

MAY 08 2023



**AGENDA PLACEMENT FORM**

(Submission Deadline – Monday, 5:00 PM before Regular Court Meetings)

Date: 4/27/2023

Meeting Date: 5/08/2023

Submitted By: Julie Edmiston

Department/Office: Public Works

Signature of Director/Official: 

**Approved**

**Agenda Title:**

Consideration of Amendment to Interlocal Agreement between the City of Fort Worth and Johnson County, Texas For Participation in The Environmental Collection Center Household Hazardous Waste Program.

**Public Description** (Description should be 2-4 sentences explaining to the Court and the public what action is recommended and why it is necessary):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(May attach additional sheets if necessary)

**Person to Present:** Jennifer VanderLaan

(Presenter must be present for the item unless the item is on the Consent Agenda)

**Supporting Documentation:** (check one) PUBLIC  CONFIDENTIAL

(PUBLIC documentation may be made available to the public prior to the Meeting)

**Estimated Length of Presentation:** 10 minutes

**Session Requested:** Workshop (Action Item, Workshop, Consent, Executive)

**Check All Departments That Have Been Notified:**

- County Attorney  IT  Purchasing  Auditor
- Personnel  Public Works  Facilities Management

Other Department/Official (list) \_\_\_\_\_

**Please Inter-Office All Original Documents to County Judge’s Office Prior to Deadline & List All External Persons Who Need a Copy of Signed Documents In Your Submission Email**

**FIRST AMENDMENT TO  
FORT WORTH CITY SECRETARY CONTRACT NO. 49984  
AN INTERLOCAL AGREEMENT  
BETWEEN CITY OF FORT WORTH AND JOHNSON COUNTY, TEXAS  
FOR PARTICIPATION IN THE ENVIRONMENTAL COLLECTION CENTER  
HOUSEHOLD HAZARDOUS WASTE PROGRAM**

This First Amendment to Fort Worth City Secretary Contract No. 49984 (“First Amendment”) is made between the City of Fort Worth (“Fort Worth”), a municipal corporation, and Johnson County, Texas, a political subdivision of the State of Texas, (“Participating County”) located in Johnson County, Texas, acting herein by and through Christopher Boedeker its duly authorized County Judge as authorized by the Commissioners Court of Johnson County.

**WHEREAS**, Fort Worth and Participating County entered into an Interlocal Agreement identified as Fort Worth City Secretary Contract No. 49984 (the “Agreement”) for participation in the Environmental Collection Center Household Hazardous Waste Program; and

**WHEREAS**, due to rising costs of the program, Fort Worth must increase the cost that each participating City and County pays per visit to the Environmental Collection Center or per participating household in a Mobile Collection Event; and

**WHEREAS**, Fort Worth and Participating County agree to amend the Agreement to an increase in the cost per household visit to the ECC or per participating household in a Mobile Collection Event from \$50.00 to \$95.00; and

**WHEREAS**, Fort Worth and Participating County also agree to amend the Agreement to allow the cost per household to be adjusted so long as there is mutual agreement by Fort Worth and the Participating County.

**NOW THEREFORE**, known by all these present, Fort Worth and Participating County, acting herein by the through their duly authorized representatives, agree to the following terms, which amend the Agreement as follows.

I.

**AMENDMENTS**

**1. Section 10 “Compensation”, Paragraph A of the Agreement is hereby deleted in its entirety and restated as follows:**

Participating County agrees to pay Fort Worth the sum of **\$95.00** per household per visit to the ECC (or per participating household in a Mobile Collection Event) to dispose of household hazardous waste. If a Participating County resident presents waste that was collected from multiple households, Fort Worth reserves the right to charge the Participating County based on the total number of households from which the waste

originated. Fort Worth may adjust the cost per household visit to the ECC (or per participating household in a Mobile Collection Event) by providing Participating County at least ninety (90) days written notice and by mutual consent. If Participating County does not consent to the adjustment, then this Agreement may be terminated in accordance with the Agreement.

II.

**ALL OTHER TERMS SHALL REMAIN THE SAME**

All other provisions of the Agreement which are not expressly amended herein shall remain in full force and effect.

III.

**ELECTRONIC SIGNATURE**

This Amendment may be executed in multiple counterparts, each of which shall be an original and all of which shall constitute one and the same instrument. A facsimile copy or computer image, such as a PDF or tiff image, or a signature, shall be treated as and shall have the same effect as an original.

*[Signature Page Follows]*

SIGNATURE PAGE


INTERLOCAL AGREEMENT FOR PARTICIPATION IN FORT WORTH'S  
ENVIRONMENTAL COLLECTION CENTER  
HOUSEHOLD HAZARDOUS WASTE PROGRAM

Executed effective as of the date signed by the Assistant City Manager below.

FORT WORTH:

<p><b>City of Fort Worth</b></p> <p>By: _____ Name: Valerie Washington Title: Assistant City Manager</p> <p>Date: _____</p> <p><b>Approval Recommended:</b></p> <p>By: _____ Name: James Keezell Title: Assistant Director Code Compliance</p> <p><b>Attest:</b></p> <p>By: _____ Name: Jannette Goodall Title: City Secretary</p>	<p><b>Contract Compliance Manager:</b> By signing I acknowledge that I am the person responsible for the monitoring and administration of this contract, including ensuring all performance and reporting requirements.</p> <p>By: _____ Name: Rex Johnson Title: Environmental Supervisor</p> <p><b>Approved as to Form and Legality:</b></p> <p>By: _____ Name: Christopher Austria Title: Assistant City Attorney</p> <p><b>Contract Authorization:</b> M&amp;C: 28276</p>
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

PARTICIPATING COUNTY

<p><b>County of Johnson</b></p> <p>By: <u>CPH Boeder</u> Name: Christopher Boedeker Title: County Judge Date: <u>5-8-23</u></p> <p><b>Attest:</b> By: <u>April Long</u> Name: April Long Title: County Clerk</p> 	<p><b>Approved as to Form and Legality:</b></p> <p>By: <u>Bill Moore</u> Name: Bill Moore Title: County Attorney</p>
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------