

RESOLUTION NO. 2006-146

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING AN ADJUSTMENT IN RESIDENTIAL SOLID WASTE HANDLING
SERVICE CHARGES AND RATIFYING AMENDMENTS TO THE RESIDENTIAL
SOLID WASTE FRANCHISE**

WHEREAS, the City Council of the City of Elk Grove approved a Franchise Agreement with BFI Waste Systems of North American, Inc. for the collection, transport and disposal of residential trash and the collection, transportation, processing and marketing of recyclables and green waste, and

WHEREAS, the Franchise Agreement was amended to implement City billing and collection of solid waste handling service charges and to provide for expansion of the bulky waste pickup program in First and Second amendments; and

WHEREAS, under the Franchise Agreement BFI is entitled to an annual compensation adjustment reflecting changes (increases or decreases) in specified indices, including the Consumers Price Index (CPI) and Producers Price Index (PPI) for 32 diesel fuel; and

WHEREAS, the City Council of the City of Elk Grove understands the need to adjust residential customer service charges to reflect changes in BFI's compensation, does not want to burden the General Fund with these costs incurred on behalf of residential customers and pursuant to authority, including Section 40059 of the Public Resources Code, has provided in Article 5 of Chapter 6.20 of the City Code for establishing, revising, billing and collecting residential solid waste handling service charges; and

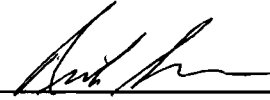
WHEREAS, to explain the proposed changes, a notice was sent to all residential property owners in the City of Elk Grove who currently are receiving solid waste handling services; and

WHEREAS, the City Council has reviewed the proposed service charge adjustments, and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby approves the following increases in the monthly solid waste handling service charges to residents effective July 1, 2006:

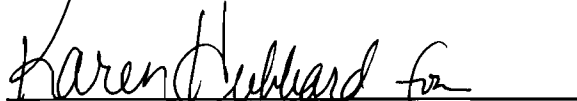
BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby ratifies the First and Second Amendments, to the Franchise Agreement described in the preambles above.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 24th day of May 2006.



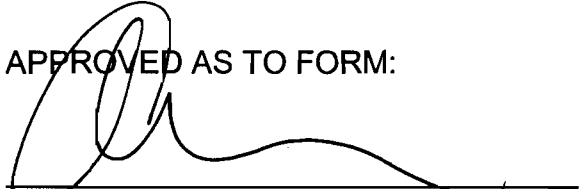
RICK SOARES, MAYOR of the
CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY B. MANZANETTI,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2006-146**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on May 24, 2006 by the following vote:

AYES 5 : COUNCILMEMBERS: Soares, Scherman, Briggs, Cooper, Leary
NOES : COUNCILMEMBERS: None
ABSTAIN : COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None



Peggy E. Jackson

**Peggy E. Jackson, City Clerk
City of Elk Grove, California**