

September 25, 2019

Via Electronic Mail Only to rachel.tierney@ci.saintpaul.mn.us

Rachel Tierney
Deputy City Attorney
15 Kellogg Blvd. West
Saint Paul, MN 55102

**Re: St. Paul Trash Haulers, LLC – Contingency Plan for Referendum and Pricing Adjustment for 2020
Our File No. 23744.1**

Dear Ms. Tierney:

On behalf of St. Paul Haulers, LLC (the “**Consortium**”), I write to you regarding the Residential Solid Waste, Yard Waste and Bulky Waste Collection Agreement dated November 14, 2017 (the “**OTC Contract**”). The Consortium believes that the City needs to first prioritize and focus efforts on preparing a contingency plan for addressing the potential success of the referendum to overturn St. Paul Ordinance 18-39 before addressing any 2020 rate adjustments. When Judge Castro originally ruled against the City, there was no viable plan, consistent with the terms of the OTC Contract, which resulted in an emergency and crisis situation for both parties which does not benefit any stakeholder and makes sound policy decisions difficult. The Consortium wants to emphasize, again for the fourth time, that this contingency plan must be developed before the 2020 pricing adjustment can realistically be resolved.

Based on the most recent meeting between City Staff and the Consortium, it is clear that the City is trying to impose a rushed 2020 Pricing Adjustment for the OTC Contract which is contrary to the Contract and past practices and may ultimately cause harm to the citizens of St. Paul. This seems like an imbalanced burden to the citizens. In a show of cooperation and partnership, as an accommodation to the City and the citizens of St. Paul, the Consortium is proposing that no adjustment be made to the current rates published on the City’s website and being paid by RDUs for trash collection for first six months of 2020. This proposal takes the urgency and time pressure out of the impasse and will give the two sides work together to collaboratively address the rate adjustment for 2020.

The City’s latest proposal to the Consortium, delivered today by letter from Chris Swanson again fails to accurately reflect the terms of the OTC Contract and seems to propose a random system of price adjustment which subsidizes some RDUs at the expense of others. The price adjustment methodology proposed at the meeting doesn’t take the realities of the OTC

Contract such as finalization of county disposal pricing; gaps in data collection or past practice into account. To the Consortium, the clear message presented at the meeting seems to be an attempt to threaten and bully the Consortium into an unjustified reduction in RDU rates for political reasons, while the price for disposal of waste at the City mandated facility are rising by almost 20% next year.

Furthermore, given the City Attorney Office's explanation of the timing deadlines for publication, public hearing and final council action, it seems that parties need to slow the process down so as to not unduly saddle what may very well be a new City Council with the rush to set rates and force this new Council, with no input, to deal with a rate structure put upon them by the old Council.

Lastly, based the terms of the Letter from Chris Swanson today, the actions of the City are neither required nor consistent with the OTC Contract or the Law. If the City chooses to move forward with the legislative process for adoption of these rates which the Consortium rejects, such action likely constitutes a breach of the OTC Contract and could subject the City to additional liability.

For all these reasons, the Consortium proposes to hold pricing constant at 2019 rates until July 1, 2020 under the OTC Contract. Mr. Swanson's letter states the City is willing to meet to discuss this matter further, please propose some dates and times when the City would like to meet.

Thank you and please feel free to contact the undersigned with any questions.

Sincerely,
MESSERLI KRAMER P.A.



Daniel S. Schleck
Attorney

C. G. Revering
St. Paul Haulers, LLC

October 23, 2019

Via Electronic Mail Only to rachel.tierney@ci.saintpaul.mn.us

Rachel Tierney
Deputy City Attorney
15 Kellogg Blvd. West
Saint Paul, MN 55102

**Re: St. Paul Trash Haulers, LLC – City Failure to Deliver an Adequate Supply of Carts and Parts
Our File No. 23744.1**

Dear Ms. Tierney:

On behalf of St. Paul Haulers, LLC (the “Consortium”), I write to you regarding the Residential Solid Waste, Yard Waste and Bulky Waste Collection Agreement dated November 14, 2017 (the “OTC Contract”). Members of the Consortium have been requesting an adequate supply of 35 gallon carts and replacement parts since March of 2019. The Consortium has given the City numerous written notices of this breach by the City has breached the OTC Contract Section 2.9.7 and Section 5 of Exhibit 3 for not delivering an adequate supply of carts nor of replacement parts within 90 days after a request from a Consortium Member. As an accommodation to the City, let this letter serve as the Consortium’s written Notice of Default to the City pursuant to Section 12.2.2.

There is no question that the City knows that the Consortium has always been made up of several different Members, each with a different place of business as clearly identified in Exhibit 1 of the OTC Contract. I also don’t think the City believes that the Consortium has, or ever had, a single physical location where it could receive or store anything including an inventory of carts. As such, the OTC Contract has always required the City to deliver carts to the various Consortium Member locations.

Pursuant to Section 12.2.2 of the OTC Contract the City has seven (7) days from the date of this Notice to deliver the carts requested to all requesting Consortium Members. If the City has not delivered an adequate supply of carts by November 23, 2019 (30 days from the date of this Notice) the Consortium may declare an Event of Default by the City.

Furthermore, since the Consortium Members have been requesting carts since March of 2019, if the City has not delivered an adequate supply of 35 gallon carts to the individual Consortium Members requesting such carts within seven (7) days of this Notice, the individual Consortium Members who do not have an adequate supply of carts, these Consortium Members will be forced to use their own carts and pursuant to Section

October 23, 2019

Page 2

Cart Inventory

2.9.7 will be leasing these carts to the City of St. Paul at a rate of \$25.00 per month with the expectation of payment for the same.

Thank you and please feel free to contact the undersigned with any questions.

Sincerely,

MESSERLI KRAMER P.A.



Daniel S. Schleck
Attorney

C. G. Revering
St. Paul Haulers, LLC

October 25, 2019

Via Electronic Mail Only to rachel.tierney@ci.saintpaul.mn.us

Rachel Tierney
Deputy City Attorney
15 Kellogg Blvd. West
Saint Paul, MN 55102

**Re: St. Paul Trash Haulers, LLC – City Failure to Deliver an Adequate Supply of Carts and Parts
Our File No. 23744.1**

Dear Ms. Tierney:

On behalf of St. Paul Haulers, LLC (the “Consortium”), I write to you regarding the Residential Solid Waste, Yard Waste and Bulky Waste Collection Agreement dated November 14, 2017 (the “OTC Contract”). Members of the Consortium have been requesting an adequate supply of 35-gallon carts and replacement parts since March of 2019 but the City has yet to provide the carts or parts. The Consortium has given the City numerous written notices of this breach by the City under OTC Contract Section 2.9.7 and Section 5 of Exhibit 3 for not delivering an adequate supply of carts nor of replacement parts within 90 days after a request from a Consortium Member. As an accommodation to the City, let this letter serve as the Consortium’s written Notice of Default to the City pursuant to Section 12.2.2.

There is no question that the City knows that the Consortium has always been made up of several different Members, each with a different place of business as clearly identified in Exhibit 1 of the OTC Contract. The City is aware that the Consortium does not currently, and has never had a single physical location where it could receive or store an inventory of carts. As such, the OTC Contract has always required the City to deliver carts to the various Consortium Member locations and the City has so delivered carts in the past.

Pursuant to Section 12.2.2 of the OTC Contract the City has seven (7) days from the date of this Notice to deliver the carts requested to all requesting Consortium Members. If the City has not delivered an adequate supply of carts by November 23, 2019 (30 days from the date of this Notice) the Consortium may declare an Event of Default by the City.

