

RESOLUTION NO. 2021-211

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE CITY MANAGER TO EXECUTE THE SECOND AMENDMENT
TO AND RESTATEMENT OF THE SOLID WASTE COLLECTION SERVICES
FRANCHISE AGREEMENT BETWEEN THE CITY OF ELK GROVE AND ALLIED
WASTE SERVICES OF NORTH AMERICA, LLC. (REPUBLIC SERVICES, INC.)**

WHEREAS, the City of Elk Grove entered into an agreement with Allied Waste Services of North America, LLC, a subsidiary of Republic Services, Inc. ("Republic Services") titled the Solid Waste Collection Services Franchise Agreement (C-17-149) ("Franchise Agreement"), which grants it the exclusive franchise to collect and transport residential solid waste in accordance with Elk Grove Municipal Code ("EGMC") Chapter 30.30; and

WHEREAS, the Franchise Agreement was amended in 2018 to modify requirements for servicing public waste receptacles and to clarify the rate adjustment methodology (C-18-302); and

WHEREAS, this Second Amendment to and Restatement of the Solid Waste Collection Services Franchise Agreement is necessary to add organic waste collection, processing, and related services to meet the City's obligations under Senate Bill 1383: Short-Lived Climate Pollutants (SLCP): Organic Waste Methane Emissions Reductions ("SB 1383"); and

WHEREAS, this Second Amendment to and Restatement of the Solid Waste Collection Services Franchise Agreement includes the continuation of all programs as outlined in the current Franchise Agreement and shall commence on July 1, 2022; and

WHEREAS, pursuant to Elk Grove Municipal Code section 30.30.050, a public hearing was held to consider Republic Services' application for the contract amendment, during which the City Council considered the applicant's ability to carry out the services proposed to be provided by the contract, the financial and business experience and standing of the applicable, and any other pertinent factors, including the public interest served, and the City Council further heard the application and the comments of interested persons.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager to execute the Second Amendment to and Restatement of the Solid Waste Collection Services Franchise Agreement between the City of Elk Grove and Allied Waste Services of North America, LLC (Republic Services, Inc.) in substantially the form presented. .

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 28th day of July 2021.




BOBBIE SINGH-ALLEN , MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2021-211

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

I, Jason Lindgren, 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 July 28, 2021 by the following vote:

AYES: **COUNCILMEMBERS:** *Singh-Allen, Nguyen, Hume, Spease, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



Jason Lindgren, City Clerk
City of Elk Grove, California