

BILL NO. 39 -2013

**AN ORDINANCE**

**AUTHORIZING THE MAYOR TO EXECUTE THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE CITY OF READING AND THE READING SCHOOL DISTRICT FOR RECYCLING COLLECTION SERVICE.**

**WHEREAS**, the City of Reading desires to provide recycling collection service to the Reading School District; and

**WHEREAS**, the Reading School District desires that the City of Reading provide recycling collection service to said school district; and

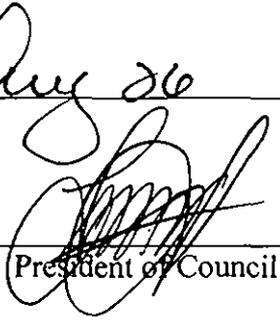
**WHEREAS**, the City of Reading and the Reading School District desire to enter into an intergovernmental cooperation agreement to memorialize the terms and conditions of the recycling collection service,

**NOW, THEREFORE THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:**

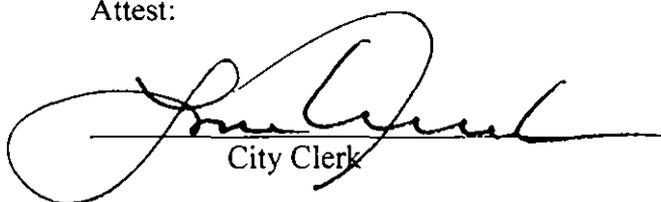
**SECTION 1.** The Mayor is authorized to execute the Intergovernmental Cooperation Agreement between the City of Reading and the Reading School District for the recycling collection service (see attachment) as well as any and all other required documents to facilitate and effectuate said recycling collection service.

**SECTION 2.** This Ordinance shall be effective ten (10) days after passage pursuant to the City of Reading Home Rule Charter Article II, Sections 219 & 221.

Enacted Aug 26, 2013

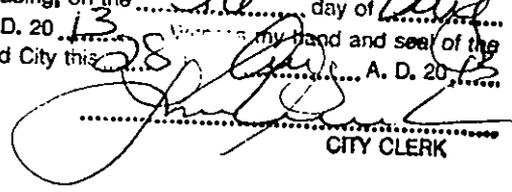
  
\_\_\_\_\_  
President of Council

Attest:

  
\_\_\_\_\_  
City Clerk

(LAW)

I, LINDA A. KELLEHER, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original ..... passed by the Council of the City of Reading, on the 26 day of Aug A. D. 20 13. Witness my hand and seal of the said City this 28 day of Aug A. D. 20 13.

  
\_\_\_\_\_  
CITY CLERK

Submitted to Mayor: \_\_\_\_\_

Date: 8/27/13

Received by the Mayor's Office: \_\_\_\_\_

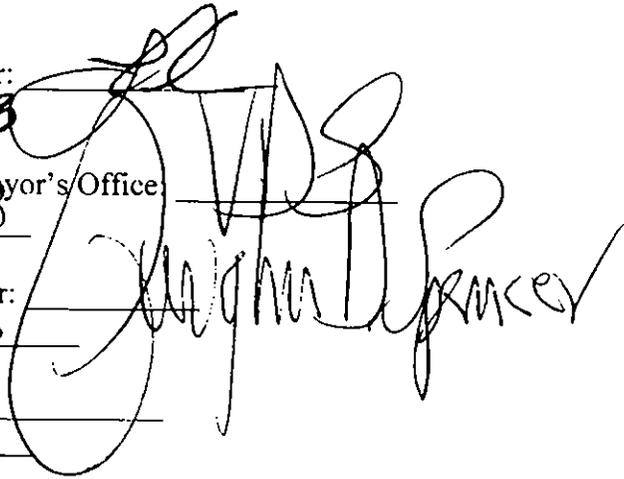
Date: 8/27/13

Approved by Mayor: \_\_\_\_\_

Date: 8/27/13

Vetoed by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_



A large, stylized handwritten signature in black ink, which appears to read "Michael Gracey". The signature is written over the signature lines of the form and extends into the right margin.

