

10/1/2020

80-R-20

A RESOLUTION

**Authorizing the City Manager to Execute A Contract Amendment to
the Commercial, Business, Institutional, Multi-family Residential
Buildings Waste Services Agreement with Groot
To extend said Agreement**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS, THAT:**

SECTION 1: Legislative Statement. The City Council is committed to efficient and cost-effective pick up and removal of solid waste in the City. The City Council determined that it is appropriate to enact an extension of the franchise agreement as outlined in Exhibit 1. The City is renewing this agreement with specific and clearly articulated goals of prompt and courteous service to businesses. Nothing in this agreement shall be held to diminish or impair the City of Evanston's right to equitably enforce all necessary provisions of these agreements and other applicable state and federal law. Further, nothing shall in any way impair or diminish the immunities conferred upon the City by the Local Governmental and Local Governmental Employees Tort Immunity Act, 745 ILCS 10/ et seq.

SECTION 2: That the City Manager is hereby authorized and directed to sign, and the City Clerk is hereby authorized to attest, on behalf of the City of Evanston, the following amendment to the agreement for services to be provided by Groot. This contract amendment is attached hereto as Exhibit 1, and incorporated herein by reference. Groot Industries, Inc. hereby accepts the terms of this Resolution 80-R-20

and the contract amendment, as memorialized in Exhibit 2, attached hereto and incorporated herein.

SECTION 3: That the City Manager is hereby authorized and directed to negotiate any additional terms and conditions of the contract amendments as may be determined to be in the best interests of the City, and in a form approved by the Corporation Counsel.

to exercise such renewal option(s) shall be within the City's sole discretion.

SECTION 4: This Resolution 80-R-20 shall be in full force and effect from and after its passage and approval in the manner provided by law.



Stephen H. Hagerty, Mayor

Attest:



Devon Reid, City Clerk

Approved as to form:



Kelley A. Gandurski, Corporation Counsel

Adopted: October 12, 2020

EXHIBIT 1

Extension

**CONTRACT TO AMENDMENT NO. 2 TO SOLID WASTE SERVICES
AGREEMENT BETWEEN THE CITY OF EVANSTON AND
GROOT INDUSTRIES, INC., DATED OCTOBER 10, 2008
SOLID WASTE SERVICE AGREEMENT FOR
COMMERCIAL, BUSINESS, INSTITUTIONAL,
MULTI-FAMILY RESIDENTIAL BUILDINGS
("FRANCHISE AGREEMENT")**

EFFECTIVE DATE OF THIS CONTRACT AMENDMENT : NOVEMBER 1, 2020

RECITALS

WHEREAS, the City of Evanston (the "City") and Groot Industries, Inc. ("Groot") desire to renew and extend the term in the aforementioned Commercial Waste Franchise Contract (the "Agreement"), through this Contract Amendment No 2 (the "Amendment") and

WHEREAS, the language in Section 3.1 of the Agreement is stricken and replaced, and amended in its entirety; and

WHEREAS, all other terms of the Agreement, not revised or amended as provided herein, otherwise remain in full and force effect,

NOW, THEREFORE, the parties agree as follows:

I. MODIFICATION NO. 1

ARTICLE III
TERMS OF SOLID WASTE SERVICES AGREEMENT

Section 3.1 Term of Solid Waste Contract

The Agreement between the City and the Contractor is renewed for an additional twelve (12) months period. The term of the renewal period shall take effect November 1, 2020 and end October 31, 2021.

IN WITNESS WHEREOF, the parties hereto have caused this Contract Amendment No. 2 to the Solid Waste Services Franchise Agreement to be executed by their duly authorized representative, effective as of November 1, 2020.

Groot Industries, Inc.

By: _____

Adam Gooderham

Its: Division Vice President

City of Evanston

By: _____

Its: City Manager

Approved as to Form:

Corporation Counsel

**EXHIBIT 1 TO CONTRACT AMENDMENT NO. 2
FRANCHISE AGREEMENT**

RATES

Exhibit 1

Solid Waste Hauling Disposal Services

Groot Industries Rates Effective November 1, 2020 - October 31, 2021

Solid Waste Hauling Cost per Month						
Frequency of Service						
Container Size	1 x Wk	2 x Wk	3 x Wk	4 x Wk	5 x Wk	6 x Wk
65 gallon carts	\$24.34					
95 gallon carts	\$24.34	\$42.17	\$58.10			
1 cubic yard	\$44.76	\$83.62	\$117.23	\$155.96		
1.5 cubic yards	\$54.88	\$96.16	\$135.72	\$178.69	\$219.96	\$261.23
2 cubic yards	\$66.99	\$127.23	\$182.82	\$247.40	\$306.73	\$368.21
4 cubic yards	\$111.35	\$202.37	\$293.36	\$384.15	\$473.01	\$566.37
6 cubic yards	\$165.96	\$301.68	\$434.10	\$575.37	\$701.33	\$738.12
8 cubic yards	\$202.04	\$376.64	\$543.95	\$717.53	\$900.41	\$935.77
10 cubic yards	\$239.66	\$442.79	\$646.05	\$849.19	\$1,052.23	\$1,112.95

Recycling Cost per Month					
Frequency of Service					
Container Size	1 x Wk	2 x Wk	3 x Wk	4 x Wk	5 x Wk
95 gallon carts	*Free	\$23.41			
1 cubic yard	\$38.01	\$76.05	\$114.10		
1.5 cubic yards	\$41.58	\$83.17	\$124.75	\$166.31	\$207.90
2 cubic yards	\$48.22	\$96.44	\$144.67	\$192.87	\$241.14
4 cubic yards	\$92.97	\$185.92	\$278.89	\$371.86	\$464.83
6 cubic yards	\$112.26	\$224.56	\$336.83	\$449.14	\$561.42
8 cubic yards	\$133.09	\$266.20	\$399.27	\$532.41	\$665.48
10 cubic yards	\$151.98	\$303.97	\$455.95	\$607.93	\$759.89

Roll-off Rates Cost per Haul				
Size	Temporary	Permanent	Cap (Tons)	11 + dumpsters on same job site
10-yard roll-off	\$378.87	\$369.33	2	\$340.98
15-yard roll-off	\$415.18	\$400.86	2.5	\$373.66
20-yard roll-off	\$445.38	\$426.30	3	\$400.84
30-yard roll-off	\$515.57	\$486.98	4	\$464.01

Permanent Compactors		
Yards	Per Haul	Cap (Tons)
20-yard compaction equipment	\$426.30	3
25-yard compaction equipment	\$445.70	3.5
30-yard compaction equipment	\$486.95	4

Roll off dumpsters that exceed cap will be invoices \$65.67 per ton

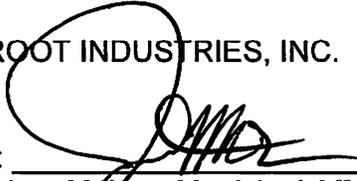
*Two or more recycle carts services 1x/week will be charged at \$23.41

EXHIBIT 2

**ACKNOWLEDGMENT AND AGREEMENT TO THE TERMS OF
RESOLUTION 80-R-20 AND EXTENSIONS OF THE WASTE SERVICES
AGREEMENTS, AS MODIFIED, WITH THE CITY OF EVANSTON**

Groot Industries, Inc. hereby acknowledges and agrees to the terms of Resolution 80-R-20, and to the extensions of the waste services agreements, as modified, with the City of Evanston.

GROOT INDUSTRIES, INC.

By: 
Joshua Mohr, Municipal Affairs Manager

ATTEST:

Its: Secretary