

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING AN AMENDMENT OF CONTRACT IN LIEU OF PERFORMANCE BOND RELATIVE TO THE CLOSURE/POST CLOSURE PLAN FOR THE CITY LANDFILL WITH THE STATE OF TENNESSEE, DIVISION OF SOLID WASTE MANAGEMENT, ARISING FROM AN ANNUAL INFLATION ADJUSTMENT, BY INCREASING THE BOND AMOUNT FROM SIX MILLION FIVE HUNDRED NINETY-ONE THOUSAND FOUR HUNDRED SEVENTEEN DOLLARS (\$6,591,417.00) TO SIX MILLION SEVEN HUNDRED TEN THOUSAND FIVE HUNDRED SIXTY-EIGHT DOLLARS (\$6,710,568.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, it is hereby authorizing an Amendment of Contract in Lieu of Performance Bond relative to the Closure/Post Closure Plan for the City Landfill with the State of Tennessee, Division of Solid Waste Management, arising from an annual inflation adjustment, by increasing the bond amount from \$6,591,417.00 to \$6,710,568.00.

ADOPTED: _____, 2013

/mms

City of Chattanooga



Resolution Request Form

(This form is only required for resolutions requiring expenditure of City funds)

Date Prepared: February 1, 2013

Preparer: Alice L. Cannella, P.E.

Department: Public Works - MBWWTP

Brief Description of Purpose for Resolution:

Resolution Number (if approved by Council): _____

A City Council resolution/ordinance is requested to amend Resolution No. 26951, as adopted on January 17, 2012, relative to the agreement for the Closure/Post Closure Plan for the City Landfill with the State of Tennessee, Division of Solid Waste Management, by deleting "an amount not to exceed six million five hundred ninety-one thousand four hundred seventeen dollars (\$6,591,417.00)" and substituting in lieu thereof "an amount not to exceed six million seven hundred ten thousand five hundred sixty-eight dollars (\$6,710,568.00)".

Name of Vendor/Contractor/Grant, etc. _____
Total project cost \$ _____
Total City of Chattanooga Portion \$ _____
City Amount Funded \$ _____
New City Funding Required \$ _____
City's Match Percentage % _____

New Contract/Project? (Yes or No) No _____
Funds Budgeted? (YES or NO) _____
Provide Fund Solid Waste Fund _____
Provide Cost Center _____
Proposed Funding Source if not budgeted _____
Grant Period (if applicable) _____

List all other funding sources and amount for each contributor.

Amount(s) _____
\$ _____
\$ _____
\$ _____

Grantor(s) _____

Agency Grant Number _____

CFDA Number if known _____

Other comments: (Include contingency amount, contractor, and other information useful in preparing resolution)

This monies is an annual inflation adjustment of financial assurance required for the City Landfill Permit #SNL 33-0273

Approved by: _____

Alice L. Cannella
2/4/2013

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

Please submit completed form to @budget, accounting, City Attorney, City Finance Officer and Deputy Administrator Finance

[Signature]

RESOLUTION NO. 26951

A RESOLUTION AUTHORIZING AN AMENDMENT OF CONTRACT IN LIEU OF PERFORMANCE BOND RELATIVE TO THE CLOSURE/POST CLOSURE PLAN FOR THE CITY LANDFILL WITH THE STATE OF TENNESSEE, DIVISION OF SOLID WASTE MANAGEMENT, ARISING FROM AN ANNUAL INFLATION ADJUSTMENT, BY INCREASING THE BOND AMOUNT FROM SIX MILLION FOUR HUNDRED FORTY-FOUR THOUSAND FOUR HUNDRED THIRTY-SEVEN DOLLARS (\$6,444,437.00)" TO SIX MILLION FIVE HUNDRED NINETY-ONE THOUSAND FOUR HUNDRED SEVENTEEN DOLLARS (\$6,591,417.00)."

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That it is authorizing an Amendment of Contract in Lieu of Performance Bond relative to the Closure/Post Closure Plan for the City Landfill with the State of Tennessee, Division of Solid Waste Management, arising from an annual inflation adjustment, by increasing the bond amount from \$6,444,437.00 to \$6,591,417.00.

ADOPTED: January 17, 2012

/mms

Amendment of Contract in Lieu of Performance Bond

Whereas, **The City of Chattanooga, TN** and the State of Tennessee Department of Environment and Conservation, entered into Contract in Lieu of Performance Bond (Copy attached) for proper operation and closure and/or post-closure of the **City of Chattanooga Sanitary Landfill**, Register Number **SNL 33-0273 Original**; and

Whereas, said contract included a provision allowing the Commissioner of Environment and Conservation to collect up to **\$6,591,417.00** from any funds being disbursed or to be disbursed from the State to the **City of Chattanooga, TN** as financial assurance for said proper operation, closure and post-closure; and

Whereas, the State and **The City of Chattanooga** desire to change the amount of said financial assurance from **\$6,591,417.00** to **\$6,710,568.00**.

Paragraph 3 of the Agreement in Lieu of Performance Bond is amended as follows:

The Figure **"\$6,591,417.00"** is deleted and the figure **"\$6,710,568.00"** is substituted in lieu thereof.

Date of Amendment to Contract **February 2013**.

Honorable Ron Littlefield
Chattanooga City Mayor
For the City of Chattanooga, TN

Daisy Madison
Department of Finance
City of Chattanooga, TN

Commissioner
Department of Environment
And Conservation

Commissioner
Department of Finance
And Administration

(Please Submit 5 Signed Originals of this Document)



City of Chattanooga

Public Works – Waste Resources Division

Jerry W. Stewart, P.E.
Director, Waste Resources

Ron Littlefield
Mayor

MEMORANDUM

TO: Steve Leach

FROM: Alice L. Cannella, P.E. 
Interim Director, Waste Resources Division

DATE: February 1, 2013

SUBJECT: Annual Inflation Adjustment of Financial Assurance
City Landfill, City Landfill Lateral Expansion Area 3, and Summit Landfill

This is our yearly submittal of adjustments. This year the changes are:

1. City Landfill, Permit No. SNL 33-0273 had an increase of \$119,152.00. This raised the inflation amount from \$6,591,417.00 to \$6,710,568.00.
2. City Landfill, Permit No. SNL 33-0273 Lateral Expansion Area 3 had an increase of \$133,626.00. This raised the inflation amount from \$7,032,925.00 to \$7,166,551.00.
3. Summit Landfill, Permit No. SNL 33-0035 had a decrease of \$111,570.00. This lowered the inflation amount from \$2,496,677.00 to \$2,385,107.00.

Please submit for council approval. We will then get the necessary signatures, and submit report to Mr. James Marks, State of Tennessee, Department of Environment and Conservation, Financial Responsibility Group.

Thank you.