

PIEDMONT CITY COUNCIL

Regular Meeting Minutes for Monday, July 16, 2007

A Regular Session of the Piedmont City Council was held July 16, 2007, in the City Hall Council Chambers at 120 Vista Avenue. In accordance with Government Code Section 54954.2(a) the agenda for this meeting was posted for public inspection on July 12, 2007.

CALL TO ORDER Following a 7:00 p.m. Closed Session regarding litigation matters and real estate negotiations held pursuant to Government Code Sections 54956.9(b)(1) and 54956.8, Mayor McEnroe called the meeting to order at 7:40 p.m. with the Pledge of Allegiance.

ROLL CALL Present: Mayor Nancy McEnroe, Vice Mayor Abe Friedman and Councilmembers Dean Barbieri, John Chiang and Garrett Keating

Staff: City Administrator Geoff Grote, City Attorney George Peyton, Public Works Director Larry Rosenberg, City Planner Kate Black, Assistant City Planner Kevin Jackson and Recording Secretary Chris Harbert

CONSENT CALENDAR The following items were considered under one vote by the Council:

Minutes Approves as submitted Council meeting minutes of July 2, 2007

Agreement Awards the contract for the 2007 Street Resurfacing Project to Ransome Company in the amount of \$324,050

Resolution 59-07

RESOLVED, that the City Council approves the consent calendar as noted.

Moved by Friedman, Seconded by Chiang

Ayes: McEnroe, Friedman, Barbieri, Chiang, Keating

Noes: None

Absent: None

(Note: Councilmember Barbieri abstained from the vote approving the July 2 Council minutes)

(0045)

PUBLIC FORUM Centennial Committee Chairman Michael Bruck and Committee Member Michael Koved reviewed the celebration events held to date and those planned for the remainder of the year in recognition of the City's 100th birthday. They also announced that the Committee's July 4th Parade Float won second place at the Alameda County Fair and presented the Mayor with the proceeds from this "red ribbon" winning entry. Messrs. Bruck and Koved thanked committee members and community volunteers who assisted in designing, engineering and decorating the winning float, which also received the *Mayor's Favorite* award in Piedmont's July 4th Parade. The Mayor thanked the Centennial Committee for its continuing efforts in planning events throughout 2007 in recognition and celebration of the City's 100th birthday.

REGULAR CALENDAR The Council considered the following items of regular business:

**Garbage/Recycling
RFP and Proposed
Contract**

In advance of the July 2008 expiration of the City's current contract for solid waste, green waste and recycling collection services, the City Planner stated that a *Request for Proposal* and draft Collection Services Agreement has been prepared with the assistance of the City's consultant in this matter Mr. Richard Tagore-Erwin of R3 Consulting Group. These documents will be used to solicit bids and negotiate a service contract for collection services in compliance with StopWaste.Org's criteria for receiving Import Mitigation funding in 2008 and 2009. The Planner added that the RFP and Collection Agreement is also based upon public input received from community workshops as well as from a Citywide survey.

Mr. Tagore-Erwin narrated a power-point presentation summarizing the RFP process and timetable as well as the types of collection services and options that can be requested in the RFP and required in the new contract.

Public testimony was received from:

George Kersh urged the Council to keep waste collection service costs as low as possible for residents and retain options for residents to "opt out" of food scrap and green waste recycling participation. He requested that billing rates be "variable" based upon the types of services utilized.

George Childs also requested that garbage collection rates not be increased with any new contract and that the City not impose too many requirements/conditions on waste haulers so as to retain maximum flexibility in keeping rates low.

Fran Wolfe, speaking on behalf of the Piedmont Garden Club, requested that the City retain its long tradition of backyard collection service, encourage waste haulers to accept plastic bags for recycling, require smog certificates from hauler vehicles to insure emission compliance, include provisions mandating labor issue arbitration and prohibiting lock-outs and strikes, and prohibit any reduction in recyclables over the term of the contract. She also encouraged the Council to work with the School Board in strongly encouraging the School District to implement and enforce recycling efforts on their campuses.

Phillip Cardon voiced support for the proposed wheeled cart refuse containers and a 7:00 a.m. start time and an exclusive C&D franchise arrangement to keep rates as low as possible. He also urged that the Council not increase service collection franchise fees since any increase would be likely passed on to ratepayers.

The Council reviewed the proposed documents at length, requesting inclusion of the following price options in the RFP, with the understanding that Mr. Tagore-Erwin has discretion to eliminate or modify any price option request that may discourage prospective waste haulers from submitting bids:

- Include a price option for zero, two or four bulky waste pickups per year/per homeowner;

- Include as the “default” position a 7:00 a.m. start time for collection services and a price option for a 8:00 a.m. start;
- Include as the “default” position backyard collection service, with a price option for curbside collection;
- Include a price option for the collection of “hard to recycle” recyclable material;

In addition, the Council requested that the documentation be revised to include:

- A 5, 7 or 10 point evaluation scale for the “raw scoring” of RFP submittals rather than the proposed 100 point scale;
- A request that prospective bidders include information re their educational programs designed to encourage recycling by students and green waste participation by schools; including the availability of recycling containers that could be located within classrooms and large bins on school property;
- A request that prospective bidders include in their public education services, proposals regarding the type of information available on its website;
- A requirement that recyclable containers, subject to City staff approval, be provided at City parks and playfields;

Council consensus was reached regarding the following program recommendations:

- Semi-automated collection
- New wheeled cars
- Variable rates based on the garbage can size
- Weekly green waste collection
- Food scrap collection
- Backyard collection for all materials, with a cost option for curbside collection
- Price options for no, two or four bulky waste and e-waste collections
- 7:00 a.m. start time, with price option for a 8:00 start time
- Price option for the inclusion of “hard to recycle” recyclable material
- 65% minimum diversion requirement
- Require the winning hauler to reimburse the City for the cost of this project (\$100,000)
- Keep the franchise fee at 5.5% of gross
- Continue free service to schools and City facilities
- Co-collection vehicles that are “fuel neutral.” Don’t specify that vehicles have to be new
- 10-year contract term
- “Double Blind” evaluation process
- Exclusive C&D franchise, recognizing that a certain small percentage of debris (5-10%) will probably be informally

hauled away by contractors over the course of long-term projects. This issue to be discussed with the Building Official to determine exact wording for the RFP/contract

The Council also requested Mr. Tagore-Erwin to provide the Council with the evaluation criteria to be used by the procurement team in the proposed "double blind" evaluation process.

Resolution 60-07

RESOLVED, that the City Council approves, as amended herein, the proposed *Request for Proposal* and Collection Services Agreement to provide garbage, recycling and green waste services.

Moved by Friedman, Seconded by Chiang

Ayes: McEnroe, Friedman, Barbieri, Chiang, Keating

Noes: None

Absent: None

(0700)

The Vice Mayor suggested that the City/School Liaison Committee schedule on a future agenda discussion of ways to promote/implement recycling efforts on School property. Include in the discussion the possibility, as a program incentive, that if the School District does not divert the same percentage of waste as the City, the School District will pay partial cost of waste collection.

ANNOUNCEMENTS

Next Council Meeting – Due to a lack of quorum, the Council cancelled its regularly scheduled meeting for August 6. The next regularly scheduled Council meeting will be August 20, 2007.

ADJOURNMENT

There being no further business, Mayor McEnroe adjourned the meeting at 10:35 p.m.