

**RESOLUTION NO. 2017-065**

**A RESOLUTION OF INTENTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE TO GRANT A FRANCHISE TO ALLIED WASTE SERVICES OF NORTH AMERICA, LLC FOR RESIDENTIAL REFUSE COLLECTION AND TRANSPORTATION TO DISPOSAL FACILITIES AND RECYCLABLES, GREEN WASTE AND E-WASTE COLLECTION, TRANSPORTATION, PROCESSING AND MARKETING, AND TO SET A PUBLIC HEARING DATE FOR CONSIDERATION OF A FRANCHISE AGREEMENT**

**WHEREAS**, Allied Waste Services of North America, LLC ("Allied") has applied to the City of Elk Grove ("City") for a franchise granting it the exclusive right to collect and transport residential refuse, recyclables, green waste, e-waste and to market recyclable materials collected in accordance with Elk Grove Municipal Code ("EGMC") Chapter 30.30; and

**WHEREAS**, the City Council of the City of Elk Grove ("City Council") wishes to adopt a resolution, pursuant to EGMC 30.30.020, declaring its intention to grant the franchise to Allied and to set a public hearing at which all persons having any objection to the granting thereof may appear before the City Council and be heard thereon.

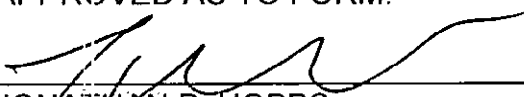
**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Elk Grove hereby orders and determines as follows:

- 1) The City Council declares its intention to grant a franchise to Allied Waste Services of North America LLC, for a term of seven (7) years with a three (3) year extension if all performance requirements are met, for residential refuse collection and transportation to disposal facilities and recyclables, green waste and e-waste collection, transportation, processing and marketing ("Franchise").
- 2) A Public Hearing on the above-referenced proposed Franchise shall be held at the time and place specified in the public notice included herein as Exhibit A, which the City Clerk of the City is hereby directed to publish at least once in a newspaper of general circulation in the City within fifteen (15) days after the passage of the Resolution.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 22<sup>nd</sup> day of March 2017.

  
\_\_\_\_\_  
STEVE LY, MAYOR of the  
CITY OF ELK GROVE

ATTEST:  
  
\_\_\_\_\_  
JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:  
  
\_\_\_\_\_  
JONATHAN P. HOBBS,  
CITY ATTORNEY

**City of Elk Grove – City Council  
NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that on **Wednesday, April 12, 2017, at the hour of 6:00 p.m.**, or as soon thereafter as the matter may be heard, the Elk Grove City Council will conduct a public hearing at City Hall in the Council Chambers, 8400 Laguna Palms Way, Elk Grove, California, to consider the following matters:

1. To grant an exclusive franchise to Allied Waste Services of North America LLC ("Applicant") for Residential Refuse Collection and Transportation to Disposal Facilities and Recyclables, Green Waste and E-Waste collection, Transportation, processing and marketing in accordance with Elk Grove Municipal Code Chapter 30.30; and
2. To amend the existing contract (C-15-064) with Applicant requiring Applicant to assume responsibility for Utility Billing Services starting July 1, 2017.

At the time set for the public hearing for consideration of this application for a refuse contract, City Council shall:

1. Consider 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 Applicant, and any other pertinent factors, including the public interest served; and
2. Hear the application and the comments of interested persons.

The City Council may adjourn the public hearing from time to time at the City Council's discretion. Following the conclusion of the hearing, the City Council shall decide if the contract shall be granted.

Dated:

JASON LINDGREN  
CITY CLERK, CITY OF ELK GROVE.

**NOTICE REGARDING CHALLENGES TO DECISIONS**

Pursuant to all applicable laws and regulations, if you wish to challenge in court any of the above decisions, you may be limited to raising only those issues you or someone else raised at the public hearing(s) described in this notice/agenda, or in written correspondence delivered to the city at, or prior to, this public hearing.

**ADA COMPLIANCE STATEMENT**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Office of the City Clerk at (916) 478-3635. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

**CERTIFICATION**  
**ELK GROVE CITY COUNCIL RESOLUTION NO. 2017-065**

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

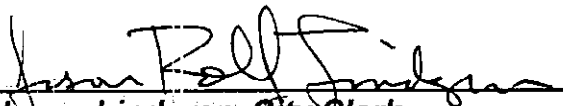
*I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on March 22, 2017 by the following vote:*

**AYES :**        **COUNCILMEMBERS:**    *Ly, Detrick, Hume, Nguyen, Suen*

**NOES:**        **COUNCILMEMBERS:**    *None*

**ABSTAIN:**   **COUNCILMEMBERS:**    *None*

**ABSENT:**     **COUNCILMEMBERS:**    *None*

  
**Jason Lindgren, City Clerk**  
**City of Elk Grove, California**