Furthermore, since the Consortium Members have been requesting carts since March of 2019, if the City has not delivered an adequate supply of 35-gallon carts to the individual Consortium Members requesting such carts within seven (7) days of this Notice, these Consortium Members will be forced to use their own carts and pursuant to Section

2.9.7 will be leasing these carts to the City of St. Paul at a rate of \$50.00 per month with the expectation of payment for the same.

Thank you and please feel free to contact the undersigned with any questions.

Sincerely,
MESSERLI KRAMER P.A.



Daniel S. Schleck
Attorney

C. G. Revering
St. Paul Haulers, LLC

From: [Daniel S. Schleck](#)
To: "Tierney, Rachel (CI-StPaul)"
Cc: [Greg Revering - E&M Consulting Services, Inc. \(grevering.sph@gmail.com\)](#)
Bcc: [bob.stewart@highlandsanitation.com](#); [gwegleitner56@gmail.com](#); [dhoekstr@wm.com](#); [jim.smith@advanceddisposal.com](#); [rfranklin3@republicservices.com](#); [tnelson@aspenwaste.com](#); [bstamets@aspenwaste.com](#); [afang@aspenwaste.com](#); [gbromen@nilanjohanson.com](#); [jfoutz@republicservices.com](#); [jbg@aftonlaw.net](#); [melissa.bachhuber@advanceddisposal.com](#); [mhamstra@wm.com](#)
Subject: SP Haulers - FW: Confirmation of Phone Call
Date: Thursday, October 31, 2019 12:12:08 PM
Attachments: [image8e7228.PNG](#)

Dear Rachel –

To be clear, St. Paul Haulers, LLC has not contributed funds in support of either side of the debate over this important issue for the voters of St. Paul.

Additionally, given the sensitive nature of these discussions, especially those involving the media, I would appreciate being copied on all correspondence on this issue being sent by the City, including correspondence from City staff, the City Attorney's office or the Mayor's office to either the media or to the Consortium. I will copy you on our correspondence as well.

Thank you.

Daniel S. Schleck
Attorney
Direct: 612.672.3683
Cell: 612.730.4808



Assistant: Sonya M. Halverson
Direct: 612.672.3771
shalverson@MesserliKramer.com

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Minneapolis, MN 55402
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From: Young, Susan (CI-StPaul) <Susan.Young@ci.stpaul.mn.us>
Sent: Thursday, October 31, 2019 11:52 AM
To: grevering.sph@gmail.com

Subject: RE: Confirmation of Phone Call

It was my understanding that the Star Tribune is only asking about the Republic contribution, and that yes, Jim (Star Tribune) had called Republic who referred Jim to the Consortium for comment.

From: grevering.sph@gmail.com <grevering.sph@gmail.com>

Sent: Thursday, October 31, 2019 11:40 AM

To: Young, Susan (CI-StPaul) <Susan.Young@ci.stpaul.mn.us>

Cc: dschleck@messerlikramer.com; Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>; Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>

Subject: Confirmation of Phone Call

Think Before You Click: This email originated outside our organization.

Susan,

I wanted to send you an email confirming the information you shared with me this morning as our connection was poor. You mentioned that you gave Jim from the Star Tribune my phone number as it is Public Record and that he will be calling me as I am the Chief Manager of the Consortium.

The reason the Star Tribune is calling the Consortium is to inquire and gather information as to the contribution to the YES movement. This inquiry was directed to Messerli/Kramer, Counsel for the Consortium for contributing \$1,000.00 and Republic Services, a Consortium Member contributing \$28,000.00.

You mentioned also that the Star Tribune called Republic Services and Republic Services directed the Paper to call the Consortium. Please confirm the accuracy of my understanding of the call or add any information I may have missed.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: [Tierney, Rachel \(CI-StPaul\)](#)
To: [Daniel S. Schleck](#)
Cc: [Swanson, Christopher \(CI-StPaul\)](#)
Subject: RE: SP Haulers - Written Statement from Peter Leggett at the City regarding referendum
Date: Wednesday, October 09, 2019 5:03:24 PM
Attachments: [image001.png](#)
[image002.png](#)
[image004.png](#)

I will work on locating this document. In the future, it would be helpful if Greg could make these requests to Chris.



Rachel G. Tierney
Deputy City Attorney
St. Paul City Attorney's Office
15 W. Kellogg Blvd., 400 City Hall
Saint Paul, MN 55102
P: 651-266-8778
rachel.tierney@ci.stpaul.mn.us

From: Daniel S. Schleck [mailto:dschleck@MesserliKramer.com]
Sent: Tuesday, October 8, 2019 2:07 PM
To: Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>
Cc: Greg Revering - E&M Consulting Services, Inc. (grevering.sph@gmail.com) <grevering.sph@gmail.com>
Subject: RE: SP Haulers - Written Statement from Peter Leggett at the City regarding referendum

Think Before You Click: This email originated outside our organization.

Rachel –

The Article specifically says on Page 3 “Peter Leggett, a spokesman for the mayor’s office, **emailed the following written statement on Thursday: . . .**”

Please send me the written statement, otherwise I will have to send a Data Practices Act request to the Mayor’s office to request it.

From: Tierney, Rachel (CI-StPaul) [mailto:rachel.tierney@ci.stpaul.mn.us]
Sent: Tuesday, October 08, 2019 1:04 PM
To: Daniel S. Schleck
Cc: Greg Revering - E&M Consulting Services, Inc. (grevering.sph@gmail.com)
Subject: RE: SP Haulers - Written Statement from Peter Leggett at the City regarding referendum

Dan:

There was no official press statement. As happens on a near-daily basis, we simply responded to questions from the media.

Thanks.



Rachel G. Tierney
Deputy City Attorney
St. Paul City Attorney's Office
15 W. Kellogg Blvd., 400 City Hall
Saint Paul, MN 55102
P: 651-266-8778
rachel.tierney@ci.stpaul.mn.us

From: Daniel S. Schleck [<mailto:dschleck@MesserliKramer.com>]
Sent: Tuesday, October 8, 2019 8:50 AM
To: Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>
Cc: Greg Revering - E&M Consulting Services, Inc. (grevering.sph@gmail.com)
<grevering.sph@gmail.com>
Subject: SP Haulers - Written Statement from Peter Leggett at the City regarding referendum


Think Before You Click: This email originated outside our organization.

Dear Rachel –

The attached article from the Pioneer Press mentions a written statement being sent from Peter Leggett, who is characterized as a spokesperson from the St. Paul Mayor's office, being sent last Thursday to the Pioneer Press regarding the upcoming referendum.

Can you please send me a copy of this written statement? Also, in the future, can you please send me copies of all official press releases on the OTC Contract and referendum?

Thank you .

Daniel S. Schleck
Attorney
Direct: 612.672.3683
Cell: 612.730.4808
 vCard

Assistant: Sonya M. Halverson
Direct: 612.672.3771
shalverson@MesserliKramer.com

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From: [Tierney, Rachel \(CI-StPaul\)](#)
To: [Daniel S. Schleck](#)
Cc: [Swanson, Christopher \(CI-StPaul\)](#)
Subject: copies of public notice
Date: Wednesday, October 09, 2019 4:21:31 PM
Attachments: [image003.png](#)
[Public Notice of Rate Changes.PDF](#)

Dan:

Attached please find copies of the public notice you requested.

