

RESOLUTION 2007-10

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA AUTHORIZING AMENDMENT TO A REFUSE, RECYCLING AND YARD WASTE SERVICES FRANCHISE AGREEMENT WITH GREENWASTE RECOVERY, INC.

THIS AMENDMENT TO THE FRANCHISE AGREEMENT (hereafter "Agreement") is entered into this 17th day of April 2007, between the **CITY OF SAN JUAN BAUTISTA**, a municipal corporation within the State of California, (hereafter "City") and GreenWaste Recovery, Inc., a California corporation (hereafter "Franchisee").

WHEREAS, the Legislature of the State of California, by enactment of the California Integrated Waste Management Act of 1989 (AB 939) established a solid waste management process which requires City and other local jurisdictions to implement source reduction, reuse and recycling as integrated waste management practices; and

WHEREAS, AB 939 authorizes and requires local agencies to make adequate provision for solid waste handling within their jurisdictions; and

WHEREAS, the City is obligated to protect the public health and safety of the residents of the City and has determined that arrangements by waste haulers for the collection of solid waste should be made in a manner consistent with the protection of public health and safety; and

WHEREAS, the Franchisee continues to represent and warrant to the City that it possesses the experience, responsibility, and qualifications to conduct the services detailed herein for the collection, safe transportation and processing or disposal of Franchise Materials as described herein; and

WHEREAS, the City Council of the City of San Juan Bautista determines and finds that the public interest, health and safety and wellbeing would be served if the Franchisee continues to perform the solid waste handling services described herein for single family dwellings, multi-family dwellings, commercial and industrial service recipients for a one year extension of term.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of San Juan Bautista adopted Resolution 2007-10 on the 17th day of April 2007 authorizing the execution of this Amendment to Agreement by the following vote:

AYES: **Hill, Dias, Edge, Paradise**

NOES: **None**

ABSENT: **Laverone**

ABSTAIN: **None**

Mayor, Priscilla J. Hill

ATTEST:

Trish Paetz, Deputy City Clerk