

RESOLUTION NO. 2009-18

A RESOLUTION APPROVING SUPPLEMENTAL AGREEMENT WITH L. P. GILL FOR THE USE OF THE LANDFILL.

WHEREAS, the City Council approved an agreement with L.P. Gill, Inc., a Nebraska Corporation, pertaining to the use of a landfill located near Jackson, Nebraska, by its Resolution No. 90-10; and

WHEREAS, the City Council approved a Supplemental Agreement with L.P. Gill, Inc., by its Resolution 1998-96; and

WHEREAS, the agreement with L.P. Gill, Inc., will terminate on March 31, 2010, unless otherwise modified or extended by a supplemental agreement; and

WHEREAS, L.P. Gill, Inc., has proposed a supplemental agreement, of which a copy is attached hereto, wherein the term of the new agreement would commence March 1, 2009, and end on March, 1, 2019; and

WHEREAS, said supplemental agreement increases the charge for transportation from \$9.00 per ton to \$10.00 per ton, with the disposal fee remaining the same at \$26.00 per ton; and

WHEREAS, for the first two years of the supplemental agreement, there will be no increase in the fees; however, thereafter, every year on the anniversary date of the contract, the charges will increase by 75% of the CPI for the preceding year; and

WHEREAS, the City Administrator and Superintendent of Public Works & Utilities are recommending the Supplemental Agreement be approved, as written.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wayne, Nebraska, that the Supplemental Agreement with L.P. Gill, Inc., pertaining to the disposal of solid waste at the licensed landfill near Jackson, Nebraska, is hereby approved.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the Supplemental Agreement on behalf of the City.

PASSED AND APPROVED this 17th day of February, 2009.

THE CITY OF WAYNE, NEBRASKA,

By _____

Mayor

ATTEST:

City Clerk