9.21	18.38	25.72	38.57	51.41	77.14	102.83
	Franchise Fee (20%)	3.01	3.01	6.00	15.96	29.12	43.68	58.23	87.35	116.46
	Administrative Fee (1.25%)	0.19	0.19	0.37	1.00	1.82	2.73	3.64	5.46	7.28
1	Total Fee	\$ 15.06	\$ 15.06	\$ 29.99	\$ 79.81	\$ 145.60	\$ 218.39	\$ 291.16	\$ 436.76	\$ 582.32

### PROPOSED RATE - 2% INCREASE

PU/ Week	Component	45 Gal.	50 Gal.	96 Gal.	1 Yard	2 Yard	3 Yard	4 Yard	6 Yard	8 Yard
	Collection Fee	\$ 7.38	\$ 7.38	\$ 14.70	\$ 45.36	\$ 90.72	\$ 136.08	\$ 181.44	\$ 272.15	\$ 362.87
	Disposal Fee	4.62	4.62	9.21	18.38	25.72	38.57	51.41	77.14	102.83
	Franchise Fee (20%)	3.05	3.05	6.07	16.19	29.57	44.36	59.14	88.71	118.27
	Administrative Fee (1.25%)	0.19	0.19	0.38	1.01	1.85	2.77	3.70	5.54	7.39
1	Total Fee	\$ 15.24	\$ 15.24	\$ 30.36	\$ 80.94	\$ 147.86	\$ 221.78	\$ 295.69	\$ 443.54	\$ 591.36

### FINANCIAL IMPACT

- Waste Pro is requesting a 2% across the board increase on Commercial and Industrial customers.
- Waste Pro will generate additional revenue of approx. **\$219,000 per year.**
- COPP will collect approx. **\$59,000** in franchise and administrative fees per year.

