

PUBLIC WORKS MEMORANDUM
#42-2021

DATE: Nov. 8, 2021

TO: Honorable Mayor Meredith Leighty and City Council Members

THROUGH: Heather Geyer, City Manager *hmg*

FROM: Kent Kisselman PE, Director of Public Works *KK*

SUBJECT: CR-123 – 2021 Landfill Services Contract Addendum

PURPOSE

To consider CR-123, a resolution to approve Addendum #3 to the contract with Allied Waste/Republic Services for landfill services in 2021.

BACKGROUND

The cities of Northglenn and Thornton partner on competitive bids for landfill services. The cooperative bid has proven to be advantageous to both cities in terms of favorable pricing and contract efficiency to optimize the potential for better unit pricing. The last renewal year for the previous contract was 2018, with a bid price of \$12.25 per ton. Bids were solicited for 2019, and Allied Waste Systems of Colorado, LLC was the low bidder with a unit price of \$13.20 per ton. Allied Waste Systems owns and operates two nearby landfills – Commerce City and Golden. Under the bid terms, the City contracted with Allied Waste Systems for an initial two-year period (2019-2020) and has the option of renewing the agreement in additional one-year periods through 2029.

Allied Waste Systems signed an agreement to provide landfill services at a proposed bid price of \$14.56 per ton and \$30 per mattress or box spring for calendar year 2021. The City will exceed the allocated budget of \$200,000 for 2021 and is requesting \$50,000 in additional funds to cover the cost through the end of the year.

BUDGET/TIME IMPLICATIONS

The additional \$50,000 in funding is available in the 2021 Sanitation Fund.

STAFF RECOMMENDATION

Attached is CR-123, a resolution that, if approved, would authorize the Mayor to execute Addendum #3 to the contract between the City and Allied Waste Systems of Colorado, LLC for 2021 Landfill Services for additional funding of \$50,000 for services through Dec. 31, 2021. Staff recommends approval of CR-123.

STAFF REFERENCE

If Council members have any questions, please contact Kent Kisselman, Director of Public Works, at kkisselman@northglenn.org or 303.450.4005.

CR-123 – 2021 Landfill Services Contract Addendum

2021 Landfill Services Contract Addendum
Addendum #3 to Professional Services Agreement

SPONSORED BY: MAYOR LEIGHTY

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-123
Series of 2021

Series of 2021

A RESOLUTION APPROVING ADDENDUM NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF NORTHGLENN AND ALLIED WASTE/REPUBLIC SERVICES FOR CALENDAR YEAR 2021 LANDFILL SERVICES

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. Addendum No. 3 to the Professional Services Agreement between the City of Northglenn and Allied Waste/Republic Services, attached hereto, in the amount of \$50,000.00, for a total contract amount not to exceed \$250,000.00 for landfill services for calendar year 2021 is hereby approved and the Mayor is authorized to execute same on behalf of the City of Northglenn.

DATED, at Northglenn, Colorado, this _____ day of _____, 2021.

MEREDITH LEIGHTY
Mayor

ATTEST:

JOHANNA SMALL, CMC
City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney

ADDENDUM #3 TO AGREEMENT FOR PROFESSIONAL SERVICES

THIS THIRD ADDENDUM TO AGREEMENT FOR PROFESSIONAL SERVICES is made and entered into this ____ day of _____, 2021, by and between the CITY OF NORTHGLENN, State of Colorado (hereinafter referred to as the "City") and Allied Waste/Republic Services (hereinafter referred to as "Contractor").

RECITALS:

A. On December 16, 2019 the City and Contractor entered into an Agreement for Professional Services for Landfill Services (the "Agreement").

B. On November 23, 2019 the parties agreed through Addendum #1 to increase the contract amount by \$25,000 for fiscal year 2020.

C. On November 23, 2019 the parties agreed through Addendum #2 to extend the contract term by one year, commencing on January 1, 2021 and terminating on December 31, 2021. Addendum #2 also increased the pricing in Exhibit B from \$13.70/ton to \$14.56/ton. Section IV, item G was revised to replace the Denver Boulder Greeley CPI with the current Denver Aurora Lakewood CPI as published by the Bureau of Labor Statistics.

AGREEMENT

NOW, THEREFORE, it is hereby agreed that for the consideration hereinafter set forth, that Contractor shall provide to the City, professional Landfill Services as needed in the manner provided in the Agreement.

1. The parties agree to increase the contract amount by fifty thousand dollars (\$50,000) for fiscal year 2021.

2. Consistent with Article X, Section 20 of the Colorado Constitution, any financial obligations of the City not to be performed during the current fiscal year are subject to annual appropriation, and thus any obligations of the City hereunder shall extend only to monies currently appropriated.

A. Compensation shall not exceed two hundred fifty thousand dollars (\$250,000) for the work described in **Exhibit A** to this Addendum # 3 for fiscal year 2021.

3. The original Agreement is in full force and effect and is hereby ratified by the City and the Contractor. The original Agreement and this Addendum constitute all the agreements between the City and the Contractor.

Revised 10/19/21

IN WITNESS WHEREOF, the parties hereto each herewith subscribe to the same in duplicate.

CITY OF NORTHGLENN, COLORADO

By: _____

Meredith Leighty _____

Print Name

Mayor _____

Title

Date

ATTEST:

Johanna Small, City Clerk

APPROVED AS TO FORM:

Corey Y. Hoffmann, City Attorney

CONSULTANT

By:  _____

GM _____

10/25/21 _____

Title

Date

ATTEST:

 _____

Finance Manager 10/25/21

Title

Date

Revised 10/19/21

SCHEDULE OF CHARGES for 2021

Primary Service Provider

Per ton pricing on 100% of Thornton's and Northglenn's combined refuse

Price per ton for all loads including all applicable taxes and charges	\$..... 13.20/ton
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\$ 14.56

Per ton pricing on 100% of Thornton's refuse

Price per ton for all loads including all applicable taxes and charges	\$..... 13.20/ton
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\$ 14.56

Per ton pricing on 100% of Northglenn's refuse

Price per ton for all loads including all applicable taxes and charges	\$..... 13.20/ton
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\$ 14.56

Price for mattress and/or box spring (foundation box): \$30.00

Service Provider reserves the right to pass through any rate adjustments required by the CDPHE/HSRF Fee (State Fee) based on future increases. The current Fee is \$1.17/ton and is included in the prices listed above.

\$ 2.17