

CITY OF PALM BAY, FLORIDA

SPECIAL COUNCIL MEETING 2020-20

Held on Thursday, the 28th day of May 2020, at the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida.

This virtual meeting was properly noticed pursuant to law; the minutes are on file in the Office of the City Clerk, City Hall, Palm Bay, Florida.

The meeting was called to order at the hour of 6:04 P.M.

ROLL CALL:

MAYOR:	William Capote	Present
DEPUTY MAYOR:	Kenny Johnson	Present
COUNCILMEMBER:	Harry Santiago, Jr.	Present
COUNCILMEMBER:	Jeff Bailey	Present
COUNCILMEMBER:	Brian Anderson	Present
CITY MANAGER:	Lisa Morrell	Present
CITY ATTORNEY:	Patricia Smith	Present
DEPUTY CITY CLERK:	Terri Lefler	Present

CITY STAFF: Present was Suzanne Sherman, Deputy City Manager.

Pursuant to Section 286.011, Florida Statutes, and Executive Order 20-69, this public meeting was conducted via communications media technology (teleconference/video conference).

PUBLIC COMMENTS/RESPONSES: (Non-agenda Items Only)

Public comments were heard under the specific agenda items.

PROCUREMENT:

Award of Proposal:

1. Solid Waste and Recycling Collection Services – RFP 03-0-2020 (Republic Services of Florida - \$18,301,027 estimated annual value).

Note: Staff advised of a correction to the estimated annual value of the service for the contract as \$16,850,776, not \$18,301,027.

Staff Recommendation: Approve the award for solid waste and recycling collection services to Republic Services of Florida (Republic) in the estimated annual amount of \$16,850,776; and authorize the City Manager to execute the franchise agreement.

Mrs. Morrell highlighted the terms of the proposed agreement with Republic and noted the corrected amount of the contract value.

Bill Henderson, resident, submitted a virtual comment. He felt the proposal was not in the best interest of homeowners.

Bill Battin, resident, submitted a virtual comment. He questioned if the company would pick up on both sides of a dead-end road. Republic confirmed same.

Motion by Mr. Bailey to table the item to the next regular Council meeting. Motion died due to lack of a second.

Motion by Deputy Mayor Johnson, seconded by Mr. Santiago, to award the solid waste and recycling collection services contract to Republic Services of Florida in the estimated annual amount of \$16,850,776.

Deputy Mayor Johnson felt the City needed to move forward for the residents. Mr. Santiago asked about franchise agreement, transfer station, and reducing costs by keeping billing in-house. Joanne Stanley, Manager of Municipal Sales for Republic, advised that the franchise fee was pulled out from residential rate, not commercial, and an additional transfer station was not included as the Sarno Road location was in close proximity. She highlighted there would be twice per week service; unlimited bulk and yard waste; residents would have choice of cart size for waste and recycling; Republic would assume maintenance of all carts, plus replacement of all carts within the next ten (10) years and the City would receive reimbursements for recycling of the carts; and Republic would take over customer service responsibilities.

Mr. Bailey said that Council and staff had agreed to provide a two-week window for resident input which did not occur. He asked if Council was willing to vote on a \$200 million contract in such a rush over a holiday weekend with no public input. He felt more time was necessary, some items in the contract should be defined as reopeners, and further items should be negotiated. Mr. Bailey offered further ways to reduce the monthly rate.

Mr. Bailey said he had asked at the last meeting if Republic would pick up fence posts for free and Republic had responded in the affirmative. However, the contract stated that it

was expressly prohibited. He expressed concern about that issue as well as improvements to bulk waste, yard waste, and skipped pick-ups if the day fell on a holiday. Mr. Bailey suggested that a re-opener be included in the contract for recycling, at least every two years. He also asked that if a closer transfer station became available, that option should be actively reviewed. He felt rushed in reviewing the agreement and asked for additional time to review and get the best rate for once per week. He said that most residents he spoke with said that twice a week at that cost would not work for them.

Mr. Anderson advised that he reached out to Mr. Henderson to answer the questions that he had asked Council via email. He felt there would be no more negotiations at this point and the City was receiving the best rate, other than the franchise fee as mentioned by Mr. Santiago. He did not like the price, but the majority of Council wanted twice per week.

Mr. Bailey stated that the residential franchise fee had already been taken out in the amount of approximately \$2 million. The other point was the redistribution of residential to commercial in the amount of \$723,000, but little else, monetarily, had been negotiated. Mr. Anderson said he was referring to the commercial franchise fee that was still in the contract.

Motion carried with members voting as follows:

Mayor Capote	Yea
Deputy Mayor Johnson	Yea
Councilman Santiago	Yea
Councilman Bailey	Nay
Councilman Anderson	Yea

BUSINESS:

1. Resolution 2020-26, amending Resolution 2020-09, as amended, extending the State of Local Emergency as declared by Legislative Order D-2020-01.

The City Attorney read the resolution in caption only.

Motion by Mr. Anderson, seconded by Mr. Santiago, to adopt Resolution 2020-26. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

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ADJOURNMENT:

There being no further business, the meeting adjourned at the hour of 6:38 p.m.

William Capote, MAYOR

ATTEST:

Terri J. Lefler, DEPUTY CITY CLERK