Rachel



Rachel G. Tierney
Deputy City Attorney
St. Paul City Attorney's Office
15 W. Kellogg Blvd., 400 City Hall
Saint Paul, MN 55102
P: 651-266-8778
rachel.tierney@ci.stpaul.mn.us

From: [Swanson, Christopher \(CI-StPaul\)](#)
To: [Daniel S. Schleck](#); [Tierney, Rachel \(CI-StPaul\)](#); [Greg Revering - E&M Consulting Services, Inc. \(grevering.sph@gmail.com\)](#)
Cc: [Lantry, Kathy \(CI-StPaul\)](#)
Subject: RE: City Proposed Second Amendment and Agenda for October 9, 2019 Meeting
Date: Wednesday, October 09, 2019 10:39:06 AM

Greg and I will work together if there is anything we need.

I sent the invite out yesterday. If there is anything more please have Greg email me and I can work to get everything all set up.

Chris

-----Original Message-----

From: Daniel S. Schleck [<mailto:dschleck@MesserliKramer.com>]
Sent: Wednesday, October 9, 2019 8:57 AM
To: Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>; Greg Revering - E&M Consulting Services, Inc. (grevering.sph@gmail.com) <grevering.sph@gmail.com>
Cc: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>; Lantry, Kathy (CI-StPaul) <kathy.lantry@ci.stpaul.mn.us>
Subject: Re: City Proposed Second Amendment and Agenda for October 9, 2019 Meeting

Think Before You Click: This email originated outside our organization.

Rachel -

I am going to be tied up much of the day. Please coordinate directly with Greg on the meeting.

Thank you

Daniel S. Schleck
Attorney
Direct: 612.672.3683
Cell: 612.730.4808
[vCard] <<https://messerlikramer.com/wp-content/uploads/Daniel-Schleck.vcf>>

Assistant: Sonya M. Halverson
Direct: 612.672.3771
shalverson@MesserliKramer.com
[cid:image5c95b1.PNG@194b646b.4294a46c] <<https://www.messerlikramer.com>>
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From: Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>
Sent: Tuesday, October 8, 2019 6:58:29 PM

To: Daniel S. Schleck
Cc: Swanson, Christopher (CI-StPaul); Lantry, Kathy (CI-StPaul)
Subject: City Proposed Second Amendment and Agenda for October 9, 2019 Meeting

Dan:

Attached please find the City's proposed Second Amendment to the Contract. Tomorrow's meeting has been scheduled for Room 42 in City Hall.

The agenda is as follows:

- * 3:30 Introductions
- * 3:35 – 4:45 Consortium Response to City Proposal
 - * Points of Agreement
 - * Points of Disagreement
 - * Additional Proposed Terms
- * 4:45 – 5:00 Next Steps/Meeting Schedule
- * 5:00 Adjourn

We look forward to discussing your response tomorrow.

Thanks.

Rachel

[cid:image003.png@01D57E0A.5EE11640]

From: [Tierney, Rachel \(CI-StPaul\)](#)
To: [Daniel S. Schleck](#)
Cc: [Greg Revering - E&M Consulting Services, Inc. \(grevering.sph@gmail.com\)](#)
Subject: RE: SP Haulers - Written Statement from Peter Leggett at the City regarding referendum
Date: Tuesday, October 08, 2019 1:04:21 PM
Attachments: [image001.png](#)
[image003.png](#)

Dan:

There was no official press statement. As happens on a near-daily basis, we simply responded to questions from the media.

Thanks.



Rachel G. Tierney
Deputy City Attorney
St. Paul City Attorney's Office
15 W. Kellogg Blvd., 400 City Hall
Saint Paul, MN 55102
P: 651-266-8778
rachel.tierney@ci.stpaul.mn.us

From: Daniel S. Schleck [mailto:dschleck@MesserliKramer.com]
Sent: Tuesday, October 8, 2019 8:50 AM
To: Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>
Cc: Greg Revering - E&M Consulting Services, Inc. (grevering.sph@gmail.com)
<grevering.sph@gmail.com>
Subject: SP Haulers - Written Statement from Peter Leggett at the City regarding referendum

Think Before You Click: This email originated **outside** our organization.

Dear Rachel –

The attached article from the Pioneer Press mentions a written statement being sent from Peter Leggett, who is characterized as a spokesperson from the St. Paul Mayor's office, being sent last Thursday to the Pioneer Press regarding the upcoming referendum.

Can you please send me a copy of this written statement? Also, in the future, can you please send me copies of all official press releases on the OTC Contract and referendum?

Thank you .

Daniel S. Schleck
Attorney
Direct: 612.672.3683
Cell: 612.730.4808
 [vCard](#)

Assistant: Sonya M. Halverson
Direct: 612.672.3771
shalverson@MesserliKramer.com

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From: [Tierney, Rachel \(CI-StPaul\)](#)
To: [Daniel S. Schleck](#)
Cc: [Greg Revering - E&M Consulting Services, Inc. \(grevering.sph@gmail.com\)](#)
Subject: RE: SP Haulers - Publication of St. Paul Garbage Pick-up Rates for 2020 in the St. Paul Legal Ledger
Date: Tuesday, October 08, 2019 9:06:07 AM
Attachments: [image001.png](#)
[image003.png](#)

Dan:

A notice of proposed rates was published on the 3rd, and an amended notice will be published on the 10th in the Legal Ledger.

Rachel



Rachel G. Tierney
Deputy City Attorney
St. Paul City Attorney's Office
15 W. Kellogg Blvd., 400 City Hall
Saint Paul, MN 55102
P: 651-266-8778
rachel.tierney@ci.stpaul.mn.us

From: Daniel S. Schleck [mailto:dschleck@MesserliKramer.com]
Sent: Monday, October 7, 2019 4:41 PM
To: Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>
Cc: Greg Revering - E&M Consulting Services, Inc. (grevering.sph@gmail.com)
<grevering.sph@gmail.com>
Subject: SP Haulers - Publication of St. Paul Garbage Pick-up Rates for 2020 in the St. Paul Legal Ledger

Think Before You Click: This email originated outside our organization.

Dear Rachel –


Greg called me and said that he had a confusing conversation with Chris Swanson this afternoon. Chris seemed to tell Greg, but wasn't sure, that the City had published the new Garbage collection rates for 2020 in the St. Paul Legal Ledger last week.

I reviewed the September 30th edition and the October 7th edition of the publication and did not find any such notice.

Can you confirm or correct this information as to whether the City has published the new rates?

Thank you.

Daniel S. Schleck

Attorney
Direct: 612.672.3683
Cell: 612.730.4808
 vCard

Assistant: Sonya M. Halverson
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From: [Daniel S. Schleck](#)
To: "Tierney, Rachel (CI-StPaul)"
Cc: [Greg Revering - E&M Consulting Services, Inc. \(grevering.sph@gmail.com\)](#)
Bcc: [bob.stewart@highlandsanitation.com](#); [gwegleitner56@gmail.com](#); [dhoekstr@wm.com](#); [jim.smith@advanceddisposal.com](#); [rfranklin3@republicservices.com](#); [tnelson@aspenswaste.com](#)
Subject: SP Haulers - Written Statement from Peter Leggett at the City regarding referendum
Date: Tuesday, October 08, 2019 8:50:00 AM
Attachments: [191005 Pioneer Press St. Paul trash contract"s force majeure clause.pdf](#)
[image40c773.PNG](#)

Dear Rachel –

The attached article from the Pioneer Press mentions a written statement being sent from Peter Leggett, who is characterized as a spokesperson from the St. Paul Mayor’s office, being sent last Thursday to the Pioneer Press regarding the upcoming referendum.

