

**PUBLIC WORKS MEMORANDUM
#52-2024**

DATE: Dec. 9, 2024

TO: Honorable Mayor Meredith Leighty and City Council Members

THROUGH: Heather Geyer, City Manager *hmg*
Jason Loveland, Deputy City Manager *12*

FROM: Sarah Borgers, P.E. - Director of Public Works *SB*

SUBJECT: CR-191 – 2025 Landfill Services

PURPOSE

To consider CR-191, a resolution approving Addendum #8 to the contract with Allied Waste/Republic Services for 2025 landfill services.

BACKGROUND

The cities of Northglenn and Thornton have partnered on competitive bids for landfill services for the last 11 years. This strategy has led to favorable pricing and efficiency for both cities. In 2019, the cities signed their current contract with Allied Waste Systems, which operates landfills in Commerce City and Golden. The agreement is for an initial two-year period (2019 and 2020), with the option of one-year renewals through 2029. This Addendum #8 would extend the contract for 2025.

2025 rates have increased to \$15.14 per ton and the Solid Waste User Fee is now \$3.43 per ton for a total per ton cost of \$18.57. The mattress and box spring disposal fee has increased to \$37.08 per piece. These increases are due to state fees and inflation based on the Denver-Boulder-Greeley Consumer Price Index.

BUDGET/ TIME IMPLICATIONS

Funds are allocated in the 2025 Sanitation Fund Property Services Account. Staff is requesting a total contract amount of \$300,000, which is an increase from previous years based on increases in unit costs as well as the total quantity of waste disposal with the addition of Karl's Farm and other developments.

STAFF RECOMMENDATION

Attached is CR-191, a resolution that, if approved, would authorize the Mayor to execute Addendum #8 to the contract between the City of Northglenn and Allied Waste/Republic Services for 2025 Landfill Services in an amount not to exceed \$300,000. Staff recommends approval of CR-191.

STAFF REFERENCE

If Council Members have any questions please contact Sarah Borgers, Director of Public Works, at 303.450.4005 or sborgers@northglenn.org.

ATTACHMENT

1. Colorado Department of Public Health & Environment (CDPHE) Memorandum

CR-191 – 2025 Landfill Services



MEMORANDUM

To: All Operating Colorado Solid Waste Disposal Sites and Facilities
 From: David Snapp, Solid Waste and Materials Management Program (303-726-6836)
 Date: September 23, 2024
 Subject: Solid Waste User Fee Notice - Circular Colorado Communities Enterprise Fee Modification

**David
 Snapp**

Digitally signed
 by David Snapp
 Date: 2024.09.23
 12:48:15 -06'00'

On June 13, 2024, the Hazardous Materials and Waste Management Division notified Colorado Solid Waste Disposal Sites and Facilities of changes to the solid waste user fees established in House Bill 24-1449, Environmental Sustainable Circular Economy. The bill replaced the Recycling Resources Economic Opportunity Grant Program (RREO) and Front Range Waste Diversion Grant Program (FRWD) fees with the Colorado Circular Communities Enterprise (C3) fee. The C3 fees vary depending on whether the facility is located in or accepts waste from the Front Range.

For facilities in the Front Range¹, the fee from July 1, 2024, through December 31, 2024, is \$0.74 per cubic yard, which is equivalent to \$2.47 per ton. On and after January 1, 2025, the C3 fee is \$0.78 per cubic yard, which is equivalent to \$2.60 per ton. This amount reflects the fee level that was in place before July 1, 2024, Section 25-16-104.5(3.9)(c.5) C.R.S. The C3 fee is also assessed on waste originating from the Front Range, but transported for disposal to facilities in Custer, Fremont, Morgan, or Otero Counties.

For facilities outside of the Front Range, the C3 fee is unchanged. The C3 fee continues to be \$0.14 per cubic yard, which is equivalent to \$0.47 per ton, two cents per load transported by a motor vehicle that is commonly used for the noncommercial transport of persons over public highways, and four cents per load transported by a truck commonly used for the noncommercial transport of persons and property over the public highways. There are no exemptions to the C3 fee assessed on solid waste accepted at facilities outside of the Front Range Counties.