# Proposed Rates

## Commercial Dumpster

PU/ Week	CURRENT RATES EFFECTIVE	10/1/2019								
	Component	45 Gal.	50 Gal.	96 Gal.	1 Yard	2 Yard	3 Yard	4 Yard	6 Yard	8 Yard
	Collection Fee	\$ 7.24	\$ 7.24	\$ 14.41	\$ 44.47	\$ 88.94	\$ 133.41	\$ 177.88	\$ 266.81	\$ 355.75
	Disposal Fee	4.62	4.62	9.21	18.38	25.72	38.57	51.41	77.14	102.83
	Franchise Fee (20%)	3.01	3.01	6.00	15.96	29.12	43.68	58.23	87.35	116.46
	Administrative Fee (1.25%)	0.19	0.19	0.37	1.00	1.82	2.73	3.64	5.46	7.28
1	<b>Total Fee</b>	<b>\$ 15.06</b>	<b>\$ 15.06</b>	<b>\$ 29.99</b>	<b>\$ 79.81</b>	<b>\$ 145.60</b>	<b>\$ 218.39</b>	<b>\$ 291.16</b>	<b>\$ 436.76</b>	<b>\$ 582.32</b>
	Collection Fee	\$ 14.48	\$ 14.48	\$ 28.84	\$ 88.94	\$ 177.88	\$ 266.81	\$ 355.75	\$ 533.63	\$ 711.51
	Disposal Fee	9.25	9.25	18.41	36.74	51.41	77.14	102.83	154.24	205.66
	Franchise Fee (20%)	6.03	6.03	12.00	31.92	58.23	87.35	116.46	174.70	232.93
	Administrative Fee (1.25%)	0.38	0.38	0.75	1.99	3.64	5.46	7.28	10.92	14.56
2	<b>Total Fee</b>	<b>\$ 30.14</b>	<b>\$ 30.14</b>	<b>\$ 60.00</b>	<b>\$ 159.59</b>	<b>\$ 291.16</b>	<b>\$ 436.76</b>	<b>\$ 582.32</b>	<b>\$ 873.49</b>	<b>\$ 1,164.66</b>
	Collection Fee	\$ 21.73	\$ 21.73	\$ 43.25	\$ 133.41	\$ 266.81	\$ 400.22	\$ 533.63	\$ 800.44	\$ 1,067.26
	Disposal Fee	13.85	13.85	27.62	55.08	77.14	115.71	154.24	231.39	308.51
	Franchise Fee (20%)	9.04	9.04	18.00	47.87	87.35	131.03	174.70	262.05	349.40
	Administrative Fee (1.25%)	0.56	0.56	1.12	2.99	5.46	8.19	10.92	16.38	21.84
3	<b>Total Fee</b>	<b>\$ 45.18</b>	<b>\$ 45.18</b>	<b>\$ 89.99</b>	<b>\$ 239.35</b>	<b>\$ 436.76</b>	<b>\$ 655.15</b>	<b>\$ 873.49</b>	<b>\$ 1,310.26</b>	<b>\$ 1,747.01</b>
	Collection Fee	\$ 28.97	\$ 28.97	\$ 57.66	\$ 177.88	\$ 355.75	\$ 533.63	\$ 711.51	\$ 1,067.26	\$ 1,423.01
	Disposal Fee	18.49	18.49	36.82	73.45	102.83	154.24	205.66	308.51	411.34