Can you please send me a copy of this written statement? Also, in the future, can you please send me copies of all official press releases on the OTC Contract and referendum?

Thank you .

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From: [Daniel S. Schleck](#)
To: "Tierney, Rachel (CI-StPaul)"
Cc: [Greg Revering - E&M Consulting Services, Inc. \(grevering.sph@gmail.com\)](#)
Bcc: [bob.stewart@highlandsanitation.com](#); [gwegleitner56@gmail.com](#); [dhoekstr@wm.com](#); [jim.smith@advanceddisposal.com](#); [rfranklin3@republicservices.com](#); [tnelson@aspenwaste.com](#); [bstamets@aspenwaste.com](#); [afang@aspenwaste.com](#); [gbromen@nilanjohanson.com](#); [jfoutz@republicservices.com](#); [jbg@aftonlaw.net](#); [melissa.bachhuber@advanceddisposal.com](#); [mhamstra@wm.com](#)
Subject: SP Haulers - Publication of St. Paul Garbage Pick-up Rates for 2020 in the St. Paul Legal Ledger
Date: Monday, October 07, 2019 4:40:42 PM
Attachments: [image6d0441.PNG](#)

Dear Rachel –

Greg called me and said that he had a confusing conversation with Chris Swanson this afternoon. Chris seemed to tell Greg, but wasn't sure, that the City had published the new Garbage collection rates for 2020 in the St. Paul Legal Ledger last week.

I reviewed the September 30th edition and the October 7th edition of the publication and did not find any such notice.

Can you confirm or correct this information as to whether the City has published the new rates?

Thank you.

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To: ["Tierney, Rachel \(CI-StPaul\)"](#)
Cc: [Greg Revering - E&M Consulting Services, Inc. \(grevering.sph@gmail.com\)](#)
Bcc: [bob.stewart@highlandsanitation.com](#); [gwegleitner56@gmail.com](#); [dhoekstr@wm.com](#);
[jim.smith@advanceddisposal.com](#); [rfranklin3@republicservices.com](#); [tnelson@aspenwaste.com](#);
[bstamets@aspenwaste.com](#); [afang@aspenwaste.com](#); [gbromen@nilanjohnson.com](#);
[jfoutz@republicservices.com](#); [jbg@aftonlaw.net](#); [melissa.bachhuber@advanceddisposal.com](#);
[mhamstra@wm.com](#)
Subject: St. Paul Haulers - Meeting and Consortium position on City publishing rates not agreed to by Consortium
Date: Monday, September 30, 2019 5:17:24 PM
Attachments: [image9168fd.PNG](#)

Dear Rachel –

I wanted to write to you to clarify the Consortium's position on the City's plan for the pricing adjustment for 2020 to the OTC Contract. The Consortium remains willing to meet with the City to further discuss 2020 pricing. As stated in my 9/26 email, our only condition to this meeting is that the City invites those with authority to bind the City and the City agree to also discuss the contingency plan amendment. As soon as we receive the City's confirmation, we will happily schedule the meeting.

Further, as I stated in my letter last week to you, the Consortium's position is that if the City moves forward with publication of the rates unilaterally determined by the City, without agreement by the Consortium, the City would be acting in violation of the spirit and intent of the OTC Contract, if not in breach of its express terms. Instead of attempting to one-sidedly imposing rates on rushed timelines, the Consortium urges the City to meet with us and discuss both the rates and the contingency plan together, as partners with the shared goal of improving waste collection in the City of St. Paul.

The terms of the OTC Contract have been amended by performance of the parties in several ways regarding any pricing adjustment and Section 3. Contrary to your assertion, pricing under the OTC contract is not strictly formulaic and does not provide for default adjustments. As you are aware, Section 3 of the OTC contract requires the City to negotiate with the Consortium regarding the disposal portion of any pricing adjustment

Furthermore, the terms of the OTC Contract related to pricing have already been amended by performance of the parties which also essentially require both parties to negotiate for amendments in the future. I think we can all agree that the residents of St. Paul would be better served if the Consortium and the City worked together to come up with mutually agreed upon 2020 pricing, as is outlined in the OTC contract.

The Consortium believes that the City need not continue to move forward so quickly given the schedule provided to us by the you and Kathy Lantry at our last meeting. It seems that is at least 10-14 days for the parties to continue negotiating and we would propose that we continue the same. Additionally, the Consortium believes the parties should make negotiation of an amendment addressing what happens if residents vote against the City's organized collection ordinance a priority before pricing. To that end, we concur on a meeting between the parties this week to move this matter forward. My understanding is that Chris and Greg are working on a meeting date.

Please contact me if you have any questions or would like to discuss this matter further before our upcoming meeting.

Daniel S. Schleck
Attorney
Direct: 612.672.3683
Cell: 612.730.4808



Assistant: Sonya M. Halverson
Direct: 612.672.3771
shalverson@MesserliKramer.com

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Minneapolis, MN 55402
www.messerlikramer.com

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close to backing into them, using a 10% increase in disposal rates each year, but must be missing something.

Thanks!

Holly Huston

Chief Budget Officer
Office of the City Council
Suite 310, City Hall
15 West Kellogg Blvd.
St. Paul, MN 55102-1615
Phone: 651-266-8564

From: grevering.sph@gmail.com
To: "Swanson, Christopher (CI-StPaul)"
Cc: [Daniel S. Schleck](mailto:Daniel.S.Schleck)
Bcc: afang@aspenwaste.com; bob.stewart@highlandsanitation.com; dhoekstr@wm.com; gwegleitner@qwestoffice.net; jbg@aftonlaw.net; JFoutz@republicservices.com; jim.smith@advanceddisposal.com; lwegleitner21@gmail.com; melissa.bachhuber@advanceddisposal.com; mhamstra@wm.com; osusieq65@gmail.com; rfranklin3@republicservices.com; tnelson@aspenwaste.com
Subject: RE: 2020 St Paul Garbage Rates
Date: Tuesday, October 29, 2019 8:57:03 AM
Attachments: [image003.png](#)

Chris,

As we discussed yesterday, I strongly stated that the City's current proposal has calculation errors in the area of disposal. I'll give you one example in writing as to what I stated verbally yesterday.

The City proposal for a 35 EOW disposal shows \$1.40 and if the City is truly following the Methodology in the OTC Agreement then the weekly 35 gallon service would be very obviously \$2.80 as the gallons of service double.

You have stated in our first meeting about the 2020 rate adjustment that you have been directed to redistribute the disposal cost decrease across all service levels. When I challenged you yesterday with the above calculation error and I stated that it appears that the City is redistributing the disposal costs, you stated again that you have been directed to do so.

I would expect that you will inform your leadership of this error in calculation. I also expect that the City will not publish the current proposed rates due to this very obvious error.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Sent: Monday, October 28, 2019 4:53 PM
To: Greg Revering <grevering.sph@gmail.com>
Cc: Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>; Welsh, Ian (CI-StPaul) <Ian.Welsh@ci.stpaul.mn.us>; Heng, Steven (CI-StPaul) <steven.heng@ci.stpaul.mn.us>; Young, Susan (CI-StPaul) <Susan.Young@ci.stpaul.mn.us>
Subject: 2020 St Paul Garbage Rates

Greg,

The City's goal is to set accurate quarterly rates that honor the terms of the Contract between

the City and SPH. The City has been transparent in the process to determine the rates for 2020 so that residents will not pay more or less than they are required to pay under the Contract. We have been open to feedback from SPH on our calculations and have recalculated the rates.

