

**RESOLUTION NO. 2017-101**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE A RENEWAL OF THE CURRENT AGREEMENT FOR PROFESSIONAL ENVIRONMENTAL SERVICES WITH JONES EDMUNDS & ASSOCIATES, INC. FOR THE PERFORMANCE OF A WASTE QUANTITY AUDIT AND FOR CONDUCTING A REVIEW OF WATER QUALITY AND STORMWATER MANAGEMENT DOCUMENTS RELATING TO THE MONARCH HILL LANDFILL; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Waste Management, Inc. of Florida (WMIF) owns and operates the landfill known as Monarch Hill located at the intersection of Wiles Road and Powerline Road adjacent to the City limits; and

**WHEREAS**, on April 9, 2015, the City entered into a Settlement Agreement with WMIF (Exhibit "B") to limit the amount of household waste, commercial solid waste, sludge, and grit and screenings accepted at the landfill; and

**WHEREAS**, waste quantity audits of the waste accepted at the landfill are required to verify that WMIF does not exceed the waste limits set by the Settlement Agreement; and

**WHEREAS**, the City currently has a Consultant Agreement with provisions for two annual renewal periods with the qualified environmental consulting firm Jones Edmunds & Associates, Inc., which does not have a conflict of interest with WMIF in performing the required waste quantity audits; and

**WHEREAS**, the current Consultant Agreement expires on April 9, 2017, and the City is desirous of renewing the current Consultant Agreement for a one-year period and amending the Agreement with a revised scope of work that includes tasks for reviewing the landfill's water monitoring reports as well as the landfill's stormwater management plan; and

**WHEREAS**, City staff has determined that Jones Edmunds & Associates, Inc., is a sole source qualified consulting firm that does not have a conflict of interest with WMIF, and City staff recommends the approval of Amendment No. 1 for renewal of the current Consultant Agreement with Jones Edmunds & Associates, Inc., at an estimated annual cost of \$125,900.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA:**

**Section 1:** That the foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution. All Exhibits attached hereto are incorporated herein and made a specific part of this Resolution.

**Section 2:** That the City Commission has reviewed and hereby approves renewal of the attached amended Agreement between the City of Coconut Creek and Jones Edmunds & Associates, Inc., to conduct the monthly waste audit, and a review of water quality and stormwater management documents, attached hereto and made a part hereof as Exhibit “A.”

**Section 3:** That the City Manager, or her designee, is hereby authorized to execute said Agreement by and between the City of Coconut Creek and Jones Edmunds & Associates, Inc.

**Section 4:** That if any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or in application, it shall not affect the validity of the remaining portion or applications of this Resolution.

**Section 5:** That this Resolution shall be in full force and effect immediately upon its adoption.

**Adopted this 23<sup>rd</sup> day of March, 2017.**

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Rebecca A. Tooley, Mayor

Attest:

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Leslie Wallace May, City Clerk

Tooley	<u>Aye</u>
Rydell	<u>Aye</u>
Sarbone	<u>Aye</u>
Belvedere	<u>Aye</u>
Welch	<u>Aye</u>