

FACT SHEET**CITY OF SHREVEPORT, LOUISIANA****TITLE**

A RESOLUTION TO REPEAL AMENDMENT NO. 1 TO RESOLUTION NO. 87 OF 2021 WHICH ADDED A CLAUSE TO THE CONTRACT BETWEEN THE CITY OF SHREVEPORT, LOUISIANA AND C. EDWARDS CONCEPT, LLC, REQUIRING A PERFORMANCE BOND BE PROVIDED BY THE CONTRACTOR, AND TO AMEND OTHER PORTIONS OF THE CONTRACT TO BE CONSISTENT WITH THE REQUEST FOR PROPOSAL, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

DATE

June 9, 2022

ORIGINATING DEPARTMENT

Public Works

COUNCIL DISTRICT**SPONSOR****PURPOSE**

To repeal Amendment No. 1 to Resolution 87 of 2021 as to the terms of the contract, removing the requirement for a performance bond, and to amend the contract to be consistent with the request for proposal.

BACKGROUND INFORMATION

On September 14, 2021, an amendment was attached to Resolution 87 of 2021 to add a new subsection to the contract, requiring the Contractor to provide a surety bond. This resolution is to remove that requirement. This resolution also amends other terms of the contract to be consistent with the request for proposal.

TIMETABLE

Introduction: June 14, 2022
Final Passage: June 28, 2022

ATTACHMENT(S)Exhibit "A" *Recycling Contract***SPECIAL PROCEDURAL REQUIREMENTS**

None

FINANCES

The contractor will receive \$158,333.00 per month. Payment will not start until the end of the month in which recycling pick-up begins. If the pick-up does not begin on the first of the month, the fee will be prorated.

SOURCE OF FUNDS

Funding will come from the \$2.50 monthly per household recycling fee.

ALTERNATIVES

(1) Adopt the resolution as submitted, or (2) Amend the resolution, or (3) Reject the resolution.

RECOMMENDATION

Adopt the resolution as submitted.

FACT SHEET PREPARED BY:

Manushka Gracia-Desgage,
Assistant City Attorney

RESOLUTION NO. _____ OF _____

A RESOLUTION TO REPEAL AMENDMENT NO. 1 TO RESOLUTION NO. 87 OF 2021 WHICH ADDED A CLAUSE TO THE CONTRACT BETWEEN THE CITY OF SHREVEPORT, LOUISIANA AND C. EDWARDS CONCEPT, LLC, REQUIRING A PERFORMANCE BOND BE PROVIDED BY THE CONTRACTOR, AND TO AMEND OTHER PORTIONS OF THE CONTRACT TO BE CONSISTENT WITH THE REQUEST FOR PROPOSAL, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

BY: COUNCILMEMBER

WHEREAS, Amendment No. 1 to Resolution No. 87 of 2021 added a clause to the Contract requiring a performance bond be provided by the Contractor; and

WHEREAS, the subsection that provided for the requirement of the performance bond will be removed from the contract; and

WHEREAS, new resolution will be presented to remove the requirement for the performance bond; and

WHEREAS, language will be amended concerning notice to citizens with digital notice being sufficient; and

WHEREAS, language will be removed concerning title to unacceptable waste and allowing unacceptable waste and recyclable materials to be the Contractor's property and her responsibility; and

WHEREAS, President's Day will be removed from the holiday schedule and Juneteenth will be added.

WHEREAS, language will be amended concerning notice for termination for convenience and termination for cause to be 60 days instead of 90 days; and

WHEREAS, language will be added concerning rate adjustments to be submitted in writing to the Purchasing Agent; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport, in due, regular, and legal session convened that Amendment No. 1 to Resolution No. 87 of 2021,, is hereby repealed.

BE IT FURTHER RESOLVED that if any provision or item of this Resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Resolution which can be given affect without the invalid provisions, items or applications and to this end the provisions of this Resolution are hereby declared severable.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

APPROVED AS TO LEGAL FORM:

City Attorney's Office