

Resolution No. R-19-2024
Adopted: October 10, 2024

A Resolution of the Mayor and Town Council of Kensington Authorizing a Contract with Ecology Services Refuse & Recycling, LLC, for the term of one-year, beginning January 1, 2025, and for three additional one-year options, to provide Trash, Recycling, Yard Waste, and Bulk Trash Services.

Whereas, Article VI, "Powers of the Council", Section 601, "General Powers", of the Town Charter authorizes the Mayor and Council to take action as it may deem necessary for the good government of the Town; for the protection and preservation of property, rights, and privileges; for the preservation of peace and good order; for securing person and property from violation, danger, or destruction; and for the protection and promotion of the health, safety, and welfare of the residents and visitors of the Town; and

Whereas, Article VI, "Powers of the Council", Section 602, "Specific Powers", Subsection 19, "Garbage", of the Town Charter authorizes the Mayor and Council to require waste and hazardous waste materials to be removed to designated points in an organized manner; and

Whereas, the Mayor and Council in accordance with Chapter II, Section 2-404, "Awarding of Bids", awarded a contract for trash, recycling, bulk trash and yard waste services to Ecology Services Refuse & Recycling, LLC, Resolution R-17-2018, which was extended in 2021 and in 2023 through December 31, 2024; and

Whereas, Ecology Services Refuse & Recycling, LLC, provided the Town with a proposal for collection services based on rates for a recently awarded competitively bid contract with Garrett Park, Maryland, in which Ecology proposes a five percent (5%) increase per collection unit for 2025, and three one-year renewal options at the prior year's base rate, as adjusted by the CPIU for the Washington, DC, Metropolitan area, with adjustment of the contract price when tipping fees are increased, and recognition of increased gas prices when agreed by both parties (Exhibit A); and

Whereas, pursuant to Chapter II, "Government and Administration", Article 4, "Purchasing and Contracts", Section 2-402, "Bidding Requirements", of the Town Code, all purchases exceeding \$10,000 shall be approved by the Town Council; and

Whereas, in accordance with Section 2-404 of the Town Code, the Mayor and Council may, by an extra-majority vote, (defined as one more than a majority of those present and voting) authorize the bypassing of any or all bid procedure steps in cases which, in the Council's judgment, warrant such action; and

Whereas, the Mayor and Town Council have determined that it is in the public interest to authorize the Town Manager to accept the Contract proposal for a one-year term, with the option of three additional one-year terms on substantially the terms and conditions set out in the attached contract.

Now, Therefore, Be It Resolved by the Mayor and Council of the Town of Kensington that a contract in substantially the form attached to accept the Contract proposal from Ecology Services Refuse & Recycling, LLC, for trash, recycling, yard waste and bulk trash removal for calendar year 2025, with options for up to three additional one-year terms, with pricing increases based on the CPIU and tipping fees , as follows, to be signed by the Town Manager, be and it is hereby approved:

| | | | |
|----------------------|-----------|-------------------------------|---------------------|
| Weekly (Twice) Trash | 601 Units | \$13.40 - per unit, per month | \$96,640.80 |
| Weekly Recycling | 575 Units | \$7.11 – per unit, per month | \$49,059.00 |
| Weekly Yard Waste | 574 Units | \$5.34 – per unit, per month | \$36,781.92 |
| Weekly Bulk | 574 Units | \$1.35 – per unit, per month | \$9,298.80 |
| | | | \$191,780.52 |

Adopted by the Town Council this 10th day of October, 2024.

Effective the 1st day of January, 2025.

ATTEST: TOWN OF KENSINGTON, MARYLAND

By: Susan C. Engels
Susan C. Engels, Clerk – Treasurer

Tracey C. Furman
Tracey C. Furman, Mayor

THIS IS TO CERTIFY that the foregoing Resolution was adopted by the Town Council in public meeting assembled on the 10th day of October, 2024.

By: Susan C. Engels
Susan C. Engels, Clerk – Treasurer