

DILLO DIRT™ BIOSOLIDS COMPOST MARKETING AGREEMENT

The City of Austin agrees to sell compost produced from wastewater biosolids, tree trimmings, and yard trimmings under the trade name “Dillo Dirt™”. This agreement outlines the guidelines and vendor requirements for the sale and distribution of Dillo Dirt™ to the general public for use as a soil conditioner. Potential vendors must first register and purchase material before being loaded with Dillo Dirt™ at the Hornsby Bend Biosolids Management Plant.

REGISTRATION

Potential vendors of Dillo Dirt™ must be registered by the City of Austin Water Utility before being allowed to purchase any Dillo Dirt™. Applications to become a registered vendor are available online at <http://austintexas.gov/departments/dillo-dirt-vendor-information> or from the Compost Manager at the Hornsby Bend Biosolids Management Plant (BMP) at 2210 S. FM 973. Registration applications will also be mailed in early January to each vendor registered for the previous year. Registration period is from January 1 through December 31 and is for the current calendar year only. Each calendar year will require registration reapplication. The purpose of registration is to ensure that vendors marketing this product comply with all Federal, State, and local regulations. Failure to comply with these regulations is grounds for revoking the vendor’s registration. The completed application form must be received and approved by the Hornsby Bend Compost Manager before Dillo Dirt™ may be purchased. Registration may be done by submittal over the internet, mail to Compost Manager, 2210 S. FM 973, Austin, Texas 78725, or by fax to Compost Manager, (512) 972-1900.

Vendors must be charged sales tax unless they file a ["Texas Sales And Use Tax Resale Certificate"](#) or a ["Texas Sales And Use Tax Exemption Certification"](#) with the City along with the application. Vendors may submit the forms by fax to (512) 972-1900 or by email to jody.slagle@austintexas.gov or rosie.chavez@austintexas.gov.

Information to be provided on the vendor application form includes:

- Date of application
- Vendor name, address, phone number, and email address
- Hauling vehicle(s) description including make, license number, and hauling capacity
- Current proof of vehicle insurance
- Signature of an authorized vendor representative
- Tax Exempt Status

PURCHASE OF DILLO DIRT™

Dillo Dirt™ may be purchased in person at: Taps Office suite #200, Waller Creek Center, 625 E. 10th Street (10th St. just West of I35). Taps office hours are 7:45 AM through 4:30 PM Monday through Friday, (closed daily 12:00 PM – 1:00 PM).

Dillo Dirt™ may also be purchased by mail from: Taps Office, Waller Creek Center, Suite 200, 625 E. 10th St, Austin, Texas, 78701.

Dillo Dirt™ may be purchased over the telephone with a credit card at 512-972-0000. Taps office hours are 7:45 AM through 4:30 PM Monday through Friday, (closed daily 12:00 PM – 1:00 PM).

After registration Dillo Dirt™ Vendors will be issued Vendor ID card(s) which will be required to pick up Dillo Dirt™ at the loading site. This card has a unique number and will verify that the person there is the one who has the authority to pick up pre-paid Dillo Dirt™. **There must be pre-purchased cubic yards of Dillo Dirt™ credited in the account before a load can be picked up from the loading site.**

Vendors may use credit cards, check or money order to purchase Dillo Dirt™. Office hours are 7:45 AM through 4:30 PM Monday through Friday (closed daily 12:00 PM-1:00 PM). The sale price of Dillo Dirt™ may be changed at any time without prior notice. Only registered vendors may purchase Dillo Dirt™.

Vendors are encouraged to take delivery of Dillo Dirt™ within 60 days of purchase. The City of Austin will make every effort to assure supply of Dillo Dirt™, but availability is not guaranteed or assured at any specific time.

LOADING AND RECEIVING DILLO DIRT

The vendor receives Dillo Dirt™ at the Hornsby Bend Biosolids Management Plant at 2210 S. FM 973. Hornsby Bend is approximately one mile North of Hwy 71 East on FM 973. Loading hours are:

Monday through Friday7:30 AM to 2:30 PM
Saturday and Sunday.....Closed

Dillo Dirt™ will not be available on the weekends or City Holidays or on other days as notified by Hornsby Bend. City Holidays include:

New Year's Day, Martin Luther King Day, President's Day, Memorial Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving (Thursday and Friday), Christmas Eve and Christmas Day.

The vendor shall provide the City loading operator a valid Dillo Dirt™ Vendor ID card prior to receiving Dillo Dirt™. At this point, the loading operator will verify that the Vendor has paid for at least the amount of Dillo Dirt™ they want to pick up, and if so, will load Dillo Dirt™ into the vendor's truck. A minimum of six cubic yards of Dillo Dirt™ loaded per truck is required. Dillo Dirt™ weighs a minimum of approximately 1,000 pounds per cubic yard. It is the vendor's responsibility to assure that the truck used for transport has adequate hauling capacity. The loading operator will enter into the computer the amount of Dillo Dirt™ picked up which is then subtracted from the balance. The loading operator will also record the license plate number of the truck picking up the Dillo Dirt™. An email will be sent to the email address on file with the date, the amount of Dillo Dirt™ picked up and the license plate of the truck.

Dillo Dirt™ will be distributed on a first come, first served basis. In order to allow all registered vendors an equal opportunity to acquire Dillo Dirt™, a maximum of 120 cubic yards will be loaded on any one day to a single

vendor. Exceptions will be made on a case by case basis with prior approval by the Dillo Dirt™ Compost Manager.

OTHER REQUIREMENTS

Each end user of Dillo Dirt™ (including mixes with Dillo Dirt™) must receive a “Notice to Consumers” as follows:

Notice to Consumers

Dillo Dirt™ is a wastewater biosolids (sludge) product of the City of Austin Water Utility which has been processed in a manner which meets all the United States Environmental Protection Agency (USEPA) and Texas Commission on Environmental Quality (TCEQ) requirements for Class A Exceptional Quality, which allows unrestricted use as a soil conditioner. These regulations allow the use of Dillo Dirt™ in vegetable gardens. The City of Austin recommends the use of Dillo Dirt™ primarily for landscaping including lawns and flower beds.

This required notice may be printed on bags, sales receipts, or distributed to the customer/end user on a product information sheet. Failure to distribute this notice to each end user is grounds for revoking vendor registration.

All Dillo Dirt marketed must be sold under the trade name of Dillo Dirt™. The Dillo Dirt™ logo (see attachment) must be displayed in a size no smaller than two inches in diameter on all packaged or bagged Dillo Dirt™ and Dillo Dirt™ mixes.

Dillo Dirt™ will not be loaded unless the truck is equipped with tarps or closed containers to prevent blowing or spilling. The load must be covered and the covering firmly secured before leaving the Hornsby Bend plant site. The truck driver is expected to clean any portions of the truck on which Dillo Dirt™ has accumulated during loading.

Dillo Dirt™ meets all Environmental Protection Agency and Texas Commission on Environmental Quality for use by the general public. It is the responsibility of the vendor to provide the customer with information on how to properly and effectively use Dillo Dirt™. Questions may be addressed to:

Compost Manager
Hornsby Bend Biosolids Management Plant
2210 S. FM 973, Austin, Texas 78725
Phone: (512) 972-1954
Email: jody.slagle@austintexas.gov

Greg Meszaros
Director
Austin Water Utility

Date

Dillo Dirt™ Logo



The Dillo Dirt™ logo above must be displayed in a size no smaller than two inches in diameter on all packaged or bagged Dillo Dirt™ and Dillo Dirt™ mixes.