

## City Response to Questions Received from Collection Services RFP Eligible Proposers

October 17, 2012

| # | Citation       | Page #                   | Line #  | Proposer Question   | City Response  |
|---|----------------|--------------------------|---------|---|--|
| 1 | RFP Sec. 4.4   | Forms 2A, 2C, 2I, and 2K |         | RR Form 2C, Rows 8, 10, and 12; MMO Form 2A, Rows 18 and 38; MMO Form 2I, Rows 8, 10, and 11; MMO Form 2K, Rows 8, 10, and 12 all have unreadable text. Please clarify the text in these cells.   | Revised fill-in spreadsheets with complete sets of RR and MM&O Maximum Customer Service Rates Forms (RFP Form 2) are attached to this Addendum, correcting the readability problems.   |
| 2 | RFP Sec. 3.1.5 | 3-5                      | 356-357 | Section 3.1.5, lines 354 - 358; A trend in cart management is to have one color of cart body with differently colored lids for different materials. This reduces the cost of cart inventory, repair and replacement. Can the carts be all one color, with different colored lids (e.g. gray cart bodies, with a blue lid for recyclables, a green lid for organic materials, and a gray lid for trash)? | The RFP requires cart bodies and lid colors to be the same. However, the City would consider additive alternative proposals, including cost savings, for cart body and lid color options.  |
| 3 | RFP Sec. 3.4   | Forms 12B, 12C AND 12D   |         | Form 12B, 12C, 12D - If a facility which the proposer wishes to list as a processing facility does not currently have a CalRecycle number, but is (a) in the process of or (b) intending to apply for a number, is that facility an eligible entry into these forms?  | Yes. Facilities, existing or proposed, that do not have a CalRecycle number may be listed. Proposer should provide as much information as possible about such facilities, including the status and expected date of obtaining a CalRecycle number. |
| 4 | RFP Sec. 3.1.6 | 3-6                      | 377     | Section 3.1.6, Mixed Materials, line 377 has a typo. <b>G. Fitzgerald:</b> City cannot find typo. Please identify specific error or concern.<br>Section 3.1.6 , Line 377, the typo is in reference to SFD. This line should reference "...the extent to which Commercial Mixed Materials are Processed prior to Disposal."  | RFP Section 3.1.6, Line 377-378, is amended as follows: "The Contractor will be responsible for determining the extent to which <del>SFD</del> Commercial Mixed Materials are Processed prior to Disposal".  |

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| 5 | RFP<br>Sec. 3.2.15         | 3-15   | 713    | <p>Section 3.2.15, Line 713, what is the executed date? When are proposal bonds for the 2 and 3 ranked proposers released? 3.13 Transition schedule is silent to the term "Execute."</p> <p><i>G. Fitzgerald: There is no RFP Section 3.13. If you have a specific question regarding Section 3.3.2.5.1 Transition Plan, please state it.</i></p> <p>I was confirming the execute date and start date both refer to July 1, 2015. What is the terminology for when the contract is awarded?</p> | <p>The executed date is the date when The City has signed the Contract, which is after the selected proposer has signed the Contract. Per Article 70, the Contract becomes effective at such time as it is properly executed by CITY and CONTRACTOR and CONTRACTOR shall begin Collection Services as of July 1, 2015. The proposal sureties will be released within ten (10) business days after the City has executed the MM&amp;O Collection Services Contract.</p> |
| 6 | RFP<br>Sec.<br>3.3.2.5.2.3 | 3-24   | 1038   | <p>Section 3.3.2.5.2.3 Route Operations, Is the MM&amp;O Collections Contractor able to charge for MFD Holiday Tree Collection plan?</p>  | <p>There is no provision for the MM&amp;O Contractor to charge additional rates specifically for the collection of either SFD or MFD Holiday Trees beyond Maximum Collection Service Rates. Per MM&amp;O Contract 7.01.0 "Rates are Comprehensive Compensation" and "...shall be the full, entire and complete compensation due to CONTRACTOR for ...perform[ing] all the services required by this Contract", including collection for SFD and MFD Holiday Trees.</p> |
| 7 |                            |        |        | <p>Will SFD and MFD customers be required to subscribe to recycling service? If they are not required and they choose not to subscribe, will they still be charged the flat rate per dwelling unit for recycling?</p>   | <p>The rates for Recycling Services will be bundled in the Maximum Service Rates paid by SFD and MFD Customers. There will be no provision for SFD or MFD Customers to be charged less than the per unit rate if they do not utilize Recycling Collection services. Additionally, State and County statutes that will become effective prior to the Contract implementation date will require MFD to have recycling service.</p>                                       |

