

AGENDA ITEM
February 4, 2014

Subject: Lease Agreement with Young Iron and Metal

Department: Community Development

Young Iron and Metal operates a drop-off metal recycling facility in the Nevada area (east of Hwy 71, south of Highland). The site provides our citizens with an outlet for metal recycling.

The City of Nevada purchased a 30 foot gooseneck trailer with funds provided from the Region M Solid Waste Management District. The City has leased the trailer at no cost to Young Iron and Metal for the past several years, in exchange for recycling services provided to our citizens.

BILL NO. 2014-008

ORDINANCE NO.

A SPECIAL ORDINANCE OF THE CITY OF NEVADA, MISSOURI APPROVING A LEASE AGREEMENT WITH YOUNG IRON AND METAL, INC. FOR A 30 FOOT GOOSENECK TRAILER FOR RECYCLING PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF NEVADA, MISSOURI THAT:

Section 1. The Lease Agreement attached hereto and incorporated herein by reference is approved as an obligation to the City of Nevada, Missouri.

Section 2. The City Manager and the City Clerk are hereby authorized and directed to execute the same and affix the corporate seal.

PASSED, APPROVED AND ADOPTED, by the City Council of the City of Nevada, Missouri, this 18th day of February, 2014.

(seal)
ATTEST:

Seth Barrett, Mayor

Bev Baker, City Clerk

LEASE AGREEMENT

This agreement is made and entered into this _____ day of _____, 2014 by and between the City of Nevada, Missouri, hereinafter called the "City" and Young Iron & Metal, Inc., located on Highway 71 North, Nevada, Missouri, hereinafter called "Young's".

Witnesseth:

That, whereas the City received a grant from Region M Solid Waste Management District for the acquisition of recycling equipment as follows:

1 – Bradtch Model 7000 Gooseneck 30' Trailer – VIN 1B9653026TDD58021

to be leased to a recycling operation to provide a method of reduction of volume of solid waste generated within and outside the corporate limits of the City.

Now therefore, it is mutually agreed:

- 1) The City will lease to Young's the City's recycling equipment as listed above for a term of one (1) year, expiring in January, 2015.
- 2) Young's will have possession of the equipment as outlined above. Upon termination of the lease, Young's will return the recycling equipment at a place within the corporate limits designated by the City Manager.
- 3) Young's will maintain the recycling equipment in good condition, normal wear and tear excepted. The equipment will be made available for inspection by the City's designee at all reasonable times. Young's will also maintain the insurance for said recycling equipment.
- 4) At all times during the period of this lease, Young's will maintain Comprehensive General Public Liability Insurance Coverage with a coverage of at least \$300,000/\$500,000, naming the City as an additional insured, and provide a certificate of insurance coverage approved as to form by the City Attorney. Young's will hold the City harmless from any expense of liability associated with the use of the recycling equipment during the lease term. The Comprehensive General Public Liability Insurance Policy will contain a contractual liability endorsement.
- 5) The recycling equipment is provided to Young's as is, without warranty, expressed or implied.

- 6) Throughout the period of the lease, Young's is not permitted to sub-lease the equipment outlined above without the written consent of the City Manager.
- 7) As compensation for this lease, Young's will: 1) Keep the equipment in good repair. 2) Provide metal recycling services for the citizens of Nevada at a reasonable cost.

IN WITNESS WHEREOF, the Parties have executed this lease, subject to City Council approval by Ordinance, this 18th day of February, 2014.

YOUNG IRON & METAL, INC.

CITY OF NEVADA

Gene Young, President

JD Kehrman, City Manager

(seal)
ATTEST:

Bev Baker, City Clerk