

BEFORE THE COUNCIL
OF THE METROPOLITAN SERVICE DISTRICT

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|--------------------------------------|--------------------------|
| FOR THE PURPOSE OF APPROVING A) | RESOLUTION NO. 90-1244 |
| CONTRACT WITH GRIMM'S FUEL COMPANY) | |
| AND MCFARLANE'S BARK INC. FOR A) | Introduced by Rena Cusma |
| YARD DEBRIS COMPOST COUPON CAMPAIGN) | Executive Officer |

WHEREAS, The Council of the Metropolitan Service District established the Materials Markets Assistance Program of the Waste Reduction Plan to stimulate market development for recycled solid waste products such as yard debris compost; and

WHEREAS, The demand for yard debris compost must be expanded substantially to meet the anticipated increased supply of yard debris to local processors brought about through implementation of Metro's Regional Yard Debris Plan; and

WHEREAS, For the two years preceding this Resolution the Metropolitan Service District has conducted coupon campaigns jointly with McFarlane's Bark Inc. and Grimm's Fuel Company to increase public awareness of and purchase of yard debris compost; and

WHEREAS, The proposed 1990 Spring Coupon Campaign is a budgeted project which improves on previous efforts by sharing the redeemed coupon costs between Metro and Grimm's and McFarlane's. The proposed projects involves Metro's distribution of \$3.00 coupons via various media to potential users, and coupon redemption by Grimm's and McFarlane's. The vendors are then reimbursed by Metro for half the face value of the coupons; and

WHEREAS, Waste Reduction staff has reviewed potential vendors and found no additional producers of salable yard debris compost; and

WHEREAS, Metro Code Section 2.04.043 (a) provides that it is permissible to obtain less than three competitive quotes if three quotes are not available and a written record is made of the effort to obtain the quotes, and such record has been made a part of the file herein; and

WHEREAS, Metro Code Section 2.04.033 requires Council approval of all contracts which commit the District to the expenditure of

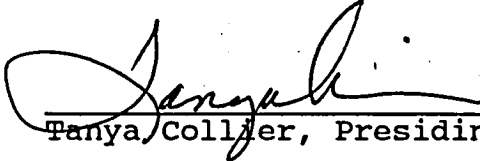
appropriations not otherwise provided for in the current fiscal year budget at the time executed and the two agreements will commit the expenditure of fiscal year 1990-91 appropriations; and

WHEREAS, The resolution was submitted to the Executive Officer for consideration and was forwarded to the Council for approval; now therefore,

BE IT RESOLVED,

That based on the findings attached as Exhibit "A" and incorporated herein, pursuant to Metro Code Section 2.04.033 (a), the Council hereby authorizes the Executive Officer to execute the attached contracts (Exhibits "B" and "C") with Grimm's Fuel Company and McFarlane's Bark Inc.

ADOPTED by the Council of the Metropolitan Service District this 26th day of April, 1990.


Tanya Collier, Presiding Officer

HS:jc
yd.res
April 9, 1990

STAFF REPORT

EXHIBIT "A"

CONSIDERATION OF RESOLUTION NO. 90-1244 FOR THE PURPOSE OF APPROVING A CONTRACT WITH GRIMM'S FUEL COMPANY AND MCFARLANE'S BARK, INC. FOR A YARD DEBRIS COMPOST COUPON CAMPAIGN

Date: April 26, 1990

Presented by: Debbie Gorham
Pat Vernon

FACTUAL BACKGROUND AND ANALYSIS

Yard debris compost has a strong potential for recycling, but that potential has been restricted by lack of market development. The potential for tremendous increases in the supply of yard debris as the result of the state's Opportunity to Recycle Yard Debris Rule must be met by a corresponding increase in demand for the yard debris compost product. A Spring Coupon Campaign is designed to promote the awareness of and use of yard debris compost by the general public.

Coupons worth \$3.00 off the purchase price of yard debris compost products will be distributed at a variety of public events including the Street of Dreams and the Street of Affordable Homes. The coupons are redeemable at Grimm's Fuel and McFarlane's Bark. Metro will reimburse these two vendors for half of the face value of the coupons. In this way, the coupon is jointly sponsored by Metro and the vendors. (See Exhibits "B" and "C").

Waste Reduction staff have conducted yard debris compost coupon campaigns for the two years preceding the proposed agreements. They have reviewed potential vendors and found no additional producers of salable yard debris compost. Bids were not solicited from Grimm's and McFarlane's as the project is detailed in the current budget.

Metro Code Section 2.04.043 (a) requires a minimum of three competitive quotes. However, if three quotes are not available, a lesser number will suffice, provided that a written record is made of the effort to obtain the quotes. Such record is made a part of the file.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 90-1244.