The recalculated rates reflect agreement on the following factors:

- the fuel portion of trash collection costs (no adjustment);
- non-fuel portion of trash collection (adjusted to reflect a two percent CPI increase);
- fuel surcharge (none); and
- adjustment due to a change in law (none).

Regarding disposal costs, there is agreement that the price per ton for disposal has gone from \$69/ton to \$82/ton and that the amount of disposal -- from October 2018 through September 2019-- was 56,768.67 tons. It is also the City's understanding that there is agreement that the number of RDUs is 71,742, reflecting an average of 112 temporary service holds per month.

Using these numbers, the City distributed the disposal costs between service levels consistent with the 2019 disposal costs. To do so, the City took the annual 2020 disposal costs (total tons multiplied by the price per ton) of \$4,655,030.94, and divided by 12 to get the average monthly disposal costs of \$387,919.25 per month. The City then subtracted the disposal costs from \$455,297.32, which is the average monthly disposal costs for 2018-2019. The result is a reduction in monthly disposal costs of \$67,378.07.

The City then divided this monthly reduction by the number of RDUs to determine a per cart/per month reduction of \$.94 per cart. The City's recalculated rates reflect this \$.94 per cart/per month adjustment. These adjustments are reflected in the rates we will ask the Council to adopt on November 6.

The Council will hold a public hearing on rates on November 6, continued to November 13th. At that meeting, the Council will replace what is currently in the ordinance with the rates we have outlined below:

Cart Size	2020 Quarterly Rate
Sm EOW	\$ 57.60
Sm W	\$ 67.29
Medium	\$ 93.09
Large	\$ 99.45

The City is willing to meet with SPH to discuss any errors in the calculations reflected above. If the Haulers wish to schedule a meeting, please call me as soon as possible.

Sincerely,



Chris Swanson

Solid Waste Program Supervisor

From: grevering.sph@gmail.com
To: "Swanson, Christopher (CI-StPaul)"
Cc: [Daniel S. Schleck](mailto:Daniel.S.Schleck)
Bcc: afang@aspenwaste.com; bob.stewart@highlandsanitation.com; dhoekstr@wm.com; gwegleitner@qwestoffice.net; jbg@aftonlaw.net; JFoutz@republicservices.com; jim.smith@advanceddisposal.com; lwegleitner21@gmail.com; melissa.bachhuber@advanceddisposal.com; mhamstra@wm.com; osusieq65@gmail.com; rfranklin3@republicservices.com; tnelson@aspenwaste.com
Subject: RE: City Proposal for 2020 Garbage Hauling
Date: Thursday, October 24, 2019 1:50:07 PM

Chris,

The Consortium Board Members have not been able to review the City's latest proposal, therefore the Board respectfully declines the Friday meeting with the City due to the short timeline. The Board Members will be getting together sometime early next week to review the City's proposal and then will propose a time to meet.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Sent: Wednesday, October 23, 2019 5:10 PM
To: grevering.sph@gmail.com
Cc: Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>; Heng, Steven (CI-StPaul) <steven.heng@ci.stpaul.mn.us>; Young, Susan (CI-StPaul) <Susan.Young@ci.stpaul.mn.us>; Welsh, Ian (CI-StPaul) <Ian.Welsh@ci.stpaul.mn.us>
Subject: City Proposal for 2020 Garbage Hauling

Hi Greg,

Please see the updated city proposal for 2020 Garbage hauling rates.

Please have the consortium review so we can discuss this proposal during the meeting on Friday.

Chris

From: grevering.sph@gmail.com
To: [Chris Swanson](#); "[Tierney, Rachel \(CI-StPaul\)](#)"; [Daniel S. Schleck](#); "[Lantry, Kathy \(CI-StPaul\)](#)"; "[Young, Susan \(CI-StPaul\)](#)"
Subject: Consortium Proposals for Second Amendment & 2020 Price Adjustment
Date: Monday, October 14, 2019 5:45:14 PM
Attachments: [MK MPLS-#1778310-v6-190625 2nd Amendment to OTC SP Haulers and City Original Draft6-25-19 \(2\).pdf](#)
[Consortium 2020 Price Adjustment City Format Version 1.0.xlsx](#)

Chris,

Please see attached proposals for the Second Amendment and 2020 Price Adjustment.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: grevering.sph@gmail.com
To: [Chris Swanson](#)
Cc: [Daniel S. Schleck](#)
Bcc: bob.stewart@highlandsanitation.com; dhoekstr@wm.com; gwegleitner@qwestoffice.net; info@highlandsanitation.com; jim.smith@advanceddisposal.com; lwegleitner21@gmail.com; rfranklin3@republicservices.com; tnelson@aspenwaste.com
Subject: 2020 Price Adjustment Conversation Friday
Date: Monday, September 30, 2019 11:18:16 AM

Chris,

Per our conversation Friday around 5:02 PM, I asked if I missed your response to my 9/26 email stating "We will be happy to meet with the City provided that the City will confirm that 1) they will have those with authority to bind the City in attendance as well and 2) we will discuss the City's contingency amendment, in addition to the pricing adjustment. Please confirm". You then stated that you needed dates and times and I said Monday. You said email that with times. I stated that I need a response to my latest email first.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: grevering.sph@gmail.com
To: "Swanson, Christopher (CI-StPaul)"
Cc: "Lantry, Kathy (CI-StPaul)"; "Tierney, Rachel (CI-StPaul)"; "Young, Susan (CI-StPaul)"
Bcc: bob.stewart@highlandsanitation.com; dhoekstr@wm.com; [Daniel S. Schleck](mailto:Daniel.S.Schleck@gwestoffice.net); gwegleitner@gwestoffice.net; info@highlandsanitation.com; JFoutz@republicservices.com; jim.smith@advanceddisposal.com; lwegleitner21@gmail.com; mhamstra@wm.com; rfranklin3@republicservices.com; tnelson@aspennwaste.com
Subject: RE: 3rd Meeting on 2020 Rates
Date: Thursday, September 26, 2019 2:47:08 PM

Dear Chris,

We will be happy to meet with the City provided that the City will confirm that 1) they will have those with authority to bind the City in attendance as well and 2) we will discuss the City's contingency amendment, in addition to the pricing adjustment. Please confirm.

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Sent: Thursday, September 26, 2019 11:22 AM
To: grevering.sph@gmail.com
Cc: Lantry, Kathy (CI-StPaul) <kathy.lantry@ci.stpaul.mn.us>; Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>; Young, Susan (CI-StPaul) <Susan.Young@ci.stpaul.mn.us>
Subject: 3rd Meeting on 2020 Rates

Hi Greg,

We received your letter dated September 25, 2019. At the end of the letter the haulers ask the city to propose some meeting times to discuss 2020 rates. As I asked in my September 20th email to you, please send me a few time slots where the haulers, specifically a group of haulers that can make a decision, will be able to meet. We cannot continue to have this back and forth with not having all the deciders in the room. We understand that some of the haulers may have time constraints during normal business hours so if there is a time later in the day that would work better we can try and adjust our scheduled to make the meeting work. I want something on the books in the next few days. Please send me some times and we can get these scheduled. If you have additional question please do not hesitate to send me an email or give me a call!

