# Legislation Details (With Text)

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| **File #:** | 120393 | **Version:** 0 | **Name:** | | |
| **Type:** | Bill | | **Status:** | ENACTED | |
| **File created:** | 5/10/2012 | | **In control:** | Committee of the Whole | |
| **On agenda:** | | | **Final action:** | 6/7/2012 | |
| **Title:** | Authorizing the Streets Commissioner to enter into a multi-year agreement with Covanta 4 Recovery, LP for the receipt, transfer, and disposal of municipal solid waste, all under certain terms and conditions. | | | | |
| **Sponsors:** | Council President Clarke, Councilmember Jones | | | | |
| **Indexes:** | CONTRACTS AND PROCUREMENT | | | | |
| **Code sections:** | | | | | |
| **Attachments:** | 1. 120393 - Covanta Contract 2012 & Exhibits0509rm.pdf, 2. CertifiedCopy12039300.pdf | | | | |

| Date | Ver. | Action By | Action | Result | Tally |
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| 6/20/2012 | 0 | MAYOR | SIGNED | | |
| 6/7/2012 | 0 | CITY COUNCIL | READ AND PASSED | Pass | 17:0 |
| 5/31/2012 | 0 | CITY COUNCIL | ORDERED PLACED ON THIS DAY`S FIRST READING CALENDAR | | |
| 5/31/2012 | 0 | CITY COUNCIL | SUSPEND THE RULES OF THE COUNCIL | Pass | |
| 5/30/2012 | 0 | Committee of the Whole | HEARING NOTICES SENT | | |
| 5/30/2012 | 0 | Committee of the Whole | HEARING HELD | | |
| 5/30/2012 | 0 | Committee of the Whole | REPORTED FAVORABLY, RULE SUSPENSION REQUESTED | | |
| 5/10/2012 | 0 | CITY COUNCIL | Introduced and Referred | Pass | |

Authorizing the Streets Commissioner to enter into a multi-year agreement with Covanta 4 Recovery, LP for the receipt, transfer, and disposal of municipal solid waste, all under certain terms and conditions.

WHEREAS, Pursuant to Section 304 of the Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101), 53 P.S. 4000.304, the City is responsible for the collection and disposal of municipal waste generated or present within its boundaries, and is expressly authorized to contract with any person to satisfy its responsibility for the collection and disposal of municipal waste generated or present within its boundaries; and

WHEREAS, The Mayor of Philadelphia has appointed a Solid Waste Advisory Committee ("SWAC") to develop a Solid Waste Management Plan pursuant to the requirements of the Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act of 1988; and

WHEREAS, The Department of Streets, with the advice of the SWAC, developed a comprehensive request for proposals to secure the required waste disposal contracts; and

WHEREAS, The responses to these requests have been evaluated by the City to select those vendors of transfer stations and disposal capability which are best qualified in terms of cost, environmental impact, neighborhood

impact, and operational efficiency; and

WHEREAS, Based on this evaluation, the Streets Department has selected Covanta to dispose of a part of the City's Municipal Solid Waste; now, therefore

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. The Streets Commissioner is hereby authorized to enter into a four-year Agreement for waste disposal services with Covanta 4 Recovery, LP ("Covanta"), with three one-year renewal terms at the option of the City, which Agreement shall be substantially in the form of Exhibit A, attached hereto.

SECTION 2. The Agreement authorized in Section 1 of this Ordinance shall be substantially in the form set forth in Exhibit A attached hereto, with such changes as the City Solicitor deems necessary or desirable to protect the interest of the City, and which changes, in the legal judgment of the City Solicitor, do not materially alter the relationship of the parties to the Agreement, directly or indirectly increase the City's financial obligations under the Agreement, materially diminish the obligations of Covanta to the City under the Agreement, or otherwise adversely affect the rights of the City or of any official of the City under the Agreement.

SECTION 3. The Chief Clerk of City Council shall keep all Exhibits to this Ordinance on file and make them available to the public for inspection and copying during regular office hours.

SECTION 4. This Ordinance shall take effect immediately.

[Note: Exhibits to this Bill are on file in the Office of the Chief Clerk.]



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