

Council Meeting of
August 28, 2012

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

Members of the Council:

**SUBJECT: Public Works - Appropriate funds and authorize purchase order for automated recycling and refuse containers.
Expenditure: \$60,832.63**

RECOMMENDATION

Recommendation of the Public Works Director that City Council:

1. Appropriate \$60,832.63 from the Sanitation Enterprise Fund balance for the purchase of automated refuse and recycling containers; and
2. Authorize a purchase order with Toter Incorporated of Statesville, North Carolina in the amount of \$60,832.63 for the sole source purchase of 1,290 Toter automated curbside recycling and refuse containers.

Funding

Funding is available in the Sanitation Enterprise Fund balance.

BACKGROUND/ANALYSIS

The Public Works Department is responsible for the distribution of refuse and recycling containers used by the residents of Torrance receiving the City's curbside refuse and recycling collection service. To accommodate residents that want a smaller or larger refuse or recycling container, staff is requesting authorization to purchase 318 96-gallon automated curbside recycling containers, 324 64-gallon automated curbside green waste recycling containers and 648 64-gallon automated curbside refuse containers. Residents will have the option of replacing the 64-gallon recycling container with a larger 96-gallon container. The 64-gallon green waste container will be offered as an option to the 96-gallon size. The 64-gallon refuse containers will be available for customers that do not need a large refuse container.

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."

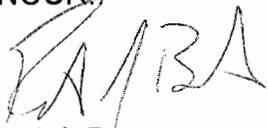
Respectfully submitted,

ROBERT J. BESTE
Public Works Director

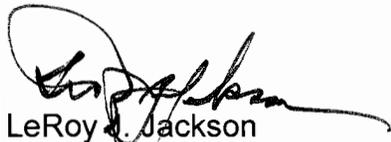


By: Matthew Knapp
Sanitation Services Manager

CONCUR:



Robert J. Beste
Public Works Director



LeRoy S. Jackson
City Manager

Attachment: A. Toter Quote

Mr. Matthew Knapp
 City of Torrance
 August 16, 2012
 Quote 5718-R1 – Page 2

ADDITIONAL INFORMATION:

Freight: FOB factory estimated freight is \$1,700.00 per truckload. This is an estimate only and may change based on actual freight charges at time of order shipment. This order will require 2 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 June 17, 2012 – December 16, 2012

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

Delivery: Delivery to be determined at time of order receipt.

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,

Joe Albrecht – via e-mail
 Manager, Pacific Southwest Region

c: Rob Vezina, Judy Bates

ACCEPTED BY:

 City of Torrance

 Date

 P. O. #

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