	Franchise Fee (20%)	12.05	12.05	23.99	63.83	116.46	174.70	232.93	349.40	465.87
	Administrative Fee (1.25%)	0.75	0.75	1.50	3.99	7.28	10.92	14.56	21.84	29.12
4	<b>Total Fee</b>	<b>\$ 60.26</b>	<b>\$ 60.26</b>	<b>\$ 119.97</b>	<b>\$ 319.15</b>	<b>\$ 582.32</b>	<b>\$ 873.49</b>	<b>\$ 1,164.66</b>	<b>\$ 1,747.01</b>	<b>\$ 2,329.34</b>
	Collection Fee	\$ 36.21	\$ 36.21	\$ 72.08	\$ 222.35	\$ 444.69	\$ 667.04	\$ 889.38	\$ 1,334.07	\$ 1,778.76
	Disposal Fee	23.11	23.11	46.03	91.83	128.56	192.81	257.09	385.63	514.17
	Franchise Fee (20%)	15.07	15.07	30.00	79.79	145.59	218.37	291.17	436.75	582.33
	Administrative Fee (1.25%)	0.94	0.94	1.87	4.99	9.10	13.65	18.20	27.30	36.40
5	<b>Total Fee</b>	<b>\$ 75.33</b>	<b>\$ 75.33</b>	<b>\$ 149.98</b>	<b>\$ 398.96</b>	<b>\$ 727.94</b>	<b>\$ 1,091.87</b>	<b>\$ 1,455.84</b>	<b>\$ 2,183.75</b>	<b>\$ 2,911.66</b>
	Collection Fee	\$ 43.45	\$ 43.45	\$ 86.50	\$ 266.81	\$ 533.63	\$ 800.44	\$ 1,067.26	\$ 1,600.89	\$ 2,134.52
	Disposal Fee	27.74	27.74	55.22	110.19	154.24	231.39	308.51	462.75	617.01
	Franchise Fee (20%)	18.08	18.08	35.99	95.75	174.70	262.05	349.40	524.10	698.80
	Administrative Fee (1.25%)	1.13	1.13	2.25	5.98	10.92	16.38	21.84	32.76	43.68
6	<b>Total Fee</b>	<b>\$ 90.40</b>	<b>\$ 90.40</b>	<b>\$ 179.96</b>	<b>\$ 478.73</b>	<b>\$ 873.49</b>	<b>\$ 1,310.26</b>	<b>\$ 1,747.01</b>	<b>\$ 2,620.50</b>	<b>\$ 3,494.01</b>
	Collection Fee	\$ 50.69	\$ 50.69	\$ 100.91	\$ 311.28	\$ 622.57	\$ 933.85	\$ 1,245.13	\$ 1,867.70	\$ 2,490.27
	Disposal Fee	32.37	32.37	64.44	128.56	179.96	269.94	359.93	539.91	719.86
	Franchise Fee (20%)	21.09	21.09	41.99	111.71	203.82	305.72	407.63	611.46	815.27
	Administrative Fee (1.25%)	1.32	1.32	2.62	6.98	12.74	19.11	25.48	38.22	50.95
7	<b>Total Fee</b>	<b>\$ 105.47</b>	<b>\$ 105.47</b>	<b>\$ 209.96</b>	<b>\$ 558.53</b>	<b>\$ 1,019.09</b>	<b>\$ 1,528.62</b>	<b>\$ 2,038.17</b>	<b>\$ 3,057.29</b>	<b>\$ 4,076.35</b>

