

MANATEE COUNTY GOVERNMENT
AGENDA MEMORANDUM

SUBJECT	17th Street E (Palmetto) - US 41 / Canal Road Project - Tipping Fee Waiver	TYPE AGENDA ITEM	Consent
DATE REQUESTED	July 27, 2010	DATE SUBMITTED/REVISED	June 15, 2010
BRIEFINGS? Who?	None required	CONSEQUENCES IF DEFERRED	Project would incur tipping fee expense
DEPARTMENT/DIVISION	Public Works/Project Mgmt.	AUTHORIZED BY TITLE	Ron Schulhofer <i>Ron Schulhofer</i> Public Works Director
CONTACT PERSON TELEPHONE/EXTENSION	Michael O'Reilly, Project Manager/7344	PRESENTER/TITLE TELEPHONE/EXTENSION	Michael O'Reilly/Project Manager/7344
ADMINISTRATIVE APPROVAL		<i>[Signature]</i>	
ACTION DESIRED INDICATE WHETHER 1) REPORT; 2) DISCUSSION; 3) FORM OF MOTION; OR 4) OTHER ACTION REQUIRED			
Authorization for the Chairman to waive the County Landfill tipping fees. The 17th Street E (Palmetto) - US 41 / Canal Road project has generated excess soil material, which is suitable for daily cover at the County Landfill; resulting in an estimated savings of \$224,000.00 to the landfill.			
ENABLING/REGULATING AUTHORITY Federal/State law(s), administrative ruling(s), Manatee County Comp Plan/Land Development Code, ordinances, resolutions, policy			
Solid Waste Comprehensive Plan and the Solid Waste Franchise Agreement.			
BACKGROUND/DISCUSSION			
See Page 2			
COUNTY ATTORNEY REVIEW			
Check appropriate box	APPROVED IN OPEN SESSION JUL 27 2010 BOARD OF COUNTY COMMISSIONERS MANATEE COUNTY, FLORIDA		
<input type="checkbox"/>	REVIEWED Written Comments: <input type="checkbox"/> Attached <input type="checkbox"/> Available from Attorney (Attorney's initials: _____)		
<input checked="" type="checkbox"/>	NOT REVIEWED (No apparent legal issues.)		
<input type="checkbox"/>	NOT REVIEWED (Utilizes exact form or procedure previously approved by CAO.)		
<input type="checkbox"/>	OTHER		
ATTACHMENTS: (List in order as attached)		INSTRUCTIONS TO BOARD RECORDS: <i>Emailed 7/28/10</i>	
None		Request a stamped copy of the Agenda Memo be sent to Michael O'Reilly (michael.oreilly@mymanatee.org).	
COST:	-0-	SOURCE (ACCT # & NAME):	480 0010900 Solid Waste/Landfill
COMMENTS:	N/A	AMT./FREQ. OF RECURRING COSTS: (ATTACH FISCAL IMPACT STATEMENT)	N/A

- **The County determined during the Property Acquisition phase of this project that a portion of the excavated soil within the project limits should be disposed of at the County Landfill. This decision was based on a soil testing and analysis report performed by Ardaman and Associates, Inc., which concluded that arsenic was present on Parcel 110.**
- **Construction activities began during April 2009, to construct four lanes of divided roadway, including sidewalks, traffic signals, bike lanes and streetlights. Project completion is anticipated to occur in September 2010. It is critical to facilitate the export of this soil to the landfill in order to meet the construction completion date.**
- **There is an administrative appeal pending by the contractor, arising out of a dispute over additional costs incurred to remove the excavated soil and dispose of it. Manatee County has agreed to waive the tipping fees as one component of an overall settlement. Therefore, staff recommends waiving the tipping fees at this time. Other issues will be resolved when the appeal is considered by the Board of County Commissioners on August 24, 2010.**
- **The proposed tipping fee waiver has been reviewed and is supported by the Utility Operations Department.**
- **The fill dirt is estimated to be approximately 65,000 Cubic Yards (CY).**
- **The proposed tipping fee waiver would offset daily cover contracted by the landfill at a price of \$3.45/CY. The total savings realized by the landfill is estimated to be in excess of \$224,000.**
- **The arsenic concentration was found to be above the residential property but below the commercial property levels. This type of soil can be used as daily cover for the County landfill.**