

MINUTES OF THE MANAGEMENT COMMITTEE OF THE
METROPOLITAN SERVICE DISTRICT

October 23, 1986

Committee Members Present: Councilors Tom DeJardin, Jim Gardner,
Sharron Kelley and George Van Bergen

Committee Members Absent: Councilor Larry Cooper

Councilor Present: Councilor Tanya Collier

Staff Present: Don Carlson, Kay Rich, Alan Goff,
Carol Nelson, Ed Stuhr and Ray Barker

Chairman Gardner called the meeting to order at 5:00 p.m.

1. Consideration of Minutes

Motion: Councilor DeJardin moved the minutes of August 14,
September 11 and September 18, 1986, be approved.
Councilor Kelley seconded the motion.

Vote: A vote on the motion resulted in:

Ayes: Councilors DeJardin, Gardner, Kelley and Van Bergen

Absent: Councilor Cooper

The motion carried and the minutes were approved.

2. Zoo Garbage Hauling Services

Don Carlson, Deputy Executive Officer, reviewed the staff report. He explained at the September 18, 1986, meeting, the Management Committee voted to reject bids for Zoo garbage hauling services. Zoo staff started the rebid process immediately after that meeting. At the same time, the low bidder (MDC) asked the Presiding Officer for reconsideration of the contract. Based on direction of the Executive Officer and Management Committee Chairman, staff terminated the new bid proceeding so the Management Committee could review the matter.

Mr. Carlson reported the Committee had three options: 1) reconsider original decision and award the contract to the low bidder; 2) instruct staff to rebid the contract; or 3) instruct staff to enter into a short-term (six-month) contract with the current provider and rebid the contract at a later date. Staff recommended the third option.

Councilor Gardner agreed with staff's recommendation and explained a six-month cooling off period was reasonable before rebidding a new contract. To rebid the project any earlier would compromise the bidding process, he said.

In response to Councilor Gardner's question, John Glanz, representing MDC, the lowest bidder in the initial bidding process, and said a six-month waiting period was not acceptable since only two bids had been received. He recommended the Committee seek the first option explained earlier by Mr. Carlson.

Councilor Gardner reported the first option, reconsidering the original decision and awarding the contract to the low bidder, was not recommended because staff had inadvertently not advertised the first bid in a mandatory publication as required by Metro procedures. He said if the bid were contested by the other bidder, the breach of publication requirement could render the bid invalid.

Mr. Glanz said if the Committee adopted the third option, a one-year cooling off period would be acceptable to MDC.

Councilor Kelley asked if, in seeking the third option, the Council would be in violation of Metro's contract procedures. Mr. Carlson said he has consulted with Ed Stuhr, Metro's Contract Officer, and Mr. Stuhr had advised him the circumstances in this case justified the decision outlined in option 3.

Dan Flannery, owner of a dropbox company, asked the Committee to explain its process for acquiring bids. He said he had learned of the project when a company not in the dropbox business had received an invitation to bid and had forwarded the invitation to him. Kay Rich, Assistant Zoo Director, explained staff had advertised both bid invitations in the Daily Journal of Commerce. The second bid invitation had also been advertised in the Skanner. In addition, staff had received a list of about 25 dropbox companies from the Solid Waste Department and had mailed bid invitations to those companies.

Motion: Councilor Van Bergen moved to instruct staff to enter into a six-month contract with the current dropbox service provider and to rebid the contract at the end of the six-month period. Councilor Kelley seconded the motion.

Councilor Van Bergen acknowledged the motion was dependent on MDC's desire, as the current provider, to continue providing services.

Vote: A vote on the motion resulted in:

Ayes: Councilors DeJardin, Gardner, Kelley and Van Bergen

Absent: Councilor Cooper

The motion carried.

Management Committee
October 23, 1986
Page 3

Mr. Carlson said he would keep the Committee appraised of the six-month schedule.

Mr. Carlson requested the Committee meet on October 30, 1986, to consider a contract for a company to handle waste collected at two neighborhood hazardous waste collection drives. The Committee agreed to consider the contract.

There being no further business, Chairman Gardner adjourned the meeting at 5:20 p.m.

Respectfully submitted,



A. Marie Nelson
Clerk of the Council

amn
6509C/313-2
11/07/86