PU/ Week	Proposed Rates 2% Increase									
	Component	45 Gal.	50 Gal.	96 Gal.	1 Yard	2 Yard	3 Yard	4 Yard	6 Yard	8 Yard
	Collection Fee	\$ 7.38	\$ 7.38	\$ 14.70	\$ 45.36	\$ 90.72	\$ 136.08	\$ 181.44	\$ 272.15	\$ 362.87
	Disposal Fee	4.62	4.62	9.21	18.38	25.72	38.57	51.41	77.14	102.83
	Franchise Fee (20%)	3.05	3.05	6.07	16.19	29.57	44.36	59.14	88.71	118.27
	Administrative Fee (1.25%)	0.19	0.19	0.38	1.01	1.85	2.77	3.70	5.54	7.39
1	<b>Total Fee</b>	<b>\$ 15.24</b>	<b>\$ 15.24</b>	<b>\$ 30.36</b>	<b>\$ 80.94</b>	<b>\$ 147.86</b>	<b>\$ 221.78</b>	<b>\$ 295.69</b>	<b>\$ 443.54</b>	<b>\$ 591.36</b>
	Collection Fee	\$ 14.77	\$ 14.77	\$ 29.42	\$ 90.72	\$ 181.44	\$ 272.15	\$ 362.87	\$ 544.30	\$ 725.74
	Disposal Fee	9.25	9.25	18.41	36.74	51.41	77.14	102.83	154.24	205.66
	Franchise Fee (20%)	6.10	6.10	12.15	32.37	59.14	88.71	118.27	177.41	236.55
	Administrative Fee (1.25%)	0.38	0.38	0.76	2.02	3.70	5.54	7.39	11.09	14.78
2	<b>Total Fee</b>	<b>\$ 30.50</b>	<b>\$ 30.50</b>	<b>\$ 60.74</b>	<b>\$ 161.85</b>	<b>\$ 295.69</b>	<b>\$ 443.54</b>	<b>\$ 591.36</b>	<b>\$ 887.04</b>	<b>\$ 1,182.73</b>
	Collection Fee	\$ 22.16	\$ 22.16	\$ 44.12	\$ 136.08	\$ 272.15	\$ 408.22	\$ 544.30	\$ 816.45	\$ 1,088.61
	Disposal Fee	13.85	13.85	27.62	55.08	77.14	115.71	154.24	231.39	308.51
	Franchise Fee (20%)	9.15	9.15	18.22	48.55	88.71	133.06	177.41	266.12	354.82
	Administrative Fee (1.25%)	0.57	0.57	1.14	3.03	5.54	8.32	11.09	16.63	22.18
3	<b>Total Fee</b>	<b>\$ 45.73</b>	<b>\$ 45.73</b>	<b>\$ 91.10</b>	<b>\$ 242.74</b>	<b>\$ 443.54</b>	<b>\$ 665.31</b>	<b>\$ 887.04</b>	<b>\$ 1,330.59</b>	<b>\$ 1,774.12</b>
	Collection Fee	\$ 29.55	\$ 29.55	\$ 58.81	\$ 181.44	\$ 362.87	\$ 544.30	\$ 725.74	\$ 1,088.61	\$ 1,451.47
	Disposal Fee	18.49	18.49	36.82	73.45	102.83	154.24	205.66	308.51	411.34
	Franchise Fee (20%)	12.20	12.20	24.29	64.73	118.27	177.41	236.55	354.82	473.09
	Administrative Fee (1.25%)	0.76	0.76	1.52	4.05	7.39	11.09	14.78	22.18	29.57
4	<b>Total Fee</b>	<b>\$ 61.00</b>	<b>\$ 61.00</b>	<b>\$ 121.44</b>	<b>\$ 323.67</b>	<b>\$ 591.36</b>	<b>\$ 887.04</b>	<b>\$ 1,182.73</b>	<b>\$ 1,774.12</b>	<b>\$ 2,365.47</b>
	Collection Fee	\$ 36.93	\$ 36.93	\$ 73.52	\$ 226.80	\$ 453.58	\$ 680.38	\$ 907.17	\$ 1,360.75	\$ 1,814.34
	Disposal Fee	23.11	23.11	46.03	91.83	128.56	192.81	257.09	385.63	514.17
	Franchise Fee (20%)	15.25	15.25	30.36	80.92	147.85	221.76	295.68	443.53	591.37
	Administrative Fee (1.25%)	0.95	0.95	1.90	5.06	9.24	13.86	18.48	27.72	36.96
5	<b>Total Fee</b>	<b>\$ 76.24</b>	<b>\$ 76.24</b>	<b>\$ 151.81</b>	<b>\$ 404.61</b>	<b>\$ 739.23</b>	<b>\$ 1,108.81</b>	<b>\$ 1,478.42</b>	<b>\$ 2,217.63</b>	<b>\$ 2,956.84</b>
	Collection Fee	\$ 44.32	\$ 44.32	\$ 88.23	\$ 272.15	\$ 544.30	\$ 816.45	\$ 1,088.61	\$ 1,632.91	\$ 2,177.21
	Disposal Fee	27.74	27.74	55.22	110.19	154.24	231.39	308.51	462.75	617.01
	Franchise Fee (20%)	18.30	18.30	36.43	97.10	177.41	266.12	354.82	532.23	709.64
	Administrative Fee (1.25%)	1.14	1.14	2.28	6.07	11.09	16.63	22.18	33.26	44.35
6	<b>Total Fee</b>	<b>\$ 91.50</b>	<b>\$ 91.50</b>	<b>\$ 182.16</b>	<b>\$ 485.51</b>	<b>\$ 887.04</b>	<b>\$ 1,330.59</b>	<b>\$ 1,774.12</b>	<b>\$ 2,661.15</b>	<b>\$ 3,548.21</b>
	Collection Fee	\$ 51.70	\$ 51.70	\$ 102.93	\$ 317.51	\$ 635.02	\$ 952.53	\$ 1,270.03	\$ 1,905.05	\$ 2,540.08
	Disposal Fee	32.37	32.37	64.44	128.56	179.96	269.94	359.93	539.91	719.86
	Franchise Fee (20%)	21.35	21.35	42.51	113.29	206.98	310.47	413.96	620.94	827.92
	Administrative Fee (1.25%)	1.33	1.33	2.66	7.08	12.94	19.40	25.87	38.81	51.75
7	<b>Total Fee</b>	<b>\$ 106.75</b>	<b>\$ 106.75</b>	<b>\$ 212.54</b>	<b>\$ 566.44</b>	<b>\$ 1,034.90</b>	<b>\$ 1,552.34</b>	<b>\$ 2,069.79</b>	<b>\$ 3,104.71</b>	<b>\$ 4,139.61</b>



