

RESOLUTION NO. _____

A RESOLUTION TO AMEND RESOLUTION NO. 27779, AS ADOPTED ON JANUARY 21, 2014, 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 TWO HUNDRED SEVENTY-FOUR THOUSAND FORTY-NINE DOLLARS (\$7,274,049.00)" AND SUBSTITUTING IN LIEU THEREOF "AN AMOUNT NOT TO EXCEED SEVEN MILLION THREE HUNDRED EIGHTY-SIX THOUSAND SEVEN HUNDRED NINETY-SEVEN DOLLARS (\$7,386,797.00)".

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, it is hereby amending Resolution No. 27779, as adopted on January 21, 2014, 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 \$7,274,049.00" and substituting in lieu thereof "an amount not to exceed \$7,386,797.00".

ADOPTED: _____, 2015

/mem

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: January 23, 2015

Preparer: Jason Silvers *[Signature]*

Department: Public Works - City Wide Services

Brief Description of Purpose for Resolution/Ordinance: Res./Ord. # _____ Council District # _____

A City Council resolution/ordinance is requested to amend Resolution No. 27779, as adopted on January 21, 2014, 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 two hundred seventy-four thousand forty-nine dollars (\$7,274,049.00)" and substituting in lieu thereof "an amount not to exceed seven million three hundred eighty-six thousand seven hundred ninety-seven dollars (\$7,386,797.00)."

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)

Approved by: *[Signature]*

DESIGNATED OFFICIAL/ADMINISTRATOR

Reviewed by: FINANCE OFFICE

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

Revised: October, 2011

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 **\$7,274,049.00** 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 **\$7,274,049.00** to **\$7,386,797.00**.

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

The Figure **"7,274,049.00"** is deleted and the figure **"\$7,386,797.00"** is substituted in lieu thereof.

Date of Amendment to Contract : **November 19th, 2014**

Honorable Andy Berke
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 3 Signed Originals of this Document)