

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,  
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

**ORDINANCE**

**APPROVING A CONTRACT WITH BFI WASTE SERVICES OF TEXAS, LP, DBA REPUBLIC SERVICES OF SAN ANTONIO, TO PROVIDE COMMERCIAL GARBAGE COLLECTION, DISPOSAL AND RECYCLING SERVICES FOR CITY OF SAN ANTONIO MUNICIPAL FACILITIES FOR AN ESTIMATED ANNUAL COST OF \$900,000.00, BEGINNING DECEMBER 1, 2021 THROUGH NOVEMBER 30, 2024 WITH TWO, ONE-YEAR OPTIONS TO RENEW. FUNDING HAS BEEN APPROPRIATED IN IMPACTED DEPARTMENTS' FY 2022 BUDGET; FUNDING FOR SUBSEQUENT YEARS IS CONTINGENT UPON CITY COUNCIL APPROVAL OF THE ANNUAL BUDGET.**

\* \* \* \* \*

**WHEREAS**, the City issued a Request for Proposals (RFP) from qualified contractors interested in providing the City with commercial solid waste services to include refuse collection, disposal and recycling collection and processing services for municipal facilities for various City departments; and

**WHEREAS**, two proposals were received and evaluated; and

**WHEREAS**, staff recommends BFI Waste Systems of Texas, LP, dba Republic Services of San Antonio, for award of a contract; and

**WHEREAS**, approval of this ordinance will authorize a contract beginning December 1, 2021 and ending November 30, 2024, with the option for the City to renew for two additional, one-year periods under the same terms and conditions for an estimated annual cost of \$900,000.00; and

**WHEREAS**, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(2), which provides for a procurement necessary to protect the public health or safety; and

**WHEREAS**, all expenditures will be in accordance with the applicable fiscal year's budget approved by City Council; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The City Manager or designee, or Director of Finance or designee, is hereby authorized to execute a contract with BFI Waste Systems of Texas, LP, dba Republic Services of San Antonio, beginning December 1, 2021 and ending November 30, 2024, with the option for

the City to renew for two additional, one-year periods under the same terms and conditions for an estimated annual cost of \$900,000.00. The contract in substantially final form is attached hereto and is incorporated herein for all purposes as **Exhibit I**.

**SECTION 2.** Funds will be encumbered upon issuance of purchase orders and payment is authorized to BFI Waste Systems of Texas, LP, dba Republic Services of San Antonio. All expenditures will be in accordance with the Fiscal Year 2022 budget and such other appropriations necessary to fund the contract through its term as evidenced by subsequent ordinances.

**SECTION 3.** The financial allocations in this ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this ordinance.

**SECTION 4.** This ordinance is effective immediately upon passage by eight or more affirmative votes; otherwise, it is effective on the tenth day after passage.

**PASSED and APPROVED this \_\_\_ day of \_\_\_\_\_, 2021.**

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Debbie Racca-Sittre, Acting City Clerk

\_\_\_\_\_  
Andrew Segovia, City Attorney