# Proposed Rates

## Commercial Compactors

Pickups Per Week	Component	CURRENT 10/1/2019			Proposed 2 % Increase		
		2.3 Yard	3 Yard	6 Yard	2.3 Yard	3 Yard	6 Yard
1	Collection Fee	\$ 86.51	\$ 129.77	\$ 259.54	\$ 88.24	\$ 132.37	\$ 264.73
	Disposal Fee	77.14	115.71	231.39	77.14	115.71	231.39
	Franchise Fee (20%)	41.56	62.34	124.68	41.56	62.34	124.68
	Administrative Fee (1.25%)	2.60	3.90	7.79	2.60	3.90	7.79
	<b>Total Fee</b>	<b>\$ 207.81</b>	<b>\$ 311.72</b>	<b>\$ 623.40</b>	<b>\$ 209.54</b>	<b>\$ 314.32</b>	<b>\$ 628.59</b>
2	Collection Fee	\$ 173.03	\$ 259.54	\$ 519.08	\$ 176.49	\$ 264.73	\$ 529.46
	Disposal Fee	154.24	231.39	462.75	154.24	231.39	462.75
	Franchise Fee (20%)	83.12	124.68	249.35	84.00	126.00	251.99
	Administrative Fee (1.25%)	5.19	7.79	15.58	5.25	7.87	15.75
	<b>Total Fee</b>	<b>\$ 415.58</b>	<b>\$ 623.40</b>	<b>\$ 1,246.76</b>	<b>\$ 419.98</b>	<b>\$ 629.99</b>	<b>\$ 1,259.95</b>
3	Collection Fee	\$ 259.54	\$ 389.31	\$ 778.62	\$ 264.73	\$ 397.10	\$ 794.19
	Disposal Fee	231.39	347.10	694.14	231.39	347.10	694.14
	Franchise Fee (20%)	124.68	187.02	374.03	126.00	189.00	377.99
	Administrative Fee (1.25%)	7.79	11.69	23.38	7.87	11.81	23.62
	<b>Total Fee</b>	<b>\$ 623.40</b>	<b>\$ 935.12</b>	<b>\$ 1,870.17</b>	<b>\$ 629.99</b>	<b>\$ 945.01</b>	<b>\$ 1,889.94</b>
4	Collection Fee	\$ 346.05	\$ 519.08	\$ 1,038.16	\$ 352.97	\$ 529.46	\$ 1,058.92
	Disposal Fee	308.51	462.75	925.53	308.51	462.75	925.53
	Franchise Fee (20%)	166.24	249.35	498.71	168.00	251.99	503.99
	Administrative Fee (1.25%)	10.39	15.58	31.17	10.50	15.75	31.50
	<b>Total Fee</b>	<b>\$ 831.19</b>	<b>\$ 1,246.76</b>	<b>\$ 2,493.57</b>	<b>\$ 839.98</b>	<b>\$ 1,259.95</b>	<b>\$ 2,519.94</b>
5	Collection Fee	\$ 432.57	\$ 648.85	\$ 1,297.70	\$ 441.22	\$ 661.83	\$ 1,323.65
	Disposal Fee	385.63	578.47	1,156.89	385.63	578.47	1,156.89
	Franchise Fee (20%)	207.80	311.70	623.39	209.99	315.00	629.98
	Administrative Fee (1.25%)	12.99	19.48	38.96	13.12	19.69	39.37
	<b>Total Fee</b>	<b>\$ 1,038.99</b>	<b>\$ 1,558.50</b>	<b>\$ 3,116.94</b>	<b>\$ 1,049.96</b>	<b>\$ 1,574.99</b>	<b>\$ 3,149.89</b>
6	Collection Fee	\$ 519.08	\$ 778.62	\$ 1,557.24	\$ 529.46	\$ 794.19	\$ 1,588.38
	Disposal Fee	462.75	694.14	1,388.27	462.75	694.14	1,388.27
	Franchise Fee (20%)	249.35	374.03	748.07	251.99	377.99	755.98
	Administrative Fee (1.25%)	15.58	23.38	46.75	15.75	23.62	47.25
	<b>Total Fee</b>	<b>\$ 1,246.76</b>	<b>\$ 1,870.17</b>	<b>\$ 3,740.33</b>	<b>\$ 1,259.95</b>	<b>\$ 1,889.94</b>	<b>\$ 3,779.88</b>
7	Collection Fee	\$ 605.59	\$ 908.39	\$ 1,816.78	\$ 617.70	\$ 926.56	\$ 1,853.12
	Disposal Fee	539.91	809.85	1,619.66	539.91	809.85	1,619.66
	Franchise Fee (20%)	290.92	436.38	872.75	294.00	440.99	881.97
	Administrative Fee (1.25%)	18.18	27.27	54.55	18.37	27.56	55.12
	<b>Total Fee</b>	<b>\$ 1,454.60</b>	<b>\$ 2,181.89</b>	<b>\$ 4,363.74</b>	<b>\$ 1,469.98</b>	<b>\$ 2,204.96</b>	<b>\$ 4,409.87</b>

# Proposed Rates

## Roll-Off Compactor

### CURRENT RATES 10/1/2019

Category 6 - Roll Off Compactor				
Component	20 Yard	30 Yard	35 Yard	40 Yard
Collection Fee	\$249.00	\$259.00	\$269.00	\$279.00
Franchise Fee (20%)	63.24	65.78	68.32	70.86
Administrative Fee (1.25%)	3.95	4.11	4.27	4.43
<b>Total Fee</b>	<b>\$316.19</b>	<b>\$328.89</b>	<b>\$341.59</b>	<b>\$354.29</b>
Delivery Fee	\$95.24	\$95.24	\$95.24	\$95.24
<b>Monthly</b> Rental Charge	\$327.62	\$409.52	\$546.03	\$655.24

