County of Los Angeles
CHIEF EXECUTIVE OFFICE
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WILLIAM T FUJIOKA
Chief Executive Officer

Board of Supervisors
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First District

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Second District

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Third District

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Fourth District

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Fifth District

December 31, 2008

To: Supervisor Don Knabe, Chairman
Supervisor Gloria Molina
Supervisor Mark Ridley-Thomas
Supervisor Zev Yaroslavsky
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer

DEPARTMENT OF PUBLIC WORKS WASTE HAULING FRANCHISE AGREEMENT SOLICITATION

On December 2, 2008, your Board, on motion of Supervisor Knabe, continued to January 6, 2009, the Director of Public Works' recommendation that the County award an exclusive franchise agreement to Athens Services for residential solid waste handling services, for the unincorporated area of Hacienda Heights. With respect to this issue, your Board then took the following actions:

1. *Instructed the Chief Executive Officer to convene a panel and establish parameters to allow the proposers for this franchise agreement to seek review of the solicitation and evaluation process and report the results back to your Board in 30 days; and*

2. *Instructed the Chief Executive Officer, in conjunction with the Director of Internal Services, County Counsel, and other affected departments, to review the Services Solicitation Protest Policy and make recommendations for changes to the Policy, including consideration of applying the Policy to all service contract solicitations, including solicitations for franchise agreements, and consideration of allowing the public time to review all proposals and for filing of protests prior to the contract recommendation being presented to your Board.*

As instructed, this Office, in collaboration with the Department of Public Works (DPW) and County Counsel, has established a process using Board Policy No. 5.055 Services Contract Solicitation Protest Policy (Protest Policy), to allow the proposers for the Request for Proposals (RFP) for Exclusive Franchise Agreement for the Area of Hacienda Heights (2008-FA021) to seek review of the solicitation. The proposers have been provided with copies of every proposal received in respect of the RFP. In addition, DPW confirmed the Protest Policy was included in the RFP.

Under the process described above, three proposers have requested departmental reviews of the solicitation and DPW has completed those reviews. The proposers now have until **January 5, 2009**, to request a County Review Panel. In preparation for the County Review Panel process, our Office has confirmed the three-member County Review Panel and we anticipate that it will take approximately two weeks to complete the County Review Panel hearings and to issue the County Review Panel summary report for each protest. As such, we will need additional time to complete the appeal process and we will return to your Board on **January 27, 2009**, with our final response regarding the first action above.

With respect to your Board's instruction to review and recommend any appropriate changes to the Protest Policy, we are providing an update on this item under separate cover.

Please let me know if you have any questions regarding this matter, or your staff may contact Vincent Amerson at 213-974-1168 or vamerson@ceo.lacounty.gov.

WTF:ES:MKZ
VLA:pg

Attachment

c: Executive Officer, Board of Supervisors
County Counsel
Director, Public Works

2008-12 – 12-31-08 DPW Waste Hauling Franchise Agreement Solicitation