

RESOLUTION NO. 2007-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAND TERRACE, CALIFORNIA, GRANTING A TRANSFER OF THE EXCLUSIVE SOLID WASTE FRANCHISE FROM USA WASTE OF CALIFORNIA DBA WASTE MANAGEMENT OF THE INLAND EMPIRE TO BURRTEC WASTE INDUSTRIES, INC.

WHEREAS, Pursuant to California Public Resources Code Section 40059(a)(1), the City Council of the City of Grand Terrace has determined that the public health, safety and well being require that an exclusive franchise be awarded to a qualified enterprise for the collection, transportation, recycling, composting of solid waste in the City of Grand Terrace; and

WHEREAS, the City granted an exclusive franchise to USA Waste of California DBA Waste Management of the Inland Empire and executed a Franchise Agreement in July, 1997 for the collection of waste within the corporate limits of the City; and

WHEREAS, USA Waste of California DBA Waste Management of the Inland Empire has requested a transfer of this Franchise Agreement to Burrtec Waste Industries, Inc. for the duration of the Franchise; and

WHEREAS, in March 2002 a Franchise Amendment was executed which amended the Ordinance to extend the contract term to a 6 year agreement with automatic renewal; and

WHEREAS, the City has reviewed the qualification of Burrtec Waste Industries, Inc. and have determined that they are a refuse company qualified to assume the obligation outlined in the Franchise Agreement; and

WHEREAS, Burrtec Waste Industries, Inc. has acknowledged and accepted the terms outlined in the Franchise Agreement.

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

SECTION 1: Grants the transfer of the Residential Solid Waste Franchise from USA Waste of California DBA Waste Management of the Inland Empire to Burrtec Waste Industries, Inc. A revised Franchise Agreement naming Burrtec Waste Industries, Inc. as the Franchisee will be executed by the City.

PASSED, APPROVED, AND ADOPTED this 12th day of June, 2007.

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ATTEST:

Brenda Mesa
City Clerk of the City of Grand Terrace
Terrace and of the City Council thereof

Marjetta Ferre
Mayor of the City of Grand Terrace
and of the City Council thereof

I BRENDA MESA, City Clerk of the City of Grand Terrace, California, do hereby certify that the foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Grand Terrace held on the 12th day of June, 2007 by the following vote:

AYES: Councilmembers Cortes, Miller, and Buchanan; Mayor Pro Tem Garcia and Mayor Ferre

NOES: None

ABSENT: None

ABSTAIN: None

Approved as to form:

John Hays
City Attorney

Brenda Mesa
City Clerk