

Council Meeting of
May 22, 2012

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: Public Works - Appropriate funds and authorize a purchase order for automated green waste containers. Expenditure: \$539,659.73

RECOMMENDATION

Recommendation of the Public Works Director that City Council:

1. Appropriate \$539,659.73 from the Sanitation Enterprise Fund balance for the purchase of automated green waste recycling containers; and
2. Authorize a purchase order with Toter Incorporated of Statesville, North Carolina in the amount of \$539,659.73 for the sole source purchase of 9,540 96-gallon Toter automated curbside green waste recycling containers.

Funding

Funding is available in the Sanitation Enterprise Fund balance.

BACKGROUND/ANALYSIS

On January 24, 2012, Your Honorable Body approved the implementation of the citywide green waste recycling program. To provide this implementation in a timely manner, the Public Works Department is requesting authorization to purchase 9,540 96-gallon Toter automated curbside green waste recycling containers.

We are continuing to purchase the containers through Toter as a sole-source provider for the following reasons: 1) All of our curbside containers are Toter made, ensuring uniformity of appearance throughout the community; 2) Toter containers are extremely durable, far outlasting their anticipated usable life and therefore lowering replacement costs; and 3) The grabber arms on our collection vehicles are equipped specifically for the shape and size of the Toter containers. If we were to purchase containers from a different vendor, the style and shape of the container may not be compatible with the grabber arms of our fleet, which could affect their ability to properly grip and lift the containers without crushing or damaging them.

Pricing for these containers is based on a solicitation by the National Intergovernmental Purchasing Alliance Company (National IPA) with the City of Tucson as the lead agency. National IPA is a cooperative purchasing organization established through a collaborative effort of public agencies across the United States with the specific purpose of reducing procurement costs by leveraging group volume.

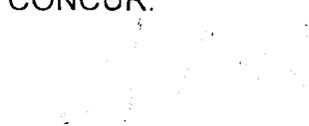
This is a sole source purchase, as the container is the patented design of Toter Inc. The Torrance Municipal Code, (Section 22.3.17.b), (EXCEPTIONS; SOLE-SOURCE PURCHASES) states that "sole source purchases shall mean those purchases where it would be undesirable or impossible for the City to advertise for bids for particular work or for patented items, or experimental or unique services or products, or where competitive purchases would be unavailable or would not prove advantageous for the City."

Respectfully submitted,

ROBERT J. BESTE
Public Works Director

By: Matthew Knapp
Sanitation Services Manager

CONCUR:


Robert J. Beste
Public Works Director


LeRoy J. Jackson
City Manager

Attachment: A. Toter Quote



Quote #: 5480-R1

May 9, 2012

Dear Mr. Knapp and Ms. Sherman:

Toter Incorporated is pleased to provide the City of Torrance the following pricing off Toter's contract through the National IPA agreement bid by the City of Tucson.

PREPARED FOR:	SHIP TO:
Mr. Matthew Knapp Ms. Alison Sherman City of Torrance, Public Works 20500 Madrona Avenue Torrance, CA 90503 P: 310-781-6900 / F: 310-781-6902 E: MKnapp@TorranceCA.gov / ASherman@TorranceCA.gov Ref: Phase II	Torrance, CA 90503

DESCRIPTION	QUANTITY	UNIT PRICE	EXTENDED PRICE
Toter 96 Gallon – Model 76896 - EVR Automated Yardwaste Container with Vents ❖ Vents on lower sides and upper rim of cart body (<u>stop bar & grid not included</u>) ❖ Color – 940 Green body and lid ❖ Serial Numbers – Toter serial numbers hot stamped on body front ❖ Body Hot Stamp – Custom hot stamp on both sides of body (S3116) ❖ Lid Hot Stamp – “Green Waste Only” (S2880) ❖ Lid Insert – Custom lid insert (B0201) ❖ Wheels – 10” Black lug wheel ❖ Warranty – 10-year manufacturer’s warranty ❖ Cart Assembly – <u>Shipped unassembled</u>	9,540 (15 TL)	\$45.25	\$431,685.00
Option – Cart Assembly and Distribution – Dense Routes ❖ Toter will distribute approximately 9,540 96-gallon Yardwaste containers to City of Torrance residents. ❖ Pricing includes container unloading, assembly, attachment of pre-packaged public relations materials, and distribution to homes. ❖ Toter will deliver carts to route based on customer provided list. ❖ Delivery to begin on a mutually agreed upon date. ❖ Inventory carts to be assembled, and stacked for distribution. ❖ A suitable work area for assembly – large, secure area with portable toilets to be provided by customer for Toter distribution crew. ❖ Customer to provide the use of an on-site forklift to load and unload tractor trailers. ❖ Carts will be delivered on a route by route basis to contiguous homes in the City of Torrance (i.e., city type routes). Pricing subject to adjustment or negotiaion based on unforeseen circumstances beyond Toter or its contractor's control. ❖ Additional services available upon request and will be priced accordingly.	<u>Assembly:</u> 9,540 <u>Delivery:</u> 9,540	\$2.05 \$2.10	\$19,557.00 \$20,034.00
Subtotal = Sales Tax – 8.75% (freight & delivery excluded) = Freight Rate per Truckload = Total =	15	\$1,926.67	\$471,276.00 \$39,483.68 \$28,900.05 \$539,659.73

Quote 5480-R1 – Continued:

Please return signed quotes to fax 559-320-0366. Call 559-320-0364 for further information.

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ADDITIONAL INFORMATION:

Freight: FOB factory estimated freight is \$1,926.67 per truckload. This is an estimate only and may change based on actual freight charges at time of order shipment. This order will require 15 truckloads.

Please Note: Pricing on this contract is evaluated every six (6) months for price adjustments based on current market conditions. The current pricing is effective December 17, 2011 – June 16, 2012

Payment Terms: Net 30 days after shipping pending credit approval.

Delivery: To be determined.

Above pricing is based on orders placed in the quantities stated above. Should quantity requirements change, please contact Toter for a revised quotation.

Toter prices do not include state and local taxes, if applicable. Delivery is subject to availability at time of order entry. Pricing is based on model(s), options, and quantities stated above and any deviations will require a revised quotation. This quote supersedes any past proposal on the same item.

If you should have questions regarding Toter's products, services, or this proposal, please contact me at (800) 424-0422.

Sincerely,

Rob Vezina – via e-mail

Regional Sales Director, Pacific Southwest

ACCEPTED BY:

 City of Torrance

 Date

 P. O. #

c: Joe Albrecht, Judy Bates

Please return signed quotes to fax 559-320-0366. Call 559-320-0364 for further information.