Committee: Board of Public Works	**Date:** 5/18/2017
Common Council Item Number: ID 17-0770	**Date:** 6/6/2017
Submitted By: Fred Abadi, Director of Public Works	**City Administrator Approval:** Kevin Lahner, City Administrator **KL**
Finance Department Review: Rich Abbott, Finance Director **RA**	**City Attorney's Office Review:** Brian Running, City Attorney **BER**

Subject:
Approval of Advanced Disposal's credit to the City of Waukesha for mixed solid waste tonnage error for residential services.

Details:

In fall of 2016, it was discovered Advanced Disposal had been mixing solid waste tons from private accounts (condominiums on private drives) with solid waste from City contracted residential properties. Starting in 2009, the City began paying by the ton for solid waste disposal and therefore overpaid by a substantial amount for the solid waste mixed from private accounts.

The City and Advanced Disposal agreed upon a methodology of correcting and resolving the issue including an agreed upon listing of the private accounts, a 3 month study of the separated tons from those private accounts, and a calculation to determine the overpaid amount by the city for the disposal.

See attachment memo from Advanced Disposal for more details on the process and resolution.

Options & Alternatives:
No alternatives.

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Financial Remarks:
In consideration of the $92,192.40 invoice credit to be given to the City by Advanced Disposal, the City releases and forever discharges Advanced Disposal from any and all claims arising from Advanced Disposal's failure to separate private condominium tonnage from City tonnage prior to the date of this Memo of Understanding. Per the resolution, Advanced Disposal agreed to credit back to the City a total of $92,192.40 over the course of 6 months on the monthly invoice for residential services.

Executive Recommendation:
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