EXHIBIT "B"

REIMBURSEMENT AGREEMENT

This agreement is entered into this _____ day of _____, 1990 by Grimm's Fuel Company and the Metropolitan Service District (METRO) of Portland, Oregon to promote yard debris compost sales through a coupon add campaign.

The parties agree to the following:

- 1) METRO will publish a three (3) dollar coupon to be distributed at the Yard, Garden and Patio Show, the Street of Affordable Homes, the Street of Dreams, and through the METRO Recycling Information Center, good towards the purchase of yard debris compost product from Grimm's Fuel Company.
- 2) The coupon will be valid the first day of each event and up to thirty (30) to forty-five (45) days after each event. For tracking purposes, a different color coupon will be distributed at each event. The Contract shall terminate October 30, 1990.
- 3) METRO will reimburse Grimm's Fuel Company \$1.50 for each \$3.00 coupon which is presented to METRO with a sales receipt including customer name, date of sale and volume purchased (or a copy of the sales receipt) up to a maximum payment of TEN THOUSAND DOLLARS (\$10,000.00).
- 4) Grimm's Fuel Company will absorb at its own expense the coupon discount for any coupons collected exceeding the maximum payment provided in paragraph #3.
- 5) Grimm's Fuel Company will hold harmless and defend Metro against any and all claims, all causes of action of whatsoever nature that may arise out of the operation of this agreement.

Metropolitan Service District

Grimm's Fuel Company

By _____

By _____

Date _____

Date _____

EXHIBIT "C"

REIMBURSEMENT AGREEMENT

This agreement is entered into this _____ day of _____, 1990 by McFarlane's Bark, Inc. and the Metropolitan Service District (METRO) of Portland, Oregon to promote yard debris compost sales through a coupon add campaign.

The parties agree to the following:

- 1) METRO will publish a three (3) dollar coupon to be distributed at the Yard, Garden and Patio Show, the Street of Affordable Homes, the Street of Dreams, and through the METRO Recycling Information Center, good towards the purchase of yard debris compost product from McFarlane's Bark, Inc.
- 2) The coupon will be valid the first day of each event and up to thirty (30) to forty-five (45) days after each event. For tracking purposes, a different color coupon will be distributed at each event. The Contract shall terminate October 30, 1990.
- 3) METRO will reimburse McFarlane's Bark, Inc. \$1.50 for each \$3.00 coupon which is presented to METRO with a sales receipt including customer name, date of sale and volume purchased (or a copy of the sales receipt) up to a maximum payment of TEN THOUSAND DOLLARS (\$10,000.00).
- 4) McFarlane's Bark, Inc. will absorb at its own expense the coupon discount for any coupons collected exceeding the maximum payment provided in paragraph #3.
- 5) McFarlane's Bark, Inc. will hold harmless and defend Metro against any and all claims, all causes of action of whatsoever nature that may arise out of the operation of this agreement.

Metropolitan Service District

McFarlane's Bark, Inc.

By _____

By _____

Date _____

Date _____

SOLID WASTE REPORT

RESOLUTION NO. 90-1244, FOR THE PURPOSE OF APPROVING A CONTRACT WITH GRIMM'S FUEL COMPANY AND MCFARLANE'S BARK, INC. FOR A YARD DEBRIS COMPOST COUPON CAMPAIGN

Date: April 18, 1990

Presented by: Councilor Hansen

Committee Recommendation:

The Solid Waste Committee voted 3 to 0 to recommend Council adoption of Resolution No. 90-1244. Voting: Councilors Hansen, Buchanan and Wyers. Absent: Councilors Bauer and DeJardin. This action was taken on April 17, 1990.

Committee Discussion/Issues

The Solid waste staff gave a report on the purpose of the Spring Coupon Campaign which is to promote the awareness of and use of yard debris compost by the General Public.

Coupons worth \$3.00 off the purchase price of yard debris compost products will be distributed at a variety of public events. The coupons are to be redeemable at Grimm's Fuel and McFarlane's Bark. Metro will reimburse the vendors for one-half of the face value of the coupons.

The Committee asked staff how much was budgeted in FY 89-90 and how much was proposed for FY 90-91. The current budget provides \$40,000; \$6,000 is proposed for FY 90-91.

Councilor Wyers asked Council staff if Metro has a written policy regarding the sale of goods and services. Council staff stated that there is no written policy but there is a precedent for selling items such as maps, Metro Codes, food at the Zoo and tarps at Metro South. Councilor Wyers asked that Council staff review the matter and advise as to whether a written policy is recommended.

There were no further questions or issues.

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