



## Legislation Text

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**File #:** 27869, **Version:** 1

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### **Fiscal Note**

No fiscal note required.

### **Title**

Amending RES-12-00664 for Approving a Service Agreement for Public Services for Solid Waste Collection to serve 801 McClellan Drive. (3<sup>rd</sup> AD)

### **Body**

WHEREAS, on September 4, 2012, the Common Council approved RES-12-00664 which approved a Service Agreement for Public Services for Solid Waste Collection to serve 801 McClellan Drive; and

WHEREAS the resolution authorized a contract with Birchwood Ridge Condominium Association, but the contracting entity should have been Birchwood Ridge Condominiums of McClellan Estates Homeowners Association, Inc.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Mayor and City Clerk are hereby authorized and directed to execute a Service Agreement for 801 McClellan Drive for Solid Waste Collection on a Private Street, with Birchwood Ridge Condominiums of McClellan Estates Homeowners Association, Inc.
2. The City shall not be responsible for any claims by its employees, contractors or others performing work as detailed under this Agreement.
3. The City has the right to collect a fee for administration of the Service Agreement and amend the fees as necessary to recoup any costs that are above and beyond the normal cost to perform similar services on public streets.
4. That the City and the Association shall be allowed to either terminate or extend the agreement per the terms of said agreement.