All solid waste user fees assessed at solid waste disposal sites and facilities taking effect January 1, 2025, are identified in the tables below. The Colorado Circular Communities Enterprise fee is the only fee that is changing, but all fees are shown in the tables to provide an understanding of the various portions of the solid waste user fee.

¹ Section 25-16-104.5(3.9)(c.5), C.R.S. defines the Front Range as Adams, Arapahoe, Boulder, Douglas, Elbert, El Paso, Jefferson, Larimer, Pueblo, Teller, and Weld and the Cities and Counties of Broomfield and Denver.





Front Range Solid Waste Disposal Sites Fees beginning January 1, 2025

The only fee change is the Front Range C3 fee at Row 5.

Fee/Fund	Car*	Truck*	Cubic Yard	Ton (MSW)	Ton* (Soil)	Gallon* (1,000G)
Solid waste program*	\$0.07	\$0.15	\$0.22	\$0.73*	\$0.17	\$1.10
Hazardous substance response fund*	---	---	---	---	---	---
Department of Law*	\$0.01	\$0.02	\$0.03	\$0.10*	\$0.02	\$0.15
Front Range C3 fee**	N/A	N/A	\$0.78**	\$2.60**	N/A	N/A
Total Solid Waste User Fee**	\$0.08	\$0.17	\$1.03**	\$3.43**	\$0.19	\$1.25

* Waste volume types converted to cubic yards using the conversion factors found in Section 1.7.4 of the Regulations

** Calculated total fee may be less due to exemptions for certain waste as specified in § 25-16-104.5(3.9)(c)(IV), C.R.S.

Non-Front Range Disposal Sites Fees beginning July 1, 2024

Fee/Fund	Car*	Truck*	Cubic Yard	Ton (MSW)	Ton* (Soil)	Gallon* (1,000G)
Solid waste program*	\$0.07	\$0.15	\$0.22	\$0.73*	\$0.17	\$1.10
Hazardous substance response fund	---	---	---	---	---	---
Department of Law*	\$0.01	\$0.02	\$0.03	\$0.10*	\$0.02	\$0.15
Non-Front Range C3 fee*	\$0.02**	\$0.04**	\$0.14	\$0.47	\$0.47	\$0.70
Total Solid Waste User Fee	\$0.10	\$0.21	\$0.39	\$1.30	\$0.66	\$1.95

* Waste volume types converted to cubic yards using the conversion factors found in Section 1.7.4 of the Regulations

** Rates for non-commercial vehicle types as specified in § 25-16-104.5(3.9)(a), C.R.S.

C3 fees for waste originating in Front Range Counties that is disposed of in Custer, Fremont, Morgan and Otero Counties beginning January 1, 2025

C3 fee for waste from the front range received in Custer, Fremont, Morgan, and Otero Counties	N/A	N/A	\$0.78	\$2.60*	N/A	\$3.70
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* Waste volume types converted to cubic yards using the conversion factors found in Section 1.7.4 of the Regulations



Robert Webber

From: Derus, Steve <SDerus@republicservices.com>
Sent: Tuesday, October 29, 2024 1:25 PM
To: Rob Webber; Keith Kovach
Cc: Robert Webber; ROHRIG, JAMIE; Petrovich, Mark; Brigid Sherrill; Jannicelli, Angelia
Subject: RE: 2025 Contract Amendment
Attachments: RE: 2025 Renewal with Thornton, CO - Republic Services; SWUF Memo FY 2025 Mid-SFY Change.docx.pdf

Hi Rob, we are working on our 2025 disposal amendment with Thornton and will forward the final draft to you for utilization in developing your amendment.

This email is to give you official notification that we intend to amend our existing agreement with Northglenn for 2025 per the terms and conditions of the agreement.

