

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, LATERAL EXPANSION AREA 3 WITH THE STATE OF TENNESSEE, DIVISION OF SOLID WASTE MANAGEMENT, ARISING FROM AN ANNUAL INFLATION ADJUSTMENT, BY INCREASING THE BOND AMOUNT FROM SEVEN MILLION THIRTY-TWO THOUSAND NINE HUNDRED TWENTY-FIVE DOLLARS (\$7,032,925.00) TO SEVEN MILLION ONE HUNDRED SIXTY-SIX THOUSAND FIVE HUNDRED FIFTY-ONE DOLLARS (\$7,166,551.00).

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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, Lateral Expansion Area 3 with the State of Tennessee, Division of Solid Waste Management, arising from an annual inflation adjustment, by increasing the bond amount from \$7,032,925.00 to \$7,166,551.00.

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.26952, as adopted on January 17, 2012, relative to the agreement for the Closure/Post Closure Plan for the City Landfill, Lateral Expansion Area 3 with the State of Tennessee, Division of Solid Waste Management, by deleting "an amount not to exceed seven million thirty-two thousand nine hundred twenty-five dollars (\$7,032,925.00)" and substituting in lieu thereof "an amount not to exceed seven million one hundred sixty-six thousand five hundred fifty-one dollars (\$7,166,551.00)"

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 #SNR 33-0273, Lateral Expansion Area 3

Approved by: \_\_\_\_\_

*Alice L. Cannella*  
DESIGNATED OFFICIAL/ADMINISTRATOR

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

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

RESOLUTION NO. 26952

A RESOLUTION AUTHORIZING AN AMENDMENT OF CONTRACT IN LIEU OF PERFORMANCE BOND RELATIVE TO THE CLOSURE/POST CLOSURE PLAN FOR THE CITY LANDFILL, LATERAL EXPANSION AREA 3 WITH THE STATE OF TENNESSEE, DIVISION OF SOLID WASTE MANAGEMENT, ARISING FROM AN ANNUAL INFLATION ADJUSTMENT, BY INCREASING THE BOND AMOUNT FROM SIX MILLION EIGHT HUNDRED SIXTY-EIGHT THOUSAND NINETY-ONE DOLLARS (\$6,868,091.00) TO SEVEN MILLION THIRTY-TWO THOUSAND NINE HUNDRED TWENTY-FIVE DOLLARS (\$7,032,925.00).

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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, Lateral Expansion Area 3 with the State of Tennessee, Division of Solid Waste Management, arising from an annual inflation adjustment, by increasing the bond amount from \$6,868,091.00 to \$7,032,925.00.

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, Lateral Expansion Area 3; and

Whereas, said contract included a provision allowing the Commissioner of Environment and Conservation to collect up to \$7,032,925.00 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 \$7,032,925.00 to \$7,166,551.00.

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

The Figure "\$7,032,925.00" is deleted and the figure "\$7,166,551.00" 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.