Chris

From: [Swanson, Christopher \(CI-StPaul\)](#)
To: grevering.sph@gmail.com
Cc: [Lantry, Kathy \(CI-StPaul\)](#); [Tierney, Rachel \(CI-StPaul\)](#); [Young, Susan \(CI-StPaul\)](#)
Subject: 3rd Meeting on 2020 Rates
Date: Thursday, September 26, 2019 11:21:48 AM

Hi Greg,

We received your letter dated September 25, 2019. At the end of the letter the haulers ask the city to propose some meeting times to discuss 2020 rates. As I asked in my September 20th email to you, please send me a few time slots where the haulers, specifically a group of haulers that can make a decision, will be able to meet. We cannot continue to have this back and forth with not having all the deciders in the room. We understand that some of the haulers may have time constraints during normal business hours so if there is a time later in the day that would work better we can try and adjust our scheduled to make the meeting work. I want something on the books in the next few days. Please send me some times and we can get these scheduled. If you have additional question please do not hesitate to send me an email or give me a call!

Chris

From: [Swanson, Christopher \(CI-StPaul\)](#)
To: grevering.sph@gmail.com
Cc: [Lantry, Kathy \(CI-StPaul\)](#); [Tierney, Rachel \(CI-StPaul\)](#); [Young, Susan \(CI-StPaul\)](#)
Subject: RE: 2020 Price Adjustment
Date: Wednesday, September 25, 2019 2:35:00 PM
Attachments: [City Letter to Haulers 2020 Rate 9-25-2019 Final.pdf](#)
[Parameters for 2020 Rate Discussion 9-18-2019 Final.pdf](#)

Hi Greg,

I am writing to renew the City's request from September 20th for a response to our September 19th, 2019 proposal regarding the 2020 St. Paul Garbage Collection Rates. As we explained in our September 19th meeting, the 2020 rates must be finalized and submitted to the Legal Ledger no later than September 30. Please see attached letters from the city for next steps on the 2020 garbage rates.

As stated numerous times before and in the letter, if the Haulers wish to schedule a meeting to discuss the 2020 garbage rates, please call or email me as soon as possible. As stated above, on September 30, the City must take action. The City remains prepared to meet with the Haulers.

Thank you,

Chris

From: Swanson, Christopher (CI-StPaul)
Sent: Friday, September 20, 2019 4:18 PM
To: 'grevering.sph@gmail.com' <grevering.sph@gmail.com>
Cc: Lantry, Kathy (CI-StPaul) <kathy.lantry@ci.stpaul.mn.us>; Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>
Subject: RE: 2020 Price Adjustment

Hi Greg,

I hope you are doing well. Please tell me once you get a response back from the haulers on the city's updated proposal. As stated in our meeting, we have a hard date for when this needs to be sent to the legal ledger, and that date is quickly approaching. If you have any questions on the math in our rates please don't hesitate to contact me. Also, I suspect that we will want to have another meeting next week. Please send me a few time slots where you and Dan (preferable times where other haulers can also make the meeting if that will speed this process along) and we will get something on the books.

Thanks and have a good weekend!

Chris

From: Swanson, Christopher (CI-StPaul)
Sent: Wednesday, September 18, 2019 4:05 PM
To: grevering.sph@gmail.com
Cc: dschleck@messerlikramer.com
Subject: RE: 2020 Price Adjustment

Hi Greg,

I am sending over revised parameters for the 2020 Rate discussion for the meeting tomorrow. We have updated the city's 2020 rates. Specifically, I have broken down the decrease in disposal costs for 2020 and the effect that will have on the rates. As you requested below in your email, I have also included additional information on the a blended 2018/2019 rates. That is the PDF of an email and the attached spreadsheet.

I look forward to talking over these items tomorrow with you. If you have any questions on the math in our rates please don't hesitate to contact me before the meeting.

Have a great day!

Chris

From: grevering.sph@gmail.com [<mailto:grevering.sph@gmail.com>]
Sent: Friday, September 13, 2019 2:30 PM
To: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Cc: dschleck@messerlikramer.com
Subject: 2020 Price Adjustment

Think Before You Click: This email originated outside our organization.

Dear Chris,

The consortium has reviewed the City's proposed 2020 Price Adjustment that was attached to your email from September 10, 2019 (the "City Proposal"). I have reviewed the City Proposal and the materials you provided us at our last meeting on August 27th and I cannot reconcile the two. Particularly, it seems that the disposal portion of the City's proposed price adjustment from the City Proposal, does not seem to be consistent with the calculations you gave us on August 27 nor does it seem consistent with what you and Steve Heng were pointing at in the OTC Agreement. At that meeting you told us the City was attempting to adjust the disposal portion of the City Proposal over various container sizes to achieve some equity for small RDUs. Is this why the Disposal portion of the City Proposal seems off?

The Board of the Consortium has asked us to explain the basis for the City Proposal and we are

requesting that you try to give us as detailed explanation as possible for disposal portion in that document so we can explain it to our members. The disposal portion of the rates currently being used, and posted on the City's website, are not what is in the OTC Contract and were somehow negotiated in February of 2018 without following the OTC Agreement. As we discussed at our meeting in August, did you ever find any documentation for how this was done? This disconnect with the OTC Agreement has generated many questions by the Members of the Consortium.

The Consortium is more than willing to meet with City and continue the process of negotiating yearly Price Adjustments after the two parties agree on a contingency plan to address a possible rescission of Ordinance 18-39 in November.

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: [Swanson, Christopher \(CI-StPaul\)](mailto:Swanson.Christopher(CI-StPaul)@grevering.sph@gmail.com)
To: grevering.sph@gmail.com
Cc: [Daniel S. Schleck](mailto:Daniel.S.Schleck@ci.stpaul.mn.us)
Subject: RE: 2020 Price Adjustment
Date: Wednesday, September 18, 2019 4:05:08 PM
Attachments: [Email to Hauler 4-24-2018.pdf](#)
[Copy of REVISED Future Disposal Adjustments calcs - DFK 10-31-2017 \(2\) KH.xlsx](#)
[Parameters for 2020 Rate Discussion 9-18-2019 Final.docx](#)

Hi Greg,

I am sending over revised parameters for the 2020 Rate discussion for the meeting tomorrow. We have updated the city's 2020 rates. Specifically, I have broken down the decrease in disposal costs for 2020 and the effect that will have on the rates. As you requested below in your email, I have also included additional information on the a blended 2018/2019 rates. That is the PDF of an email and the attached spreadsheet.

I look forward to talking over these items tomorrow with you. If you have any questions on the math in our rates please don't hesitate to contact me before the meeting.

Have a great day!

Chris

From: grevering.sph@gmail.com [mailto:grevering.sph@gmail.com]
Sent: Friday, September 13, 2019 2:30 PM
To: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Cc: dschleck@messerlikramer.com
Subject: 2020 Price Adjustment

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Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: [Swanson, Christopher \(CI-StPaul\)](mailto:Swanson, Christopher (CI-StPaul)@grevering.sph@gmail.com)
To: grevering.sph@gmail.com
Subject: RE: 2020 Price Adjustment
Date: Monday, September 16, 2019 4:25:54 PM

Hi Greg,

The city is discussion our response to this email now. As we do that, I want to try and get a meeting on everyones calendar. I see that we have some availability on Friday from 1 pm to 3 pm. Would that work for you and Dan?

Chris

From: grevering.sph@gmail.com [mailto:grevering.sph@gmail.com]
Sent: Friday, September 13, 2019 2:30 PM
To: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Cc: dschleck@messerlikramer.com
Subject: 2020 Price Adjustment

Think Before You Click: This email originated outside our organization.

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The Consortium is more than willing to meet with City and continue the process of negotiating yearly Price Adjustments after the two parties agree on a contingency plan to address a possible rescission of Ordinance 18-39 in November.

