

MEMORANDUM OF UNDERSTANDING BETWEEN  
CITY OF LAKEWOOD AND  
HAROLD LEMAY ENTERPRISES (NOW WASTE CONNECTIONS)

WHEREAS, there is in place a "Comprehensive Garbage, Recyclables and Yard Waste Collection" agreement (Agreement) between the City and Contractor; and

WHEREAS, Contractor is fundraising for MultiCare Mary Bridge Children's Hospital by offering optional purchase recycle containers; and

WHEREAS, the franchise agreement specifically proscribes recycle containers to a level of detail that the fundraising containers are not contemplated; and

WHEREAS, the City is interested in citizens of Lakewood having the option to purchase such containers; and

WHEREAS, renegotiation and amendment are specifically provided for in section 6.17 of the Agreement; and

WHEREAS, an amendment to the Agreement will allow use of optional purchase recycle containers without violation of the agreement.

NOW THEREFORE, the agreement is hereby amended pursuant to negotiation in accordance with section 6.17 of the Agreement as follows:

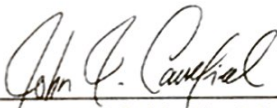
Section 2.1.15.6 shall be amended to include the following language:

The parties agree that Contractor may offer waste and recycle containers in colors and with designs that support particular community causes. Such waste and recycle containers shall only be offered when approved by motion of the City Council for the City of Lakewood.

All other terms of said franchise shall remain intact and enforceable.

CITY OF LAKEWOOD

HAROLD LEMAY ENTERPRISES, INC.

  
\_\_\_\_\_  
John J. Caulfield, City Manager  
Date: June 22, 2021

  
\_\_\_\_\_  
Matthew O'Connell, Division Vice President

Attest:

  
\_\_\_\_\_  
Briana Schumacher, City Clerk

Approved as to form:

  
\_\_\_\_\_  
Heidi Ann Wachter, City Attorney