



Administrative Services

Purchasing Division

February 18, 2009

Ms. Jennifer West, Interim Account Manager
Waste Management of Northern Colorado
40950 Weld County Road 25
Ault, CO 80610

MAR 18 2009
RECEIVED

Re: Renewal, Bid #6052 Portable Toilets Rental and Service

Dear Jennifer:

The City of Fort Collins wishes to extend the agreement term per the existing terms and conditions and the following:

Prohibition Against Employing Illegal Aliens. Pursuant to Section 8-17.5-101, C.R.S., et. seq., Service Provider represents and agrees that:

- a. As of the date of this Agreement:
 1. Service Provider does not knowingly employ or contract with an illegal alien who will perform work under this Agreement; and
 2. Service Provider will participate in either the e-Verify program created in Public Law 208, 104th Congress, as amended, and expanded in Public Law 156, 108th Congress, as amended, administered by the United States Department of Homeland Security (the "e-Verify Program") or the Department Program (the "Department Program"), an employment verification program established pursuant to Section 8-17.5-102(5)(c) C.R.S. in order to confirm the employment eligibility of all newly hired employees to perform work under this Agreement.
- b. Service Provider shall not knowingly employ or contract with an illegal alien to perform work under this Agreement or knowingly enter into a contract with a subcontractor that knowingly employs or contracts with an illegal alien to perform work under this Agreement.
- c. Service Provider is prohibited from using the e-Verify Program or Department Program procedures to undertake pre-employment screening of job applicants while this Agreement is being performed.
- d. If Service Provider obtains actual knowledge that a subcontractor performing work under this Agreement knowingly employs or contracts with an illegal alien, Service Provider shall:
 1. Notify such subcontractor and the City within three days that Service Provider has actual knowledge that the subcontractor is employing or contracting with an illegal alien; and
 2. Terminate the subcontract with the subcontractor if within three days of receiving the notice required pursuant to this section the subcontractor does not cease employing or contracting with the illegal alien; except that Service Provider shall not terminate the contract with the subcontractor if during such three days the subcontractor provides information to establish that the subcontractor has not knowingly employed or contracted with an illegal alien.
- e. Service Provider shall comply with any reasonable request by the Colorado Department of Labor and Employment (the "Department") made in the course of an investigation that the Department undertakes or is undertaking pursuant to the authority

established in Subsection 8-17.5-102 (5), C.R.S.

f. If Service Provider violates any provision of this Agreement pertaining to the duties imposed by Subsection 8-17.5-102, C.R.S. the City may terminate this Agreement. If this Agreement is so terminated, Service Provider shall be liable for actual and consequential damages to the City arising out of Service Provider's violation of Subsection 8-17.5-102, C.R.S.

g. The City will notify the Office of the Secretary of State if Service Provider violates this provision of this Agreement and the City terminates the Agreement for such breach.

The term will be extended for one (1) additional year, June 1, 2009 through May 31, 2010.

If the renewal is acceptable to your firm, please sign this letter in the space provided and return it to the City of Fort Collins, Purchasing Division, P. O. Box 580, Fort Collins, CO 85022, within the next fifteen days. Please have your insurer send us an updated Certificate of Liability Insurance, naming the City of Fort Collins as an additional insured, for the Bid Renewal file. It can be faxed to us at (970) 221-6707.


If this extension is not agreeable with your firm, we ask that you send us a written notice stating that you do not wish to renew the contract and state the reason for non-renewal.

If you have any questions regarding this matter, please contact Ed Bonnette, C.P.M., CPPB, Buyer, at 416-2247.

Sincerely,



James B. O'Neill II, CPPO, FNIGP
Director of Purchasing and Risk Management



Signature

3-3-09

Date

(Please indicate your desire to renew Bid # 6052 by signing this letter and returning it to Purchasing Division within the next fifteen days.)

3/26/09
5% rate increase accepted, effective
June 1, 2009. - Ed Bonnette



WASTE MANAGEMENT

40950 WCR 25
Ault, CO 80610
(970) 482-6319
(970) 674-2515 Fax

February 27, 2009

MAR 18 2009

Dear City of Fort Collins,

RECEIVED

Thank you for extending your term on renewal bid #6052 per the existing terms and conditions with Waste Management of Northern Colorado.

Effective June 1, 2009, we will be implementing a 5% rate increase on all of the accounts covered under this City of Fort Collins contract for Port-O-Let services.

There will be a new rate and service schedule emailed to all appropriate parties at the time of the increase.

If you have any questions, please contact your interim sales rep, Dave Rietema at 970-566-3267.

We appreciate your business and value you as a customer.

Sincerely,

A handwritten signature in cursive script that reads "David J. Rietema".

David J. Rietema
Waste Management
970-566-3267
drietema@wm.com

From everyday collection to environmental protection, Think Green® Think Waste Management.