

**A RESOLUTION APPROVING THE SELECTION OF REPUBLIC SERVICES, INC. TO
PROVIDE THE CURBSIDE GARBAGE AND RECYCLING PROGRAM AND
AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A
CONTRACT**

NO. 2024-114

WHEREAS, the City of Commerce City (“City”) currently provides, as a service to its residents, the collection, disposal, and processing of certain garbage and recyclable materials in addition to the City’s municipal buildings and parks, using a private contractor (“Program”);

WHEREAS, in 2019 the City solicited proposals from qualified vendors for the provision of the Program services;

WHEREAS, on December 19, 2019 the City entered into an Agreement for Refuse Collection Services (the “Agreement”) with Allied Waste Transportation Inc. d/b/a Republic Services Inc., for a four (4) year term with a one (1) year extension;

WHEREAS, the initial term of the Agreement will expire on December 31, 2024 and the City desires to extend the contract for the additional one-year terms; and

WHEREAS, the cost to the City for the extended term will exceed \$250,000 and, pursuant to the City’s procurement policies and the City manager’s commitment to the City Council, the City Council’s approval is requested for this extension.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

SECTION 1. Findings. The recitals to this resolution are incorporated as findings of the City Council. This resolution is found to be necessary for the preservation of the public health, safety, and welfare and in the public interest.

SECTION 2. Amend Contract. The amendment of the contract for the Services to the Contractor is hereby approved.

SECTION 3. Authorization to Negotiate. The City Manager is hereby authorized to negotiate with the Contractor a written contract for a term of up to one (1) year for the base services as provided in the solicitation and any additional services or terms not involving a change in price, as the city manager deems appropriate. The rates of compensation payable to the Contractor for 2025 are as follows:

Price/Unit/Month (Trash/Recycle)	\$15.04
Price/Unit/Month (Trash/Trash)	\$15.04
Multi-Family 3 yard Dumpsters (1 x per week)	\$85 per week per unit

Municipal/City Facility Dumpsters (annual)

An amount less than \$460,000

The Contractor's rates of compensation for the second and subsequent years of the contract shall not exceed said rates, with the exception of annual upward or downward adjustments to reflect changes in the cost of doing business, as measured by fluctuations on the Consumer Price Index published by the U.S. Department of labor, not to exceed four percent (4.0%) per year. The actual cost will depend on the units served.

SECTION 4. Execution and Attestation. Upon successful finalization of the contract and approval as to form by the City Attorney, the City Manager is hereby authorized to execute, and the City Clerk to attest, the contract on behalf of the City.

RESOLVED AND PASSED THIS 18TH DAY OF NOVEMBER 2024.

CITY OF COMMERCE CITY, COLORADO

Steve J. Douglas, Mayor

ATTEST

Dylan A. Gibson, City Clerk