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: grevering.sph@gmail.com
To: [Chris Swanson](#)
Cc: [Daniel S. Schleck](#)
Bcc: afang@aspewaste.com; bob.stewart@highlandsanitation.com; dhoekstr@wm.com; gwegleitner@qwestoffice.net; jbg@aftonlaw.net; JFoutz@republicservices.com; jim.smith@advanceddisposal.com; melissa.bachhuber@advanceddisposal.com; mhamstra@wm.com; rfranklin3@republicservices.com; tnelson@aspewaste.com
Subject: 2020 Price Adjustment
Date: Friday, September 13, 2019 2:30:04 PM

Dear Chris,

The consortium has reviewed the City's proposed 2020 Price Adjustment that was attached to your email from September 10, 2019 (the "City Proposal"). I have reviewed the City Proposal and the materials you provided us at our last meeting on August 27th and I cannot reconcile the two. Particularly, it seems that the disposal portion of the City's proposed price adjustment from the City Proposal, does not seem to be consistent with the calculations you gave us on August 27 nor does it seem consistent with what you and Steve Heng were pointing at in the OTC Agreement. At that meeting you told us the City was attempting to adjust the disposal portion of the City Proposal over various container sizes to achieve some equity for small RDUs. Is this why the Disposal portion of the City Proposal seems off?

The Board of the Consortium has asked us to explain the basis for the City Proposal and we are requesting that you try to give us as detailed explanation as possible for disposal portion in that document so we can explain it to our members. The disposal portion of the rates currently being used, and posted on the City's website, are not what is in the OTC Contract and were somehow negotiated in February of 2018 without following the OTC Agreement. As we discussed at our meeting in August, did you ever find any documentation for how this was done? This disconnect with the OTC Agreement has generated many questions by the Members of the Consortium.

The Consortium is more than willing to meet with City and continue the process of negotiating yearly Price Adjustments after the two parties agree on a contingency plan to address a possible rescission of Ordinance 18-39 in November.

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: [Swanson_Christopher_\(CI-StPaul\)_grevering_sph@gmail.com](mailto:Swanson_Christopher_(CI-StPaul)_grevering_sph@gmail.com)
To: grevering_sph@gmail.com
Cc: [Lantry_Kathy_\(CI-StPaul\); Tierney_Rachel_\(CI-StPaul\); Heng_Steven_\(CI-StPaul\)](mailto:Lantry_Kathy_(CI-StPaul)_Tierney_Rachel_(CI-StPaul)_Heng_Steven_(CI-StPaul))
Subject: RE: Trash Hauling Rates for 2020
Date: Wednesday, September 11, 2019 4:16:25 PM
Attachments: [image002.png](#)

Hi Greg,

Here is the mathematical breakdown of the 2020 Garbage hauling rates.

2020 Garbage Hauling Breakdown										
Cart Size	Non-Fuel	Fuel	Billing	Bulkies	Disposal	Subtotal	CEC	MSWT	2020 Monthly Charge	2020 Quarterly Rate
Sm EOW	\$ 8.31	\$ 0.91	\$ 1.99	\$ 1.32	\$ 1.88	\$ 14.40	\$ 3.89	\$ 1.40	\$ 18.92	\$ 56.77
Sm W	\$ 9.97	\$ 1.09	\$ 1.99	\$ 1.32	\$ 2.37	\$ 16.74	\$ 4.52	\$ 1.63	\$ 22.10	\$ 66.29
Medium	\$ 10.88	\$ 1.19	\$ 1.99	\$ 1.99	\$ 6.38	\$ 22.43	\$ 6.06	\$ 2.19	\$ 30.67	\$ 92.01
Large	\$ 10.88	\$ 1.19	\$ 1.99	\$ 1.99	\$ 7.49	\$ 23.54	\$ 6.36	\$ 2.29	\$ 32.79	\$ 98.37

If you have any questions please do not hesitate to send me an email or give me a call. As stated in the letter, if the Haulers wish to schedule a meeting to discuss the 2020 garbage rates, please contact me as soon as possible at 651-266-8897 or by email. The City remains prepared to meet with the Haulers.

Have a wonderful day!

Chris

From: grevering.sph@gmail.com [mailto:grevering.sph@gmail.com]
Sent: Tuesday, September 10, 2019 4:44 PM
To: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Subject: RE: Trash Hauling Rates for 2020

Think Before You Click: This email originated outside our organization.

Chris,
Please send the breakdown mathematically if possible.

Greg Revering
Chief Manager
St. Paul Haulers LLC.
grevering.sph@gmail.com

763-295-2054

From: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Sent: Tuesday, September 10, 2019 3:55 PM
To: grevering.sph@gmail.com
Cc: Lantry, Kathy (CI-StPaul) <kathy.lantry@ci.stpaul.mn.us>; Heng, Steven (CI-StPaul) <steven.heng@ci.stpaul.mn.us>; Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>
Subject: RE: Trash Hauling Rates for 2020

My apologies Greg,

I included a wrong date in the letter. Please see updated letter. I am sorry for any momentary confusion this may have caused.

Chris

From: Swanson, Christopher (CI-StPaul)
Sent: Tuesday, September 10, 2019 2:44 PM
To: grevering.sph@gmail.com
Cc: Lantry, Kathy (CI-StPaul) <kathy.lantry@ci.stpaul.mn.us>; Heng, Steven (CI-StPaul) <steven.heng@ci.stpaul.mn.us>; Tierney, Rachel (CI-StPaul) <rachel.tierney@ci.stpaul.mn.us>
Subject: RE: Trash Hauling Rates for 2020

Greg,

Please find the City's response to the Consortium's proposed rate changes. As stated in the letter, if the Haulers wish to schedule a meeting to discuss the 2020 garbage rates, please contact me as soon as possible at 651-266-8897 or by email. The City remains prepared to meet with the Haulers.

Thank you,

Chris

From: grevering.sph@gmail.com [<mailto:grevering.sph@gmail.com>]
Sent: Monday, September 9, 2019 9:14 AM
To: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Cc: dschleck@messerlikramer.com
Subject: RE: Trash Hauling Rates for 2020

Think Before You Click: This email originated outside our organization.

Dear Chris, the St. Paul Haulers Consortium is not interested in meeting and discussing the 3 items listed below in your email. Please send us the City's response to the Consortium's proposed changes to Exhibit 4.a to the OTC Contract sent to you on August 21, 2019.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Sent: Friday, September 6, 2019 10:41 AM
To: grevering.sph@gmail.com
Subject: RE: Trash Hauling Rates for 2020

Hi Greg,

I am responding to your email and attached letter. I am writing to see if the haulers are interested in sitting down and finding a global solution that includes the three following items outlined in our Aug 30th letter.

1. The City proposes a reduction in the trash hauling rates for 2020;
2. The City also proposes permitting limited cart sharing including requiring duplexes to have at least 1 large cart between the two units; triplexes to have at least 1 medium cart and 1 small cart; and four-plexes to have at least 1 large cart and 1 medium cart. Those minimum cart combinations are an approximation of the total capacity currently required;
3. The City proposes that townhomes, which are part of an association, currently included in the program, be permitted to opt out of the organized collection program if they choose.

Our questions are if the haulers want to sit down and discuss these three items. **Yes or No answer.**

If the answer is no they don't want to negotiate, then we will send our 2020 rates according to the terms of the contract.

