

RESOLUTION NO. 1511

A RESOLUTION OF THE CITY COUNCIL OF CITY OF SNOQUALMIE, WASHINGTON RATIFYING A TWO-YEAR EXTENSION OF THE COMPREHENSIVE GARBAGE, RECYCLABLES AND COMPOSTABLES COLLECTION AGREEMENT, AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City of Snoqualmie and Waste Management of Washington, Inc. ("WM") are parties to that certain Comprehensive Garbage, Recyclables and Compostables Collection Agreement (the "Agreement"), under which WM commenced providing services on June 1, 2012;

WHEREAS, on or about May 16, 2012, the Parties executed a First Amendment to the Agreement; and

WHEREAS, on or about September 10, 2012, the Parties executed a Second Amendment to the Agreement; and

WHEREAS, on or about June 10, 2019, the Parties executed a Third Amendment to the Agreement; and

WHEREAS, Section 1 of the Agreement provides that the Agreement's term is seven years, starting June 1, 2012, and expiring May 31, 2019; and

WHEREAS, Section 1 further provides that the City may, at its sole option, extend the agreement for up to three (3) extensions, each of which shall not exceed two (2) years in duration; and

WHEREAS, on exercise its option to extend the Agreement, Section 1 also provides that notice shall be given by the City to WM no less than ninety (90) days prior to the expiration of the Agreement's term or the expiration of a previous extension; and

WHEREAS, by letter dated February 22, 2019, the City provided notice, pursuant to Section 1 of the Agreement, of its exercise of the option for a first extension of the Agreement; and

WHEREAS, as provided in Section 1 of the Agreement, the February 22, 2019 letter was sent to WM more than ninety (90) days prior to the expiration of the Agreement's term;

WHEREAS, the City Council desires to ratify the extension of the first of the three (3), two-year extensions provided in Section 1 of the Agreement;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF SNOQUALMIE AS FOLLOWS:

Section 1. Exercise of Two-Year Extension of Agreement. The first, two-year extension of the Comprehensive Garbage, Recyclables and Compostables Collection Agreement between the City of Snoqualmie and Waste Management of Washington, Inc. ("the Agreement"), is hereby ratified and confirmed. The two-year extension will expire on May 31, 2021, unless the Agreement is further extended as provided for in the Agreement, Section 1.

PASSED by the City Council of the City of Snoqualmie, Washington, this 26th day of August, 2019.

Matthew Larson, Mayor

Attest:

Jodi Warren, MMC City Clerk

Approved as to form:

Bob C. Sterbank, City Attorney