

RESOLUTION NO. 2009-197

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDED AND RESTATED FRANCHISE AGREEMENT WITH ALLIED WASTE SERVICES OF NORTH AMERICA, LLC FOR [RESIDENTIAL REFUSE AND SHARPS COLLECTION AND TRANSPORTATION TO DISPOSAL FACILITIES AND RECYCLABLES, GREEN WASTE AND E-WASTE COLLECTION, TRANSPORTATION, PROCESSING AND MARKETING] AND THE AMENDED AND RESTATED DISPOSAL AGREEMENT BETWEEN THE CITY OF ELK GROVE WITH FORWARD INC. FOR SOLID WASTE DISPOSAL SERVICES FOR CONTRACT PERIODS TO END JUNE 30, 2018

WHEREAS, the City Council of the City of Elk Grove received a proposal for a seven year extension to the City's current Franchise Agreement with Allied Waste Services of North America, LLC (Allied) for Residential Refuse Collection And Transportation to Disposal Facilities and Recyclables and Green Waste Collection, Transportation, Processing And Marketing set to expire on June 30, 2011; and

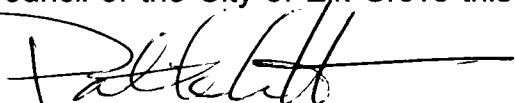
WHEREAS, on March 11, 2009, the City Council heard the potential advantages and disadvantages and the City Council directed staff to prepare and mail the necessary notices to proceed with an increase in the proposed solid waste collection and disposal rates to fund the seven year extension to the Allied Franchise Agreement; and

WHEREAS, on June 24, 2009, the City Council adopted new monthly solid waste service rates, effective July 1, 2009, that included an amount that would fund the franchise extension proposal should the City Council adopt the amended and restated Franchise Agreement; and

WHEREAS, City staff and independent consultants have completed their negotiations and drafted the required agreements necessary for a seven year extension of the current Franchise Agreement and has submitted them for Council approval.

NOW, THEREFORE, BE IT RESOLVED that the City Manager is hereby authorized to execute an Amended and Restated Franchise Agreement with Allied Waste Services of North America, LLC (Allied) for Residential Refuse and Sharps Collection and Transport to Disposal Facilities and Recyclables, Green Waste and E-Waste Collection, Transport, Processing And Marketing and an Amended and Restated Disposal Agreement between the City of Elk Grove with Forward Inc. for Solid Waste Disposal Services for contract periods to end June 30, 2018.


PASSED AND ADOPTED by the City Council of the City of Elk Grove this 14th day of October 2009.



PATRICK HUME, MAYOR of the
CITY OF ELK GROVE

ATTEST:


SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:


SUSAN COCHRAN, CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2009-197

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


I, Susan J. Blackston, 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 October 14, 2009 by the following vote:

AYES : **COUNCILMEMBERS:** *Hume, Scherman, Davis, Detrick*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *Cooper*



Susan J. Blackston, City Clerk
City of Elk Grove, California