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| 8  | MM&O Contract Sec. 9.02.2 10.02.5 11.02.2 | 39, 43, 47  | 1685 , 1856 , 2035 | Section 9.0.2 states that Contractor “may” be compensated for collection of overages. Does the City intend that the payment for overage collections be discretionary? Is there a reason the word “may” cannot be changed to “shall?” See also, Sections 10.02.5 and 11.02.2. Additionally, the containerization of materials allows Contractor to utilize automated vehicles, allowing overages without containerization diminish the advantages of automation. Does the City fully understand that without automation, more vehicles and additional costs will be incurred? If overages are not limited and “may” be charged, what prevents customers from downsizing container size and utilizing bags to supplement need for larger container? | MM&O Contract Section 9.02.2 allows but does not require the Contractor to charge for overages, i.e., fees for overages may be charged at the discretion of the Contractor, not the Customer or City. The City believes that there may exist circumstances known to the Contractor that warrant against charging the customer in any specific occurrence, therefore the Contract grants such discretion to the Contractor. Oakland Municipal Code 8.28.140 requires “a sufficient number of such [solid waste] containers of sufficient capacity to hold all solid waste which is created, produced, or accumulated on such premises between the time of successive collections.” Provisions for pre-paid tag service, described in MM&O Contract Section 6.09, is intended for the safe collection of irregularly occurring generation of materials. In preparing cost proposals, proposers should consider their costs of providing service options required by the RFP, the desired impacts on customer behavior, and the proposal evaluation criteria. |
| 9  | RFP Sec. 3.1.12 and 4.1.91                | 3-8 and 4-4 | 449 and 1512       | Please provide a breakdown and source of the initial 185,000 “Tons Disposed.” Please also include a description of the final destination of these volumes.  | These data are described in Table 2-1, which was amended with additional information in Addendum 3.  |
| 10 | RFP Sec. 3.1.4                            | 3-2         |                    | Table 3-2 refers to determining the minimum level of service for MFD based on the number of dwelling units. Will we have access to data that contains the number of dwelling units?   | A spreadsheet containing number of SFD and MFD units and other sortable account data was provided on a flash drive device with the original September 5, 2012 release of this RFP as <b>Section 7, Attachment 2</b> . This data was supplemented with additional data provided in <b>Attachment 5 of Addendum 4</b> .  |

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| 11 |                       |            |                   | Can residential customers set out unlimited amounts of recyclable material providing it is in a container, bag or bundle, and is Contractor obligated to collect those materials at no additional fee? If so, what is the incentive for any customer to order more than one cart?   | Contractor shall be required to collect Recyclable Materials per the provisions of RR Contract Section 9.02.2, which is the same service provided to Oakland SFD under the current franchise and residential recycling agreements. Contractor shall also be required to provide a rate for a second Recyclable Materials Cart, for those Customers who choose, for their convenience or other reasons, to subscribe to such service, per Section 9.02.2.1, which is the same service provided to Oakland SFD under the current franchise and residential recycling agreements. |
| 12 | RFP<br>Sec. 3.3.2.5.1 | 3-22       | 982-<br>987       | #1, 2, 7, & 8 specifically ask the proposer to describe an transition plan, however #3, 4, 5, & 6 appear to duplicate your request in §3.3.2.5.2 Collection Services Operations Plan. Can you be more specific about what you are looking for in #3, 4, 5, & 6 that would not be addressed in #1, 2, 7, or 8?                                       | RFP Section 3.3.2.5.1, item #3, 4, 5 and 6 provide Proposers with opportunities to describe transition activities specific to the services referred to in each item.   |
| 13 | RFP<br>Sec. 3.1.3     | 3-1        | 331               | a) When can we expect to receive sample data from the current hauler?<br>b) If we are selected, will we be able to receive a fresh copy of the data at that time and every month going forward until implementation? Having the data will be important to our routing and transition plan and will help us in reducing disruption to the customers. | a) A spreadsheet containing SFD, MFD and Commercial account data, and a map showing SFD service day boundaries was provided in Attachment 5 of Addendum 4.<br>b) The City will provide all available data to facilitate transition.  |
| 14 | 9.04 & 10.04          | 40 &<br>44 | 1746<br>&<br>1938 | §9.04 specifies the manner in which holiday trees shall be placed for collection by SFD customers, but §10.04 specifies that MFD holiday trees shall be collected in a manner set forth in Exhibit 10 to the Contract.  | Since MFD Collection Services and operation conditions differ from SFD Collection Services and operational conditions, section 10.04 provides Proposers latitude in designing effective MFD Holiday Tree Collection services, to be reflected in Exhibit 10.   |

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| 15 | RFP<br>Sec. 3.3.2.5.1 | 3-22       | 982-<br>987       | Also what is the reason you do not address the implementation of required commercial programs, other than non-exclusive recyclable material program, in §3.3.2.5.1? | To correct this unintentional omission, RFP Section 3.3.2.5.1 is amended as follows:<br>"3. How the MM&O Collection Services Contractor will implement the required SFD programs;<br>4. How the MM&O Collection Services Contractor will implement the MFD programs;<br><u>5. How the MM&amp;O Collection Services Contractor will implement the Commercial programs;</u><br><del>5- 6.</del> <u>6.</u> How the MM&O Collection Services Contractor will implement the City programs;<br><del>6- 7.</del> <u>7.</u> How the MM&O Collection Services Contractor will implement the Commercial Non-Exclusive Recyclable Material programs, if selected;<br><del>7- 8.</del> <u>8.</u> What type of public education and outreach activities will occur; and<br><del>8- 9.</del> <u>9.</u> How the transition will be coordinated with the current services, current hauler, and with the City (switching of Containers, billing system, etc.)." |
| 16 | RFP<br>Sec. 13.04     | 53         | 2301              | Is a comprehensive service audit for all services provided required once every 3 years with an option to provide the audit for 1/3 of the City annually?            | Yes, an audit that is comprehensive in a 3-year period, including an audit that is completed by thirds in each of three years, would be acceptable to the City.  |
| 17 | 9.04 & 10.04          | 40 &<br>44 | 1746<br>&<br>1938 | Does the City anticipate the collection mode applicable to MFD holiday trees will be different from that which is applicable to SFD holiday trees?                  | See response in line 16 above.   |