

RESOLUTION NO. 49-2005

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, EXTENDING THE CURRENT FRANCHISES OF THE SEVEN FRANCHISED GARBAGE HAULERS FOR A SIX MONTH PERIOD.

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, on October 5, 2004 the City Council extended the garbage franchises for all seven companies for a six month period to provide staff additional time to negotiate the franchises; and

WHEREAS on April 30, 2005 the City Council extended the garbage franchises for all seven companies for an additional six month period to provide staff additional time to negotiate the franchises; and

WHEREAS this six month extension expires on October 31, 2005; 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 two months through December 31, 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. The resolution is effective upon adoption.

Adopted by City Council on 10/18/05.



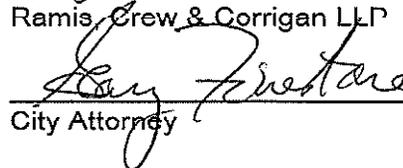
James Bernard, Mayor

ATTEST:

Approved As To Form:
Ramis, Crew & Corrigan LLP



Pat DuVal, City Recorder


City Attorney