

RESOLUTION NO. 2011- 31

A RESOLUTION OF THE CITY OF GRAND TERRACE CALIFORNIA AMENDING THE INTEGRATED WASTE MANAGEMENT SERVICE AGREEMENT TO ALLOW FOR THE BILLING AND COLLECTION OF SEWER FEES BY BURRTEC WASTE INDUSTRIES ON BEHALF OF THE CITY.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Grand Terrace as follows:

Section 1. That the existing Integrated Waste Management Service Agreement was adopted by the City Council on August 14, 2007 between the City and Burrtec Waste Industries.

Section 2. That the City has agreed to allow Burrtec Waste Industries to bill and collect sewer fees with trash fees bi-monthly as amended in Exhibit "A" attached hereto and made part of this Resolution.

Section 3. That beginning November 1, 2011 Burrtec shall be responsible for remitting to the City all City sewer fees collected through Burrtec's billing services.

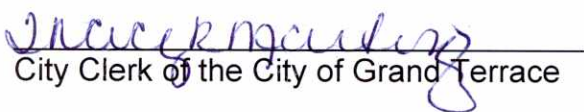
Section 4. That the proposed amendments to the Integrated Waste Management Service Agreement are approved effective on September 27, 2011.

ADOPTED this 27th day of September 2011.



Mayor of the City of Grand Terrace

Attest:



City Clerk of the City of Grand Terrace

I, TRACEY MARTINEZ, City Clerk of the City of Grand Terrace, do hereby certify that Resolution No. 2011- 31 was introduced and adopted at a regular meeting of the City Council of the City of Grand Terrace held on the 27th day of September, 2011 by the following vote:

AYES: **Councilmembers McNaboe, Sandoval and Hays; Mayor Pro Tem Garcia**

NOS: **None**

ABSENT: **Mayor Stanckiewicz**

ABSTAIN: **None**


Tracey Martinez, City Clerk

Approved as to from:

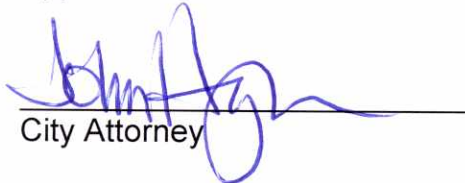

City Attorney

EXHIBIT "A"

THIRD AMENDMENT TO THE FRANCHISE AGREEMENT BETWEEN THE CITY OF GRAND TERRACE AND BURRTEC WASTE INDUSTRIES INC. FOR THE PROVISION OF INTEGRATED WASTE MANAGEMENT SERVICES.

This is the third amendment to the Franchise Agreement for Integrated Waste Management Services. The amendment is made and entered into this 27th day of September 2011 by and between the City of Grand Terrace and Burrtec Waste Industries Inc., setting forth amendments to Sections 10, Franchise Fee, and Section 19, Compensation, allowing Burrtec Waste Management to bill and collect sewer fees on the City 's behalf.

Section 10, (1), FRANCHISE FEE

The following shall be added to the existing FRANCHISE FEE language:

Beginning November 1, 2011 contractor shall pay a Franchise Fee of 15% of gross receipts for all Commercial and Industrial Solid Waste collection business and Residential Solid Waste collection business minus any applicable Household Hazardous Waste fees, street sweeping fees, pavement impact fees and sewer fees.

Section 19, G, COMPENSATION

The following shall be added to the existing COMPENSATION language:

Billing and Payment

Contractor shall bill all Residential, Commercial and Industrial customers for all services approved by City, whether regular or special, including Residential per unit charges for City sewer fees. Contractor shall provide itemized bills in a form approved by City, distinctly showing charges for all classifications of service, including the charges for late payment. Billings shall be made monthly in advance, or as determined appropriate by the Contractor, for Commercial Industrial and all bin service customers, and shall be made no less bimonthly in advance for all residential customers.

1. Beginning November 1, 2011 contractor shall be responsible for remitting to City all Residential City sewer fees collected through contractors billing service.