

RESOLUTION NO. 51-2013

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, APPROVING THE PROPOSED TRANSFER OF OAK GROVE DISPOSAL COMPANY INC.'S FRANCHISE AREA (AREA 6) TO WASTE MANAGEMENT OF OREGON, INC. REPEALING RESOLUTION 56-2005 AND AMENDING THE LIST OF FRANCHISED HAULERS AND THE SOLID WASTE SERVICE AREA MAP TO REFLECT THE AREA 6 TRANSFER.

WHEREAS, Oak Grove Disposal Company Inc. has been franchised and providing garbage and recycling services to customers in Solid Waste Service Collection Area 6 for over 30 years; and

WHEREAS, Oak Grove Disposal Company Inc. has requested a transfer of their Area 6 franchise to Waste Management of Oregon, Inc; and

WHEREAS, Milwaukie City Code section 13.24.130, Transfer of Franchise, describes the requirements for transfer of franchises and Oak Grove Disposal Co. Inc. has met all those requirements; and

WHEREAS, the City's review of financial and technical documents submitted by Waste Management of Oregon, Inc. indicates that they have the knowledge, experience and financial resources to meet all obligations of a garbage franchisee;

NOW, THEREFORE, BE IT RESOLVED that:

Section 1: The transfer of Solid Waste Franchise Area 6 to Waste Management of Oregon Inc. is hereby granted.

Section 2: Resolution 56-2005 is hereby repealed.

Section 3: The list of franchised haulers in the City of Milwaukie, consists of the following:

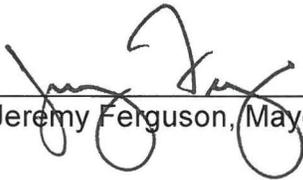
Clackamas Garbage., Inc.
Hoodview Disposal and Recycling
Mel Deines Sanitary Service, Inc.
Waste Management of Oregon, Inc.
Wichita Sanitary Service

Section 4: The Map of the Solid Waste Franchise Service Areas of the City of Milwaukie shall be amended to show Waste Management of Oregon, Inc. as the service provider for Area 6.

Section 5: This resolution takes effect upon passage by Council and filing by Waste Management of a signed copy of the Assignment Assumption and Consent Agreement with the City Recorder's Office.

Section 6: This resolution is repealed on the 90th day after passage. However if, on or before the 90th day after passage, Waste Management of Oregon files a signed copy of the Assignment Assumption and Consent Agreement with the City Recorder's Office, Section 6 of this resolution is automatically and entirely nullified.

Introduced and adopted by the City Council on July 2, 2013.



Jeremy Ferguson, Mayor

ATTEST:

APPROVED AS TO FORM:
Jordan Ramis PC



Pat DuVal, City Recorder



City Attorney

Exhibit 1

