

MEMORANDUM OF UNDERSTANDING
BETWEEN
THE CITY OF RED LODGE
AND
RED LODGE RECYCLING

On this ___ day of _____, 2018, the Memorandum of Understanding (“MOU”) is made and entered into by and between the City of Red Lodge, a municipal corporation organized and existing under the laws of the State of Montana whose address is P.O. Box 9, Red Lodge Montana, 59068, hereafter referred to as “City” and Red Lodge Recycling, hereinafter referred to as “RL Recycling”.

WITNESSETH

WHEREAS, an MOU between the City and RL Recycling was executed _____ for the purpose of maintaining and managing the Red Lodge Recycling Center, and

WHEREAS, it is the intention of the City and RL Lodge Recycling to provide recycling services for the citizens and area residents of Red Lodge, Montana, and

WHEREAS, the Parties have discussed the contents of this MOU and acknowledge that they understand their respective duties and obligation and that each party intends to perform their respective duties and obligations as agreed hereunder, and

WHEREAS, on July 1, 2019 this MOU will be dissolved and a not yet established lease agreement between the City and RL Recycling will be put into effect, and

NOW, THEREFORE, in light of and furthermore of the matters set forth in the above recitals, the City and the RL Recycling agree to as follows:

- 1) The City’s insurance will cover the building and contents and the liability on the city property. The Board must carry their own general liability insurance.
- 2) The City will continue to pay the Red Lodge Recycling Center’s heat and electricity bills, with a cap of Two Thousand Four Hundred Dollars (\$2,400.00) until the fiscal year ends on June 30, 2019.
- 3) The City will continue to provide snow plowing for the Red Lodge Recycling Center until the fiscal year ends on June 30, 2019.
- 4) The City will continue to pay the expenses of baler rental to Republic and the cost of baler wire until the fiscal year ends on June 30, 2019.
- 5) If RL Recycling defaults by failing to keep the Red Lodge Recycling Center open at any point before June 30, 2019, the City may enter and take possession of the Red Lodge Recycling Center after serving RL Recycling a 30 day written notice. In addition, the City may terminate or cancel this MOU and place RL Recycling’s property in storage in a public warehouse at the expense of RL Recycling.

- 6) The City and RL Recycling reserve the right to discuss and add an addendum should the necessity arise.