

RESOLUTION NO. 29-2004

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE EXTENDING THE CURRENT FRANCHISES OF THE SEVEN FRANCHISED GARBAGE HAULERS FOR A SIX MONTH PERIOD AND AUTHORIZING THE CITY MANAGER TO SIGN AGREEMENTS TO THAT EFFECT.

WHEREAS, on May 3, 1994, the City Council adopted resolution No. 11-1994 that authorized the City to grant exclusive franchises to the following seven garbage haulers:

Clackamas Garbage Co. Inc.
Deines Brothers Sanitary Service
Mel Deines Sanitary Service, Inc.
Oak Grove Disposal Co.
Pearl Deines Disposal Co.
Waste Management of Oregon, Inc.
Wichita Sanitary Service; and,

WHEREAS, these are the same companies currently providing service to Milwaukie garbage customers; and

WHEREAS, these franchise agreements expire on October 21, 2004; and

WHEREAS, the City and the garbage haulers will require additional time to conclude franchise negotiations, and therefore provision must be made for an extension of the agreement to govern for a reasonable period following the expiration of the franchise agreement that would allow the completion of the negotiation process and the execution of a new agreement; now, therefore;

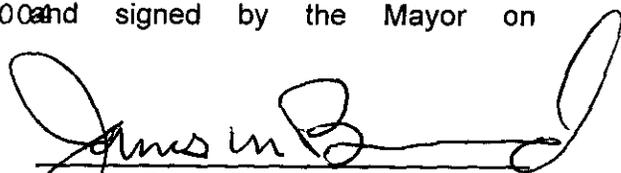
THE CITY OF MILWAUKIE DOES RESOLVE AS FOLLOWS:

Section 1. The solid waste franchises awarded under Resolution No. 11-1994 are extended for an additional six months through April 30, 2005, under the terms and conditions, other than the expiration date, set forth in Resolution No. 11-1994.

Section 2. The City Manager is authorized to sign agreements for the City as needed to effectuate the extension granted in Section 1.

Section 3: This resolution is effective upon adoption.

Adopted by City Council on October 5, 2004 and signed by the Mayor on October 5, 2004.


James Bernard, Mayor

ATTEST:


Pat DuVal, City Recorder

Approved As To Form:


Ramis, Crew, Corrigan and Bachrach