



Report to: General Committee

Meeting Date: June 11, 2019

SUBJECT: Waste Management Collection Contract Extension
PREPARED BY: Claudia Marsales, Senior Manager, Waste & Environmental Management

RECOMMENDATION:

- 1) That the report entitled “Waste Management Collection Contract Extension” be received; and,
- 2) That the Request for Proposal process be waived in accordance with Purchasing By-Law 2017-8, Part II, Section 11.1(c), Non Competitive Procurement, when the extension of an existing contract would prove more cost-effective or beneficial; and,
- 3) That Council approve an additional six (6) month contract extension to the Miller Waste Collection Contract, from December 1, 2020 to May 31, 2021, for the provision of residential curbside and multi-residential waste management collection services, on substantially the same terms and conditions as the current contract extension; and,
- 4) That the Mayor and Clerk be authorized to execute the contract extension agreement, in a form satisfactory to the Commissioner of Community & Fire Services and the City Solicitor; and,
- 5) That Staff report back to Council before November 2019 on the process to finalize a long-term contract for waste management collection services following the Regional Government Review by the Provincial Government, or as potential changes resulting from the review become more clear; and further,
- 6) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

PURPOSE:

The purpose of this report is to obtain approval to extend the term of the current Miller Waste Collection Contract for an additional six (6) month period from December 1, 2020 to May 31, 2021.

BACKGROUND:

The current Miller Waste Collection Contract provides waste management collection services for all single-family units, apartment buildings, condominiums, BIA's, white goods, municipal facilities, depots, and leaf and yard waste materials.

In 2010, Council approved an 8 year collection services contract with Miller Waste (with an expiry date of November 30, 2018) (the “Miller Waste Collection Contract”). In light

of the uncertainty created by the Provincial waste management legislation enacted in 2016, Staff obtained Council approval to extend the term of the Miller Waste Collection Contract for up to two (2) successive one-year renewal terms (at the sole discretion of the City):

- YEAR ONE - December 1, 2018 – November 30, 2019
- YEAR TWO - December 1, 2019 – November 30, 2020

OPTIONS/DISCUSSION:

At the May 6, 2019 General Committee meeting, the Staff Report entitled “Waste Management Collection Services Contract Process” was presented.

As a result of the uncertainty of the Regional Government Review by the Provincial Government, the following direction was provided by General Committee:

General Committee directed Staff to report back with more information following the Governance Review by the Provincial Government, or as potential changes resulting from the review become clearer.

General Committee directed Staff to follow up on the letter from Miller Waste.

At the General Committee meeting, Staff communicated that if the process to finalize a long-term contract for waste management collection services is delayed to September 2019 or later, an additional six (6) month extension of the current Miller Waste Collection Contract would be needed in order to ensure that Staff could meet timelines and ensure service continuity. Staff have received confirmation from Miller Waste that Miller Waste is agreeable to a six (6) month contract extension on substantially the same terms and conditions as the current contract extension.

CONCLUSION:

As a result of the General Committee direction to Staff to report back with more information following the Regional Government Review (or as potential changes from the review become clearer), Staff is recommending that Council approve an additional six (6) month contract extension to the Miller Waste Collection Contract, from December 1, 2020 to May 31, 2021, on substantially the same terms and conditions as the current contract extension. The additional six (6) month contract extension will ensure the continuity / interoperability of existing waste collection services during the time period required for Staff to report back to Council, and for the process to finalize a long-term contract for waste management collection services to be approved by Council and implemented by Staff.

If the additional six (6) month contract extension is approved, Staff will report back to Council on the process to finalize a long-term contract for waste management collection services following the Regional Government Review by the Provincial Government, or as potential changes resulting from the review become more clear.

FINANCIAL CONSIDERATIONS

Complies with City Purchasing By-law #2017-8

LEGAL CONSIDERATIONS

The City is subject to the following trade agreements, which apply to public sector procurement above a certain dollar threshold: the Canada-European Union Comprehensive Economic and Trade Agreement (CETA), effective September 21, 2017; and the Canadian Free Trade Agreement (CFTA), effective July 1, 2017.

The recommended contract extension complies with the CETA and CFTA trade agreements.

HUMAN RESOURCES CONSIDERATIONS

None.

ALIGNMENT WITH STRATEGIC PRIORITIES:

None.

BUSINESS UNITS CONSULTED AND AFFECTED:

Staff from Legal and Finance have been consulted on the recommended contract extension.

RECOMMENDED BY:

None.

RECOMMENDED BY:

Brenda Librecz
Commissioner, Community & Fire Services

Andy Taylor
Chief Administrative Officer