

#56 7/15/14

(O-2014-123)

#51 7/29

ORDINANCE NUMBER O- 20392 (NEW SERIES)

DATE OF FINAL PASSAGE AUG 11 2014

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, the City Council granted solid waste collection franchises to and authorized execution of franchise agreements with the Class I and Class II franchisees listed on the attached Exhibit A; and

WHEREAS, the franchise agreements, as subsequently amended by ordinances adopted by the City Council, currently provide for a seven-year term with an option for annual, one-year extensions, subject to City Council approval by ordinance; and

WHEREAS, the City wishes to extend the franchise agreements for one year under the terms and conditions set forth in the proposed franchise amendments; and

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

WHEREAS, on June 25, 2014, the Environment 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, Seventh 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 (except for Daily Disposal Services) under the terms and conditions set forth

in the Seventh Amendment, on file in the Office of the City Clerk as Document No. OO-
20392-1

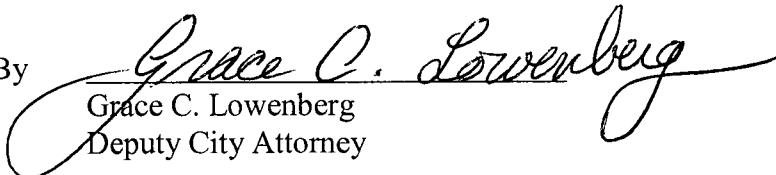
Section 2. That the Mayor or his designee is authorized and directed to execute, for and on behalf of the City, Sixth Amendments to the Class II Non-Exclusive Franchise Agreements for Solid Waste Management Services with the Class II franchisees listed on the attached Exhibit A under the terms and conditions set forth in the Sixth Amendment, on file in the Office of the City Clerk as Document No. OO- 20392-2

Section 3. That the Mayor or his designee is authorized and directed to execute, for and on behalf of the City, a Fifth Amendment to the Class I Non-Exclusive Franchise Agreement for Solid Waste Management Services with Daily Disposal Services under the terms and conditions set forth in the Fifth Amendment, on file in the Office of the City Clerk as Document No. OO- 20392-3

Section 4. 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 5. That this ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Grace C. Lowenberg
Deputy City Attorney

GCL:bas
6/30/2014
Or.Dept:ESD
Doc.No.:798130

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUL 29 2014.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 8/11/14
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

EXHIBIT A

CITY OF SAN DIEGO
NON-EXCLUSIVE SOLID WASTE COLLECTION FRANCHISEES

CLASS I FRANCHISEES

Allan Company
Daily Disposal Service,
Debris Box
Dependable Disposal & Recycling
Diamond Solid Waste Services LLC
Express Waste & Recycling
John Smith Earthworks, Inc.
Tayman Industries
Ware Disposal Co., 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 29 2014, 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"/>
Ed Harris	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 11 2014

AUTHENTICATED BY: KEVIN L. FAULCONER
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 15 2014, and on AUG 11 2014.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(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- **20392**