Increase will be the 3% min to the base price \$14.70/ton to \$15.14/ton plus the 2025 State Fee (SWUF \$3.43/ton)

- 2025 (Renewal) Pricing:
 - \$15.14 per ton (without CDPHE fee applied) \$18.57/ton with SWUF
 - \$37.08 per mattress/box spring (from previous emails, you'd prefer to round to the nearest whole number, \$37.00, for accounting purposes for mattress/box springs)

Steve

SPONSORED BY: MAYOR LEIGHTY

COUNCIL MEMBER'S RESOLUTION

RESOLUTION NO.

No. CR-191
Series of 2024

Series of 2024

A RESOLUTION APPROVING ADDENDUM NO. 8 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF NORTHGLENN AND REPUBLIC SERVICES, INC. FOR CALENDAR YEAR 2025 LANDFILL SERVICES

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

Section 1. Addendum No. 8 to the Professional Services Agreement between the City of Northglenn and Republic Services, Inc. dba Allied Waste Systems of Colorado, LLC, attached hereto, in an amount not to exceed \$300,000.00 for landfill services for calendar year 2025 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 _____, 2024.

MEREDITH LEIGHTY
Mayor

ATTEST:

JOHANNA SMALL, MMC
City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney

ADDENDUM #8 TO AGREEMENT FOR PROFESSIONAL SERVICES

THIS EIGHTH ADDENDUM TO AGREEMENT FOR PROFESSIONAL SERVICES is made and entered into this ____ day of _____, 20____, by and between the CITY OF NORTHGLENN, State of Colorado (hereinafter referred to as the "City") and Republic Services, Inc dba Allied Waste Systems of Colorado, LLC (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, 2020 the parties agreed through Addendum #1 to increase the contract amount by \$25,000 for fiscal year 2020.

C. On November 23, 2020 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.

D. On November 8, 2021 the parties agreed through Addendum #3 to increase the contract amount by \$50,000 for the fiscal year 2021.

E. On December 6, 2021 the parties agreed through Addendum #4 to extend the contract term by one year, commencing on January 1, 2022 and terminating on December 31, 2022. Addendum #4 also increased the pricing in Exhibit B from \$14.56/ton to \$15.62/ton.

F. On January 9, 2023 the parties agreed through Addendum #5 to extend the contract term by one year, commencing on January 1, 2023 and terminating on December 31, 2023. Addendum #5 also increased the pricing in Exhibit B from \$15.62/ton to \$17.12/ton.

G. On January 8, 2024 the parties agreed through Addendum #6 to extend the contract term by one year, commencing on January 1, 2024 and terminating on December 31, 2024. Addendum #6 also increased the pricing in Exhibit B from \$17.12/ton to \$18.00/ton.

H. On November 25, 2024 the parties agreed through Addendum #7 to increase the contract amount by \$70,000 for the fiscal year 2024.

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 Term of Services in the Agreement is hereby extended for one year commencing on January 1, 2025 and terminating on December 31, 2025.

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. Section IV, item A is hereby amended such that Compensation shall not exceed three hundred thousand dollars (\$300,000) for work described in Exhibit A of the original contract.

Payment shall be made in accordance with the amended schedule of charges in **Exhibit B** which is attached hereto and incorporated herein by this reference.

3. The original Agreement is in full force and effect and is hereby ratified by the City and the Contractor. The original Agreement and Addendums #1 through this #8 constitute all the agreements between the City and the Contractor.

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 12/3/24
Title Date
Steve Danks

ATTEST:

Finance Manager 12/3/24
Title Date

Schedule of Charges

Effective January 1, 2025

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	\$18.57/ton
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Per ton pricing on 100% of Thornton’s Refuse

Price Per ton for all loads including all applicable taxes and charges	\$18.57/ton
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Price per ton pricing on 100% of Northglenn’s Refuse

Price Per ton for all loads including all applicable taxes and charges	\$18.57/ton
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Price for mattress and/or box spring (foundation box): \$37.08

Service Provider reserves the right to pass through any rate adjustments required by the CDPHE/HSRF Fee (State Fee) based upon future increases. The current Fee is \$3.43/ton and is included in the prices listed above.