



Agenda Sheet for City Council Meeting of:
10/12/2015

Date Rec'd	9/30/2015
Clerk's File #	OPR 2014-0728
Renews #	
Cross Ref #	
Project #	
Bid #	
Requisition #	

Submitting Dept	SOLID WASTE DISPOSAL
Contact Name/Phone	CHUCK 625-6524
Contact E-Mail	CCONKLIN@SPOKANECITY.ORG
Agenda Item Type	Contract Item
Agenda Item Name	4490- SOLID WASTE DISPOSAL

Agenda Wording

Amendment Number 1 to Interlocal Agreement with the City of Airway Heights for disposal of solid waste at the waste to energy facility.

Summary (Background)

The disposal Interlocal Agreement between Airway Heights and the City of Spokane calls for an annual price adjustment beginning in 2017. The ILA calls out the index to be used and the adjustment to be calculated using the month of October to October of the prior year. Airway Heights requested that the calculation month be changed to August to August of the prior year in order to allow them at least 60 days to notify their collection contractor and citizens.

Fiscal Impact

Neutral	\$
Select	\$
Select	\$
Select	\$

Budget Account

#
#
#
#

Approvals

Dept Head	CONKLIN, CHUCK
Division Director	GIMPEL, KEN
Finance	SALSTROM, JOHN
Legal	JACOBSON, ERIN
For the Mayor	SANDERS, THERESA

Council Notifications

Study Session	PWC 9/28/15
Other	
Distribution List	ttauscher@spokanecity.org
	jsalstrom@spokanecity.org

Additional Approvals

Purchasing	

APPROVED BY
SPOKANE CITY COUNCIL:

10/12/15
[Signature]
CITY CLERK



Continuation of Wording, Summary, Budget, and Distribution

Agenda Wording

Summary (Background)

There may be a slight difference in the first year calculation between October versus August however, regardless of which month we use it's a 12 month year to year calculation.

Fiscal Impact

Select \$

Budget Account

#

Select \$

#

Distribution List

Distribution List	

BRIEFING PAPER
Public Works Committee
Wastewater Management
September 28, 2015

Subject

Disposal Interlocal Agreement Amendment 1 with Airway Heights.

Background

The disposal ILA between Airway Heights and the City of Spokane calls for an annual price adjustment beginning in 2017. The ILA calls out the index to be used and the adjustment to be calculated using the month of October to October of the prior year. Airway Heights requested that we change the calculation month to August to August of the prior year in order to allow them at least 60 days to notify their collection contractor and citizens.

Impact

There may be a slight difference in the first year calculation between October versus August however, regardless of which month we use it's a 12 month year to year calculation.

Action

Recommend approval.

Funding

No funding impact.

**INTERLOCAL AGREEMENT AMENDMENT #1
BETWEEN THE CITY OF AIRWAY HEIGHTS AND THE CITY OF SPOKANE
FOR DISPOSAL OF SOLID WASTE**

This INTERLOCAL AGREEMENT AMENDMENT #1 (this "**Amendment**") is made and entered into this ___ day of September, 2015 (the "**Effective Date**") between the CITY OF SPOKANE, a Washington State municipal corporation ("**Spokane**"), and the CITY OF AIRWAY HEIGHTS, a municipal corporation of the State of Washington ("**Airway Heights**"). Airway Heights and Spokane are referred to herein collectively as "**Parties**."

WHEREAS, the Parties entered into that certain interlocal agreement, the "Interlocal Agreement Between the City of Airway Heights and the City of Spokane for Disposal of Solid Waste," dated November 14, 2014 and as filed with the Spokane County Auditor, in accordance with RCW 39.24.040, under "City of Spokane No. OPR 2014-0728" (the "**Agreement**");

WHEREAS, the Agreement establishes the terms and conditions between Airway Heights and Spokane to control the management, handling, and disposal of solid waste within Airway Heights; and

WHEREAS, the Parties agree to amend Section 5(c) of the Agreement to afford Airway Heights, including any vendor contracted by Airway Heights for services related to the management of solid waste, adequate time to notify the public of any rate adjustment in accordance with RCW 35A.21.152.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the Parties agree as follows:

1. **NO MODIFICATION; COUNTERPARTS.** Except as amended herein, the Agreement shall remain in full force and effect. Capitalized terms which are not otherwise defined in this Amendment shall have the meaning ascribed to them in the Agreement. This Amendment may be signed in counterparts.
2. **AMENDMENT.** Section 5(c) of the Agreement is hereby amended to read as follows:

C. Rate Adjustment.

On January 1st of each year following 2016, Spokane will adjust the Airway Heights Disposal Rate to reflect increases in the United States Department of Labor, Bureau of Labor Statistics, West-Size Class B/C, Consumer Price Index, all Items for All Urban

Consumers (CPI-U) (the "Index"). The adjustment factor for computing annual rate adjustments shall be computed by dividing the Index number for ~~October~~ August of the just-completed year by the Index number for ~~October~~ August of the previous year. In the event the Index number stays the same or decreases, no rate adjustment will be made, and the next rate adjustment shall not occur until the Index number increases to a number exceeding the highest previous Index number, and shall be computed using the previous highest Index number. No later than October 31 of each year during the Initial Term or any Extension Term of this Agreement, Spokane may provide notice of any rate adjustment to Airway Heights for services under this Agreement.

Example Calculation of Annual Rate Adjustments:

	INDEX	ADJUST FACTOR	COUNTY DISPOSAL RATE
Base Yr.N	125		\$70.50
N+1	128.844	1.030752	\$72.67
N+2	133.315	1.034710	\$75.19
N+3*	132.474	No change	\$75.19
N+4**	133	No change	\$75.19
N+5	137.748	1.033252	\$77.69
N+6	140.054	1.016741	\$78.99
* No change-Index decreased			
** No charge-Index did not exceed highest previous Index			

[Signature Page Follows]

IN WITNESS WHEREOF, the Parties hereto have duly executed this Agreement as of the date first written above.