## INTERGOVERNMENTAL COOPERATION AGREEMENT

THIS AGREEMENT, made and concluded this 20th day of June, in the year two thousand and 13 (2013), by and between the CITY OF READING, a municipal corporation of the Commonwealth of Pennsylvania, with its principal office located at 815 Washington Street, Reading, Pa 1901 (Berks County), hereinafter referred to as "CITY", and the READING SCHOOL DISTRICT, a third class school district of the Commonwealth of Pennsylvania, with its principal office located at 800 Washington Street, Reading, PA 19601 (Berks County), hereinafter referred to as "SCHOOL DISTRICT", pursuant to law (53 Pa.C.S.A. section 2301 et seq.) and to the provisions and requirements of the ordinance (Bill No. \_\_\_\_\_) of the CITY and resolution (\_\_\_\_\_) of the SCHOOL DISTRICT.

**WITNESSETH**, that the parties, CITY and SCHOOL DISTRICT, to these presents, each in consideration of the agreements on the part of the other herein contained, have agreed, and hereby do agree, the CITY for itself, its successors and assigns, and the SCHOOL DISTRICT for itself, its successors and assigns as follows:

1. The CITY will provide recycling collection service to the SCHOOL DISTRICT at the sites listed on Exhibit A.
2. The recycling collection began April, 2010 with material from the SCHOOL DISTRICT'S cafeterias, offices and classrooms. This agreement will continue that service until June 30, 2016 with the option of (2) two one year extensions by mutual agreements with the contract expiring June 2018.
3. The materials to be recycled included mixed paper, tin cans, corrugated cardboard, Styrofoam, and organic waste.
4. The CITY will provided sufficient number of suitable containers at no cost to the SCHOOL DISTRICT for inside use in cafeterias, offices and classrooms.

5. Collection service frequency and schedule shall be established and adjusted by mutual agreement with the volume of recyclable material generated being the primary consideration.
6. The CITY'S Solid Waste Division shall provide advice and assistance to the SCHOOL DISTRICT in establishing internal collection procedures, including staff time.
7. The SCHOOL DISTRICT agrees to foster and promote direct student involvement in the internal collections of recyclable material through education in classrooms.
8. The CITY will be the exclusive collection agent for the SCHOOL DISTRICT.
9. The term of this Agreement shall be for three (3) years with two (2) one year extension by mutual agreement.
10. The fee for the recycling service shall be as follows: Year One (2013) - \$50,000 ; Year Two (2014) - \$48,000; and Year Three (2015) - \$52,531.25. Fees shall be billed and payable in quarterly installments. Payments shall be due when billed and received. Payments not received by the CITY within thirty (30) days of billing date shall be subject to a late fee of one-half percent (1/2%)/month.
11. Yearly proceeds from the sale of the recyclable material shall be retained by the CITY, \_\_\_\_\_ for recycling education and collection program at the schools.
12. This Agreement may be amended and/or modified only in writing upon consent of both parties.
13. The CITY and the SCHOOL DISTRICT agree to indemnify each other for any and all claims which may arise from this Agreement which are brought or claimed by third party entities.
14. The SCHOOL DISTRICT agrees to give reasonable access to its schools to the CITY and its employees in order to perform the recycling collection services set forth herein.

**WHEREFORE**, the parties hereto intending to be legally bound hereto set their hands and seals

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

CITY OF READING

READING SCHOOL DISTRICT

By:

By:

*Reverend Cooper*

\_\_\_\_\_

Attest:

Attest:

*Linda A. Hunt*

\_\_\_\_\_

**Exhibit A:**

**School District Buildings**

Glenside Elementary;

Millmont

Riverside Elementary

Northwest Middle School

Northwest Elementary

Lauer's Park

Tyson Shoener

10<sup>th</sup> and Penn

13<sup>th</sup> and Green

10<sup>th</sup> and Green

Walnut and Locust

16<sup>th</sup> and Haak

Amanda Stoudt

Southern

Southwest

Northeast

12<sup>th</sup> and Marion

13<sup>th</sup> and Union

Reading High School

Reading Intermediate High School