Thanks

Chris

From: grevering.sph@gmail.com [<mailto:grevering.sph@gmail.com>]
Sent: Thursday, September 5, 2019 7:16 AM
To: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Subject: FW: Trash Hauling Rates for 2020

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Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: Lantry, Kathy (CI-StPaul) <kathy.lantry@ci.stpaul.mn.us>

Sent: Friday, August 30, 2019 4:29 PM

To: 'grevering.sph@gmail.com' <grevering.sph@gmail.com>

Subject: Trash Hauling Rates for 2020



The Most Livable
City in America

Kathy Lantry

Director

Department of Public Works

Pronouns: She/Her

25 West 4th Street, 1500 CHA

Saint Paul, MN 55102

P 651-266-6099

F 651-266-6222

kathy.lantry@ci.stpaul.mn.us

From: grevering.sph@gmail.com
To: "Swanson, Christopher (CI-StPaul)"
Subject: RE: Trash Hauling Rates for 2020
Date: Tuesday, September 10, 2019 4:43:57 PM

Chris,
Please send the breakdown mathematically if possible.

Greg Revering

Chief Manager
St. Paul Haulers LLC.
grevering.sph@gmail.com

763-295-2054

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Subject: Trash Hauling Rates for 2020

Kathy Lantry

Director

Department of Public Works

Pronouns: She/Her

25 West 4th Street, 1500 CHA

Saint Paul, MN 55102



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City in America

P: 651-266-6099

F: 651-266-6222

kathy.lantry@ci.stpaul.mn.us

From: [Swanson, Christopher \(CI-StPaul\)](#)
To: grevering.sph@gmail.com
Cc: [Lantry, Kathy \(CI-StPaul\)](#); [Heng, Steven \(CI-StPaul\)](#); [Tierney, Rachel \(CI-StPaul\)](#)
Subject: RE: Trash Hauling Rates for 2020
Date: Tuesday, September 10, 2019 2:43:35 PM
Attachments: [City Proposed Rates Final 9-10-2019.pdf](#)

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City in America

Kathy Lantry

Director

Department of Public Works

Pronouns: She/Her

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Saint Paul, MN 55102

P: 651-266-6099

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kathy.lantry@ci.stpaul.mn.us

From: grevering.sph@gmail.com
To: "Swanson, Christopher (CI-StPaul)"
Cc: [Daniel S. Schleck](mailto:Daniel.S.Schleck)
Bcc: bob.stewart@highlandsanitation.com; dhoekstr@wm.com; gwegleitner@qwestoffice.net; jim.smith@advanceddisposal.com; rfranklin3@republicservices.com; tnelson@aspenwaste.com
Subject: RE: Trash Hauling Rates for 2020
Date: Monday, September 09, 2019 9:13:34 AM

Dear Chris, the St. Paul Haulers Consortium is not interested in meeting and discussing the 3 items listed below in your email. Please send us the City's response to the Consortium's proposed changes to Exhibit 4.a to the OTC Contract sent to you on August 21, 2019.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

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Sent: Friday, August 30, 2019 4:29 PM
To: 'grevering.sph@gmail.com' <grevering.sph@gmail.com>
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City In America

Kathy Lantry

Director

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kathy.lantry@ci.stpaul.mn.us

From: grevering.sph@gmail.com
To: [Chris Swanson](#)
Subject: FW: Trash Hauling Rates for 2020
Date: Thursday, September 05, 2019 7:16:28 AM
Attachments: [Hauler Letter on Rates.pdf](#)

Chris,

As I recall from our meeting we were to receive a counter proposal in the form of the Exhibit 4.a. Please send me your counter proposal.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

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kathy.lantry@ci.stpaul.mn.us

From: grevering.sph@gmail.com
To: [Chris Swanson](#)
Cc: [Daniel S. Schleck](#)
Subject: Revised Exhibit 4a from OTC Contract (2) (003).docx
Date: Wednesday, August 21, 2019 10:06:26 AM
Attachments: [Revised Exhibit 4a from OTC Contract \(2\) \(003\).docx](#)

Chris,

Please see the attached St. Paul Haulers LLC. proposal for the 2020 Price Adjustment.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: grevering.sph@gmail.com
To: [Chris Swanson \(christopher.swanson@ci.stpaul.mn.us\)](mailto:christopher.swanson@ci.stpaul.mn.us)
Cc: [Daniel S. Schleck](#)
Subject: Revised Exhibit 4a from OTC Contract (2) (003).docx
Date: Wednesday, August 21, 2019 10:06:00 AM
Attachments: [Revised Exhibit 4a from OTC Contract \(2\) \(003\).docx](#)

Chris,

Please see the attached St. Paul Haulers LLC. proposal for the 2020 Price Adjustment.

Thank you

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: [Greg Revering](#)
To: [Swanson, Christopher \(CI-StPaul\)](#)
Subject: Re: Meeting with ST Paul Consortium to set 2020 Rates
Date: Friday, July 19, 2019 11:31:54 AM

That will work.

Sent from my iPhone

On Jul 19, 2019, at 11:28 AM, Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us> wrote:

Hi Greg,

So I know the timing didn't work for the meeting that was supposed to occur today. I am reaching out to see if 10 am on July 26th would work for you to meet to start discussing the 2020 rates.

Thanks

Chris

From: grevering.sph@gmail.com [<mailto:grevering.sph@gmail.com>]
Sent: Tuesday, July 16, 2019 9:02 AM
To: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Subject: RE: Meeting with ST Paul Consortium to set 2020 Rates

Think Before You Click: This email originated outside our organization.

10-4

Greg Revering
Chief Manager
St. Paul Haulers LLC.
grevering.sph@gmail.com

763-295-2054

From: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Sent: Tuesday, July 16, 2019 8:48 AM
To: grevering.sph@gmail.com
Subject: RE: Meeting with ST Paul Consortium to set 2020 Rates

Lets do Friday at 10 AM. I can reserve a room here.

I will send you an invite!

Chris

From: grevering.sph@gmail.com [<mailto:grevering.sph@gmail.com>]
Sent: Monday, July 15, 2019 3:32 PM
To: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Subject: RE: Meeting with ST Paul Consortium to set 2020 Rates

Think Before You Click: This email originated **outside** our organization.

I can do either.

Greg Revering

Chief Manager
St. Paul Haulers LLC.
grevering.sph@gmail.com

763-295-2054

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Sent: Monday, July 15, 2019 3:29 PM
To: grevering.sph@gmail.com
Subject: RE: Meeting with ST Paul Consortium to set 2020 Rates

Can you do this week?

Chris how does Thursday in the afternoon or morning Friday look?

cs

From: grevering.sph@gmail.com [<mailto:grevering.sph@gmail.com>]
Sent: Monday, July 15, 2019 3:28 PM
To: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>
Subject: RE: Meeting with ST Paul Consortium to set 2020 Rates

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Chris,

Tuesday, Wednesday or Thursday are wide open for me next week. It will be just me in the first meeting.

Greg Revering

Chief Manager

St. Paul Haulers LLC.

grevering.sph@gmail.com

763-295-2054

From: Swanson, Christopher (CI-StPaul) <Christopher.Swanson@ci.stpaul.mn.us>

Sent: Monday, July 15, 2019 3:10 PM

To: grevering.sph@gmail.com

Subject: Meeting with ST Paul Consortium to set 2020 Rates

Hi Greg,

I hope you are doing well. I wanted to set a time next week to meet with the STP haulers to look at 2020 rates. We are required to have a meeting before August 1st. Please send me a time that you and the representatives are available to meet next week. Remember that because this is an ordinance change the city is on a very tight timeline. The contract states that by Sept 1, 2020 rates shall be set.

Thanks

Chris