

RESOLUTION NO. 2016-62

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES RATIFYING A FRANCHISE RENEWAL AGREEMENT BETWEEN THE CITIES OF GONZALES, SOLEDAD, AND GREENFIELD, AND TRI-CITIES DISPOSAL AND RECYCLING SERVICES, INC. FROM JANUARY 1, 2017 THROUGH JUNE 30, 2025 IN SUBSTANTIAL FORM AND CONTENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT ON BEHALF OF GONZALES AND RATIFYING THE FY 2016-2017 GARBAGE COLLECTION AND DISPOSAL RATES INCLUDED IN THE AGREEMENT

WHEREAS, the Cities of Gonzales, Soledad, and Greenfield jointly contracted for solid waste, recycling, and yard waste collection services through a Franchise with Tri-Cities Disposal and Recycling, Inc. in 2004; and

WHEREAS, the current Franchise Agreement has been extended through December 31, 2016; and

WHEREAS, the Cities are currently satisfied with Tri-Cities' performance; and

WHEREAS, Tri-Cities is willing to provide similar services, as well as new and enhanced services under an extended term Revised and Restated Franchise Agreement; and

WHEREAS, Tri-Cities has requested an adjustment of increased Garbage Collection and Disposal Rates for enhanced services provided in the Revised and Restated Franchise Agreement; and

WHEREAS, the existing Franchise Agreement contains a provision that allows Council to ratify appropriate services fees for each account or special service and ratify annual adjustments of the corresponding rates; and

WHEREAS, City Staff and the Salinas Valley Solid Waste Authority, as Contract Administrator, have reviewed proposed revisions to the Franchise Agreement and increases to the service fees and corresponding Garbage Collection and Disposal Rates and found them to be reasonable and consistent with the terms of the agreement; and

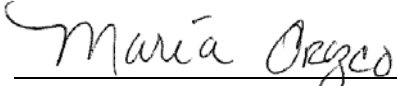
WHEREAS, given that the proposed franchise agreement will provide for the continued collection of solid waste in the service area in the same basic manner as it currently exists in the service area, the Council finds that the approval of the franchise agreement is exempt from CEQA pursuant to CEQA Guidelines Section 15301- licensing of existing operations, involving negligible or no expansion of use. Alternatively, the Council also finds that it can be seen with certainty that there is no possibility that approval of the franchise agreement may have a significant effect on the environment (CEQA Guidelines Section 15061 (b) (3)).

NOW THEREFORE BE IT HEREBY RESOLVED, by the City Council of the City of Gonzales that the Council hereby ratifies, as to substantial form and content, the Revised and Restated Franchise Agreement between the Cities of Gonzales, Greenfield, and Soledad and Tri-Cities Disposal and Recycling Services, Inc. for Solid Waste, Recycling, and Organics Collection Services, as set forth in the form attached hereto as Exhibit "A," and by this reference incorporated herein, to be effective January 1, 2017.

BE IT FURTHER RESOLVED that the proposed increases to the 2016-17 Garbage Collection and Disposal Rates, attached hereto as Exhibit "B," and by this reference incorporated herein, are hereby ratified to become effective January 1, 2017.


PASSED AND ADOPTED by the City Council of the City of Gonzales at a regular meeting duly held on the 3rd day of October, 2016 by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Pro Tem Liz Silva, Scott Funk, Jose G. Lopez, Robert Bonincontri, and Mayor Maria Orozco
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None



Maria Orozco, The Honorable Mayor

ATTEST:



René L. Mendez, City Clerk