

October 8, 2024

WHEREAS, on October 13, 2021, the City Council authorized a three-year service price agreement for waste collection, disposal, and container rental services at various City facilities with FCC Environmental Services Texas LLC dba Moore Waste and Recycling Services, in an estimated amount of \$4,997,592.00, by Resolution No. 21-1778; and

WHEREAS, Chapter 363 of the Health & Safety Code establishes the state's policy to "safeguard the health, general welfare, and physical property of the people and to protect the environment by promoting the reduction of solid waste generation and the proper management of solid waste."; and

WHEREAS, the City is exempt from the competitive bid process for this purchase pursuant to section 252.022 (a)(2) of the Texas Local Government Code, which provides that "a procurement necessary to preserve or protect the public health and safety of the municipality's residents" is exempt from competitive procurement requirements.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to execute a one-year service price agreement with FCC Environmental Services Texas LLC dba Premier Waste Services, LLC (VC22173) in the estimated amount of \$800,000.00, approved as to form by the City Attorney, for waste collection, disposal, and container rental services at various city facilities. If the service was bid on an as needed, unit price basis for performance of specified tasks, payment to FCC Environmental Services Texas LLC dba Premier Waste Services, LLC shall be based only on the amount of the services directed to be performed by the City and properly performed by FCC Environmental Services Texas LLC dba Premier Waste Services, LLC under the Contract. The amount payable pursuant to this service price agreement may exceed the estimated amount but may not exceed the amount of budgetary appropriations for this service price agreement during its term.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an estimated amount of \$800,000.00, but not more than the amount of budgetary appropriations for this service price agreement during its term to FCC Environmental Services Texas LLC dba Premier Waste Services, LLC from Service Price Agreement No. SAN-2024-00025939.

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SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is according so resolved.