THE CITY OF ASHEVILLE

Staff Report

Council Meeting Date: February 28, 2023

Subject: ARPA-Funded Litter & Cleanliness Program

Staff Resource(s): Greg Shuler, Director, Public Works
Jes Foster, Sanitation Division Manager, Public Works

Action Requested: Adoption of a resolution authorizing the City Manager to enter into contracts with Steri-Clean NC for Biohazardous Waste Cleanup for up to $200,000, and WNC Landscaping LLC for Roadside Litter & Hotspot Collection for up to $300,000, for a total combined project amount not to exceed $500,000; and further authorizing the execution of change orders to adjust the total amount of each individual contract, as well as change orders for individual contract renewals, within the total project not-to-exceed amount of $500,000.

Background:

- In 2022, the Public Works Sanitation Division was awarded $500,000 in American Rescue Plan Act (ARPA) funding to implement a litter and cleanliness program.
- The Public Works Sanitation Division proposed to fill a current service gap by providing services for roadside litter and hot spot litter collection, including cleanup of sites containing biohazardous materials.
- Two RFPs were issued for 1) Biohazardous Material Cleanup and 2) Roadside Litter & Hotspot Collection.
    - The Biohazardous Waste Cleanup contract was advertised on December 2, 2022 and bids were opened on January 20, 2023.
        - The following bids were received:
            - Steri-Clean North Carolina of Columbia, SC $165.00/hr
            - Haul Away Junk Removal & Demolition of Greensboro, NC $255.00/hr
            - Bio-One Asheville of Asheville, NC $300.00/hr
    - The Roadside Litter & Hotspot Collection contract was advertised on December 1, 2022 and bids were opened on January 19, 2023.
        - The following bids were received:
            - WNC Landscaping, LLC of Asheville, NC $126,000.00
            - Rivertop Contracting of Asheville, NC $129,000.00
            - MSLean LLC of Asheville, NC $132,000.00
            - Smith and Lloyd Landscaping and Design, LLC of Asheville, NC $239,000.00
            - Thorpe Landscaping of Asheville, NC $767,000.00
- The total project cost is $500,000.
- Public Works estimates that $200,000 will be spent on Biohazardous Waste Cleanup, and $300,000 on Roadside Litter & Hotspot Collection.
- The amounts of each individual contract are estimated due to the fact that ongoing service needs will vary as time progresses.
- The resolution will authorize the City Manager to execute change orders to move funds into and out of each contract if needed, while maintaining the total not-to-exceed project amount of $500,000.
- This will allow flexibility to meet the greatest need.

Vendor Outreach Efforts:

- Staff performed outreach to minority- and women-owned businesses through solicitation processes which include posting on the State's Interactive Purchasing System and requiring prime contractors to reach out to Minority & Women-Owned Business Enterprise (MWBE) service providers for subcontracted services.

- In addition, the contract was posted on the North Carolina Department of Administration Historically Underutilized Business (HUB) website.
- Staff also used the City of Asheville List of Certified Business spreadsheet, NCDOT Directory of Firms and the North Carolina HUB website to search for MWBE companies to whom to directly advertise the contract.
- One MWBE firm (Black American) submitted a bid for the roadside litter contract.
- No MWBE firms submitted a bid for the biohazard contract.
- The lowest, responsive, responsible bidders are not MWBE firms and do not propose to subcontract any of the work.

Council Goal(s):
- A Clean & Healthy Environment
- Improve and Expand Core Services

Committee(s):
- N/A

Pro(s):
- Supports Council's goal for a Clean and Healthy Environment
- Supports Council's FY23 priority to Improve and Expand Core Services
- Supports Citywide cleanliness efforts

Con(s):
- Currently there is no funding to continue these expanded core services beyond the grant funding allotment.
- Additional project and contract management duties will be added to existing staff workload without additional staffing capacity.

Fiscal Impact:
- $500,000 in ARPA funding which is already included in the adopted budget for FY23.

Suggested Motion:
- Motion to adopt a resolution authorizing the City Manager to enter into contracts with Steri-Clean NC for Biohazardous Waste Cleanup for up to $200,000, and WNC Landscaping LLC for Roadside Litter & Hotspot Collection for up to $300,000, for a total combined project amount not to exceed $500,000; and further authorizing the execution of change orders to adjust the total amount of each individual contract, as well as change orders for individual contract renewals, within the total project not-to-exceed amount of $500,000.

Attachment(s):
- Resolution

RESOLUTION NO. 23-____

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS WITH STERI-CLEAN NC FOR BIOHAZARDOUS WASTE CLEANUP AND WNC LANDSCAPING LLC FOR ROADSIDE AND HOT SPOT LITTER COLLECTION; AND FURTHER AUTHORIZING THE EXECUTION OF CHANGE ORDERS

WHEREAS, the City of Asheville has authority pursuant to Article 2 of Chapter 160A of the North Carolina General Statutes to enter into contracts for services with other entities; and

WHEREAS, Resolution 22-92 authorized the City Manager to execute the agreements for the fulfillment of the American Rescue Plan Act funding recommendations;

WHEREAS the City of Asheville Public Works Sanitation Division was awarded $500,000 in American Rescue Plan Act funding to implement a litter and cleanliness program; and

WHEREAS, cleaning up litter and biohazardous debris protects the environment and public health;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

The City Manager is hereby authorized to enter into contracts with Steri-Clean NC for Biohazardous Waste Cleanup for up to $200,000, and WNC Landscaping LLC for Roadside and Hot Spot Litter Collection for up to $300,000, for a total combined project amount not to exceed $500,000, and further authorized to execute any change orders to adjust the total amount of each individual contract, as well as change orders for individual contract renewals, within the total project not-to-exceed amount of $500,000.

Read, approved and adopted this the 28th day of February, 2023.

City Clerk

Mayor

Approved as to form:

City Attorney