

1 **RESOLUTION NO. _____**

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3 **A RESOLUTION TO AMEND RESOLUTION 16,253 (MARCH 19, 2023) TO**
4 **AUTHORIZE THE CITY MANAGER TO MODIFY THE CONTRACT**
5 **WITH TOTER, LLC, TO INCREASE THE NUMBER OF GARBAGE**
6 **CART CONTAINERS FOR SOLID WASTE CUSTOMERS LOCATED**
7 **WITHIN THE CITY OF LITTLE ROCK, ARKANSAS, FOR A REVISED**
8 **TOTAL CONTRACT AMOUNT NOT TO EXCEED THREE HUNDRED**
9 **TWENTY-NINE THOUSAND FOUR HUNDRED TWENTY DOLLARS**
10 **(\$329,420.00), PLUS APPLICABLE TAXES AND FEES, AND FOR OTHER**
11 **PURPOSES.**

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13 **WHEREAS,** the Public Works Department Solid Waste Division (Solid Waste Division) utilizes
14 Ninety-Six (96)-Gallon Garbage Carts for garbage collection for Solid Waste Customers, located within
15 the City of Little Rock, Arkansas; and,

16 **WHEREAS,** the Solid Waste Division was impacted by the March 2023 tornado requiring replacement
17 of garbage carts that were lost or destroyed; and,

18 **WHEREAS,** Resolution No. 16,253 (March 19, 2023) awarded a Contract to Toter, LLC. for the
19 purchase of Four Thousand (4000) 96-Gallon Garbage Carts for a total purchase price of Two Hundred
20 Fifty Thousand Dollars (\$250,000.00) utilizing the Sourcewell Government Purchasing Cooperative
21 Agreement, Contract No. 041521-TOT; and,

22 **WHEREAS,** the Public Works Department requests an additional 1,248 carts for its Solid Waste
23 Division to replace lost or destroyed during the tornado for an additional contract cost of Seventy Nine
24 Thousand Four Hundred Twenty Dollars (\$79,420.00);

25 **WHEREAS,** the total purchase price for a total of 5,248, Ninety-Six (96)-Gallon Garbage Carts shall
26 not exceed Three Hundred Nine Thousand, Four Hundred Twenty Dollars (\$329,420.00), plus applicable
27 taxes and fees.

28 **NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY**
29 **OF LITTLE ROCK, ARKANSAS:**

30 **Section 1.** The Board of Directors hereby authorizes the City Manager to amend the agreement with
31 Toter, LLC, for an amount not to exceed Three Hundred Nine Thousand, Four Hundred Twenty Dollars
32 (\$329,420.00), plus applicable taxes and fees, for the purchase of approximately 5,248, Ninety-Six (96)-
33 Gallon Garbage Carts for the Public Works Department Solid Waste Division.

1 **Section 2.** Funds for this purchase are allocated in the Solid Waste Enterprise Fund, Account No.
2 603110-60170.

3 **Section 3. Severability.** In the event any title, section, paragraph, item, sentence, clause, phrase, or
4 word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or shall
5 not affect the remaining portions of the resolution, which shall remain in full force and effect as if the
6 portion so declared or adjudged invalid or unconstitutional were not originally a part of the resolution.

7 **Section 4. Repealer.** All laws, ordinances, resolutions, or parts of the same, that are inconsistent with
8 the provisions of this resolution, are hereby repealed to the extent of such inconsistency.

9 **ADOPTED: November 19, 2024**

10 **ATTEST:**

APPROVED:

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13 **Allison Segars, Acting City Clerk**

_____ **Frank Scott, Jr., Mayor**

14 **APPROVED AS TO LEGAL FORM:**

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17 **Thomas M. Carpenter, City Attorney**

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