

Date..... December 7, 2015

APPROVING RENEWAL AND SECOND 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 February 25, 2008, by Roll Call No. 08-317, the City Council authorized the issuance of a Request for Proposals (RFP) for an exclusive recycler to receive, process, and market single-stream recyclable materials collected by the Public Works Department; and

WHEREAS, on June 9, 2008, by Roll Call No. 08-1056, the City Council determined to reject all proposals and to waive the RFP requirements for good cause and directed the City Manager and Public Works Director to negotiate a contract with Mid-America Recycling, LLC, which changed its name to Greenstar Mid-America Recycling, LLC in 2009, for the provision of such services; and

WHEREAS, on July 14, 2008, by Roll Call No. 08-1271, the City Council approved a contract for such services 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 Greenstar Mid-America Recycling LLC to Mid America Recycling, LLC and approved a First Amendment to the Contract; and

WHEREAS, the City and Mid America Recycling, LLC desire to amend the Contract to, among other items, renew the term of the Contract until December 31, 2020, clarify the Processing Fee process, adjust the Processing Fee and clarify the Commodity Pricing Formula, and Public Works staff and Mid America Recycling, LLC have agreed to a Renewal and Second Amendment, 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 Renewal and Second 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 agreement on behalf of the City and the City Clerk is directed to attest to his signature.

★ Roll Call Number

Agenda Item Number

29

Date..... December 7, 2015

(Council Communication No. 15-640)

Moved by _____ to adopt.

Approved As To Form:

Ann DiDonato
Ann DiDonato
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
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