

★ Roll Call Number

Agenda Item Number

36

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Date December 4, 2006

WHEREAS, the Public Works Department provides a number of services including the curbside collection for processing of recyclables; and

WHEREAS, on November 18, 2002, by Roll Call No. 02-2710, the City Council accepted an RFP submitted by Mid America Recycling, Inc. for the processing of recyclables and authorized the City Manager to negotiate and execute a contract for such services; and

WHEREAS, the City entered into a contract with Mid America Recycling on December 17, 2002, resulting in the first time ever revenues for recyclables; and

WHEREAS, the contract provides that the parties will negotiate the per ton recyclable materials prices annually and new prices have now been negotiated for materials processed by Mid America Recycling, Inc

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the Amendment to Contract By and Between the City of Des Moines, Iowa and Mid America Recycling, Inc. for Recyclables Processing Services for the Public Works Department, a copy of which is on file in the City Clerk's Office, is hereby approved and the City Manager is hereby authorized and directed to sign said Amendment on behalf of the City and the City Clerk is hereby authorized and directed to attest to his signature.

(Council Communication No. 06-765 attached)

Moved by \_\_\_\_\_ to adopt.

Approved As To Form:

*Ann DiDonato*

Ann DiDonato  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
MAHAFFEY				
KIERNAN				
VLASIS				
TOTAL				
MOTION CARRIED			APPROVED	

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

Date 12-4-06  
Agenda Item 36  
Roll Call # \_\_\_\_\_

**AMENDMENT  
TO CONTRACT BY AND BETWEEN THE CITY OF DES MOINES, IOWA AND MID  
AMERICA RECYCLING, INC. FOR RECYCLABLES PROCESSING SERVICES FOR THE  
PUBLIC WORKS DEPARTMENT**

THIS AMENDMENT is entered into this 28<sup>th</sup> day of November, 2006, by and between the City of Des Moines ("the City") and Mid America Recycling, Inc. ("Mid America").

WHEREAS, on November 16, 2002, by Roll Call No. 02-2710, the City accepted Mid America's proposal for the processing of recyclables and authorized the City Manger to execute a contract for such recycling, which was executed by the City Manager on December 17, 2002 ("the Contract"); and

WHEREAS, Section 4 of the Contract provides that the parties may, at the City's discretion, negotiate the per ton price recyclable materials prices, excluding floor prices, annually; and

WHEREAS, the City and Mid America desire to amend the Contract to adjust the pricing structure.

NOW, THEREFORE, in consideration of the mutual promises contained herein, the parties agree that the Contract shall be and is hereby amended as follows:

1. Section 4 is amended to revise the price per ton as follows:

The newspaper and mixed paper processing will decrease from \$26.50/ton to \$26.00/ton.  
Steel will increase from \$65/ton to \$75/ton.  
Plastic will increase from \$100/ton to \$175/ton.  
Glass will remain at \$40/ton.

The floor prices for the following categories will be:

ONP	\$30/ton
Mixed paper	\$10/ton
Steel/Aluminum	\$20/ton
Plastic	\$55/ton
Glass	\$35/ton

2. The revised pricing will go into effect December 4, 2006.
3. Except as amended above, all other terms of the Contract shall remain in effect.
4. This Amendment shall be in full force and effect upon its execution by the parties.

**IN WITNESS WHEREOF**, the City and Mid America have caused this Amendment to be duly executed by their respective authorized officers.

