

(O-2013-90)

ORDINANCE NUMBER O- 20276 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 30 2013

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING AMENDMENTS TO THE CITY'S CLASS I AND CLASS II NON-EXCLUSIVE SOLID WASTE COLLECTION FRANCHISE AGREEMENTS.

WHEREAS, by Ordinance No. O-20180 in July 2012, the City Council authorized one-year extensions to the non-exclusive solid waste collection franchise agreements for Class I and Class II franchisees; and

WHEREAS, the City wishes to extend the franchise agreements for one year and adjust collection start time in residential areas consistent with San Diego Municipal Code section 59.5.0406 and City Collection Forces start time; and

WHEREAS, City staff has discussed the proposed franchise amendments with the franchisees; and

WHEREAS, on June 12, 2013, the Natural Resources & Culture Committee reviewed this action and recommended approval by the full City Council; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Mayor or his designee is authorized and directed to execute, for and on behalf of the City, Sixth Amendments to the Class I Non-Exclusive Franchise Agreements for Solid Waste Management Services with the Class I franchisees listed on the attached Exhibit A and under the terms and conditions set forth in the Sixth Amendment, on file with the City Clerk as Document No. OO- 20276 - 1

Section 2. That the Mayor or his designee is authorized and directed to execute, for and on behalf of the City, Fifth Amendments to the Class II Non-Exclusive Franchise Agreements

for Solid Waste Management Services with the Class II franchisees listed on the attached Exhibit A and under the terms and conditions set forth in the Fifth Amendment, on file with the City Clerk as Document No. OO- 20276 - 2.

Section 3. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been made available to the City Council and the public prior to the day of its passage.

Section 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Grace C. Lowenberg  
Grace C. Lowenberg  
Deputy City Attorney

GCL:mb  
06/18/13  
Or.Dept:ESD  
Doc.No:562380

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at its meeting of 7/23/13.

ELIZABETH S. MAJAND, City Clerk

By [Signature]  
Deputy City Clerk

Approved: 7/26/13  
(date)

Bob Filner  
BOB FILNER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
BOB FILNER, Mayor

This ordinance, as passed by Council on July 23, 2013, is effective July 30, 2013, which represents the day this ordinance was returned to the Office of the City Clerk with the Mayor's signature of approval.

E X H I B I T A

CITY OF SAN DIEGO  
NON-EXCLUSIVE SOLID WASTE COLLECTION FRANCHISEES

CLASS I FRANCHISEES

Allan Company

Debris Box

Dependable Disposal & Recycling

Diamond Solid Waste Services, LLC

Express Waste & Recycling

John Smith Earthworks, Inc.

Tayman Industries

Ware Disposal Company, Inc.

CLASS II FRANCHISEES

EDCO Disposal Corporation (4)

- EDCO Disposal Corporation
- EDCO Waste & Recycling Services, Inc.
- Sani-Tainer, Inc.
- Webco Sanitation

Republic Services (Allied) (1)

Waste Management of San Diego (7)

- BDC Special Waste Services
- Coast Waste Management, Inc.
- Moor Refuse, Inc.
- Reliable Waste
- USA Waste of California, Inc.
- Waste Management of San Diego
- Emerald Waste & Recovery, Inc.

Passed by the Council of The City of San Diego on JUL 23 2013, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 30 2013

AUTHENTICATED BY: BOB FILNER  
Mayor of The City of San Diego, California.

(Seal) ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.  
By [Signature], Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on JUL 09 2013, and on JUL 30 2013.

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

(Seal) ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.  
By [Signature], Deputy

Office of the City Clerk, San Diego, California  
Ordinance Number O- 20276