

Date June 3, 2019

APPROVING FOURTH AMENDMENT TO CONTRACT FOR SINGLE STREAM RECYCLABLES PROCESSING SERVICES WITH MID-AMERICA RECYCLING, LLC

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

WHEREAS, on July 14, 2008, by Roll Call No. 08-1271, the City Council approved a contract with Mid-America Recycling, LLC for an exclusive recycler to receive, process, and market single-stream recyclable materials collected by the Public Works Department with an initial term beginning on December 6, 2008 and ending on December 31, 2015, with up to two additional five year renewals at the City's discretion ("the Contract"); and

WHEREAS, on May 18, 2015, by Roll Call No. 15-0828, the City Council consented to the assignment of the Contract from Mid-America Recycling LLC to Mid America Recycling, LLC and approved a First Amendment to the Contract; and

WHEREAS, on December 7, 2015, by Roll Call No. 15-2064, the City Council approved a Renewal and Second Amendment to the Contract, which, among other items, renewed the term of the Contract until December 31, 2020, and which required Mid America Recycling, LLC to provide a performance bond with a term to be the same as the contract term length; and

WHEREAS, on February 8, 2016, by Roll Call No. 16-0213, the City Council approved a Third Amendment to the Contract to allow for annual terms term of the performance bond; and

WHEREAS, City staff and Mid America Recycling, LLC have negotiated a Fourth Amendment to reduce the performance bond amount from \$1,000,000 to \$500,000 and to revise the pricing schedule, a copy of which is on file in the City Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the Fourth Amendment, 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 execute said amendment on behalf of the City and the City Clerk is directed to attest to his signature.



Roll Call Number

Agenda Item Number

31

Date June 3, 2019

(Council Communication No. 19-261)

Moved by _____ to adopt.

Approved As To Form:

Ann DiDonato
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COUNNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, and TOTAL.

MOTION CARRIED APPROVED

Mayor

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.

City Clerk