Tipping Fee incl Franchise/Adm	\$ 107.72	\$ 107.72	\$ 107.72	\$ 107.72
<b>C&amp;D Tipping Fee incl Franchise/Adm</b>	<b>\$ 55.71</b>	<b>\$ 55.71</b>	<b>\$ 55.71</b>	<b>\$ 55.71</b>

Category 7 - Roll Off Open Containers				
Component	10 Yard	20 Yard	30 Yard	40 Yard
Collection Fee	\$215.00	\$225.00	\$235.00	\$245.00
Franchise Fee (20%)	54.60	57.14	59.68	62.22
Administrative Fee (1.25%)	3.41	3.57	3.73	3.89
<b>Total Fee</b>	<b>\$273.01</b>	<b>\$285.71</b>	<b>\$298.41</b>	<b>\$311.11</b>
Delivery Fee	\$95.24	\$95.24	\$95.24	\$95.24
<b>Daily</b> Rental Charge	\$3.17	\$3.17	\$3.17	\$3.17

Tipping Fee incl Franchise/Adm	\$ 107.72	\$ 107.72	\$ 107.72	\$ 107.72
<b>C&amp;D Tipping Fee incl Franchise/Adm</b>	<b>\$ 55.71</b>	<b>\$ 55.71</b>	<b>\$ 55.71</b>	<b>\$ 55.71</b>

### Proposed 2% INCREASE

20 Yard	30 Yard	35 Yard	40 Yard
\$253.98	\$264.18	\$274.38	\$284.58
64.50	67.09	69.68	72.27
4.03	4.19	4.36	4.52
<b>\$322.51</b>	<b>\$335.46</b>	<b>\$348.42</b>	<b>\$361.37</b>
\$95.24	\$95.24	\$95.24	\$95.24
\$327.62	\$409.52	\$546.03	\$655.24

10 Yard	20 Yard	30 Yard	40 Yard
\$219.30	\$229.50	\$239.70	\$249.90
54.60	57.14	59.68	62.22
3.41	3.57	3.73	3.89
<b>\$277.31</b>	<b>\$290.21</b>	<b>\$303.11</b>	<b>\$316.01</b>
\$95.24	\$95.24	\$95.24	\$95.24
\$4.17	\$4.17	\$4.17	\$4.17

\$ 107.72	\$ 107.72	\$ 107.72	\$ 107.72
<b>\$ 55.71</b>	<b>\$ 55.71</b>	<b>\$ 55.71</b>	<b>\$ 55.71</b>

# City Attorney Memo



## PEMBROKE PINES CITY COMMISSION

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### INTER-OFFICE CORRESPONDENCE

#### MEMORANDUM NO. 2020-180

TO: Charles F. Dodge, City Manager

CC: Aner Gonzalez, Assistant City Manager  
Lisa Chong, Finance Director

FROM: Samuel S. Goren, City Attorney *SSG*  
Jacob G. Horowitz, Assistant City Attorney *JGH*

DATE: October 21, 2020

RE: City of Pembroke Pines ("City") / Waste Pro Contract Renewal

On March 26, 2013, the City and Waste Pro of Florida, Inc. ("Waste Pro") entered into an agreement for solid waste and recycling collection and disposal services (the "Original Agreement"). Section 3.2 of the Original Agreement provided for a five (5) year franchise term, with two (2) additional renewal options. The initial term of the Original Agreement commenced on June 1, 2013 and terminated on May 31, 2018.

#### I. Renewal Term

On June 5, 2018, the City and Waste Pro entered into the First Amendment to the Original Agreement. The First Amendment provided for a three (3) year renewal term, with an option for an additional, final one-year term. The first renewal term commenced on June 1, 2018 and will terminate on May 31, 2021. In accordance with the First Amendment, the City and Waste Pro have the option to extend the franchise for one (1) additional, one (1) year term.

