

RESOLUTION R-2018-36

A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT #1 OF AGREEMENT #C 36898 BETWEEN THE CITY OF WHEATON, ILLINOIS AND LAKESHORE RECYCLING SYSTEMS, LLC FOR SOLID WASTE COLLECTION AND DISPOSAL AND RECYCLING SERVICES

WHEREAS, the City of Wheaton, DuPage County, Illinois ("City") and Lakeshore Recycling Systems, LLC ("Contractor") entered into an Agreement dated October 1, 2016 for Solid Waste Collection and Disposal and Recycling Services (City Agreement #C 36898, hereinafter "Agreement"); and

WHEREAS, the Contractor has requested that a \$1,000,000 performance bond be provided to the City as an alternative to the \$600,000 Irrevocable Letter of Credit currently required; and

WHEREAS, the City has reviewed the Contractor's financial statements and 2016 audit and determined that the Contractor is in a strong financial position; and

WHEREAS, it is necessary for the City to enter into an amendment to the Agreement with Contractor to allow the substitution of a \$1,000,000 Performance Bond as an alternative to the \$600,000 Irrevocable Letter of Credit.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Wheaton, Illinois, that upon approval of the performance bond by the City Attorney, the Mayor is authorized to sign, and the City Clerk is directed to attest to Amendment #1 to Agreement #C 36898 between the City of Wheaton and Lakeshore Recycling Systems, LLC.

DATED this 16th day of April 2018.

ATTEST:


City Clerk


Mayor

Ayes:

Roll Call Vote:
Councilman Prendiville
Mayor Gresk
Councilman Rutledge
Councilman Scalzo
Councilman Suess
Councilman Barbier
Councilwoman Fitch

Nays:

None

Absent:

None

Motion Carried Unanimously

AMENDMENT #1 OF AGREEMENT #C 36898
Agreement between the CITY OF WHEATON, ILLINOIS
And LAKESHORE RECYCLING SYSTEMS, LLC
For SOLID WASTE COLLECTION AND DISPOSAL AND RECYCLING SERVICES

This first amendment to City Agreement #C 36898, a copy of which is attached hereto and incorporated herein as fully set forth as Exhibit A – Amendment #1, is entered into as of this 17th day of April 2018 by and between the CITY OF WHEATON, an Illinois municipal corporation (“City”), 303 W. Wesley Street, Wheaton, IL 60187, and LAKESHORE RECYCLING SYSTEMS, LLC, (“Contractor”), 6132 Oakton Street, Morton Grove, IL 60053.

WHEREAS, the City and Contractor entered into City Agreement #C 36898, dated August 1, 2017, to provide services (hereinafter the “work”), described as Solid Waste and Recycling Collection Services consistent with Exhibit A of the initial contract; and

WHEREAS, the City and Contractor have forged a strong partnership with the Contractor providing superior service to City residents; and

WHEREAS, the City has reviewed the Contractor’s financial statements and 2016 audit determining that the Contractor is in a strong financial position; and

WHEREAS, the Contractor has requested that a \$1,000,000 Performance Bond be provided to the City as an alternative to the \$600,000 Irrevocable Letter of Credit currently required.

NOW, THEREFORE, in consideration of the agreements contained in this instrument and such other sufficient considerations, the parties agree as follows:

1. The recitals set forth above, including Exhibit A – Amendment #1, are incorporated herein as substantive terms and conditions of the Amendment #1 of Contract C #36898 and represent the intent of the parties.
2. The City requires the Contractor to provide proof of a \$1,000,000 Performance Bond to be sent to the City Assistant City Manager prior to August 1st of each year of the contract.
3. All other provisions of Agreement C #36898, except as modified herein, are hereby ratified and reaffirmed.

CITY:

City of Wheaton

By: 

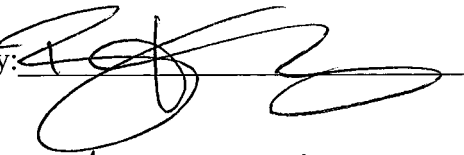
MAYOR

Date: 4/17/18

Attest: 

CONTRACTOR:

Lakeshore Recycling Systems, LLC

By: 

Date: 4/24/18

Title: MUNICIPAL MGR

Attest: 