#### II. Franchise Fee

The City's award of the Original Agreement to Waste Pro was the result of Request for Proposals #AD-12-03 (the "RFP"). The RFP was incorporated as an exhibit to the Original Agreement and the terms and conditions set forth therein remain binding on the parties. As part of Waste Pro's response to the RFP, Waste Pro submitted fee proposals for solid waste collection, including recycling and bulk services.

Section 3.14 of the RFP provides for yearly adjustments to the monthly rates, beginning on the anniversary date of the Original Agreement, based on the Consumer Price Index ("CPI") for All Urban Consumers for the Miami-Fort Lauderdale Area, Florida.

It is our understanding that the City Administration is currently negotiating the terms of a potential second and final amendment with Waste Pro. Since these services were competitively bid pursuant to the RFP, and given the fact that the RFP provides for rate adjustments pursuant to the CPI, it is our opinion that the monthly rates for services

established in any second amendment should be consistent with Waste Pro's response to the RFP, which is incorporated into the Original Agreement, as amended.

Additionally, Waste Pro's response to the RFP included proposals for bulk pick-up services once per month and twice per month. In the event that the City seeks to transition from twice per month bulk pick-up to once per month, the City Attorney's Office recommends utilizing the rate structure for once per month bulk pick-up, as set forth in Waste Pro's response to the RFP.

In accordance with Section 3.14 of the RFP, as previously cited, any adjustments to the fees for services should be limited to the CPI.

In our opinion, failure to adhere to the terms and conditions of the RFP and Waste Pro's response, which are both incorporated into the Original Agreement, as amended, may subject the City to scrutiny from the Broward County Office of the Inspector General ("OIG"). Be advised that the OIG, in accordance with Section 10.01(B) of the Broward County Charter, has jurisdiction over both the City and Waste Pro, as the City's contractor.

#### III. Transition

Section 3.14 of the First Amendment further provides for a transition process in the event that the agreement is expires or is terminated for any reason. This section specifically states, as follows:

In the event of a termination, for any reason, or the expiration of the Renewal Term or any subsequent term, the Contractor shall coordinate and work with the City during any transition to a subsequent vendor and ensure that there is no disruption in services provided by the Original Agreement and this First Amendment.

In accordance with this section, in the event of a termination, Waste Pro is contractually required to coordinate with the City to ensure that there is a seamless transition to any subsequent vendor engaged to provide solid waste and recycling collection and disposal services.

#### IV. Conclusion

This memorandum is intended to respond to a number of specific questions posed by the City Administration related to Waste Pro and to assist the City with its negotiations of a potential second amendment to the Original Agreement.

Based on the foregoing, the City has the legal option to enter into a final one-year renewal term with Waste Pro. Should the parties desire to enter into a final renewal term, the fees for services should be consistent with the Original Agreement, as amended, subject only to adjustments in the CPI.

Please contact our office if there is any additional information that we can provide.

# Reuter Agreement

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- The Solid Waste Disposal Agreement, the (SWDA), dated 1988 was replaced by the Host Fee Agreement, dated June 17, 2004.
- The Fee Agreement is from June 17, 2004 through **January 1, 2022**, which may be renewed by mutual agreement.
- In summary, the Host Fee Agreement states that the City shall require its designated hauler (Waste Pro) to deliver all waste to the Reuters facility.
- Separate rates are provided for Acceptable Waste (\$67.69 in 2004) and unprocessed C&D (\$35.00 in 2004),
- The Current Rate for solid waste and C&D as of is \$84.75 and \$43.83, respectively.
- The City receives 3 Different Host Fees, plus additional Host fees for excess tons: Base Host Fees, Third Part Host Fees and Enhanced Host Fees. The minimum for FY20-21 is **\$1,568,900**.

# Options & Next Steps

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- Renew the Waste Pro contract for additional one year based on current terms and conditions (As Is)
- Going out to Bid (RFP)
- Assessment of an in-house solid waste and recycling services
- Coordinate with Broward County Solid Waste and Recycling working group for the development of an integrated solid waste and recycling system for Broward County
- **City Commission to provide direction to the City Administration for an action item for the November 18, 2020 meeting.**