

Introduced by City Councilmember

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF PASADENA GRANTING NON-EXCLUSIVE FRANCHISES FOR SOLID WASTE COLLECTION TO (FOUR) 4 APPLICANTS.

WHEREAS, on November 17, 2003, the City Council of the City of Pasadena considered applications for a non-exclusive solid waste collection franchise and adopted Resolution No. 8296, after determining that said applications comply with Chapter 8.61 of the Pasadena Municipal Code; and

WHEREAS, said Resolution was duly published on October 16, 2003, and;

WHEREAS, a duly-noticed public hearing pursuant to said Resolution was held on November 17, 2003 for the applications; and

WHEREAS, after reviewing each application, and after public hearing, it was determined that specific applicants comply with Chapter 8.61 of the Pasadena Municipal Code and have agreed to comply with amendments to this Chapter relating to, among other things, required recycling diversion rates.

NOW THEREFORE, the People of the City of Pasadena ordain as follows:

SECTION 1. This ordinance, due to its length and the corresponding costs of publication, will be published by title and summary as permitted by Section 508 of the Charter.

The approved summary of this ordinance reads as follows:

"SUMMARY

The purpose of Ordinance No. \_\_\_\_\_ is to grant, pursuant to Chapter 8.61 of the Pasadena Municipal Code, a non-exclusive solid waste collection franchise ("Franchise") to each of the following according to the terms and conditions set forth in the text of the ordinance and

of a franchise agreement to be executed by each franchisee:

Gemini Services, Inc.  
4334 San Gabriel River Parkway  
Pico Rivera, CA 90661

Perez Transport Company  
13717 Carl Street  
Pacoima, CA 91331

Performance Tear-off, Inc.  
3001 Gilroy Street  
Los Angeles, CA 90039

Woory Disposal Services  
13630 Imperial Highway, #1  
Santa Fe Springs, CA 90670

Ordinance No. \_\_\_\_\_ shall take effect upon the expiration of 30 days from its publication by title and summary."

SECTION 2. Pursuant to Chapter 8.61 of the Pasadena Municipal Code, a non-exclusive solid waste collection franchise ("Franchise") is granted to:

Gemini Services, Inc.  
4334 San Gabriel River Parkway  
Pico Rivera, CA 90661

This grant of franchise is based on the certifications of franchisee that it shall comply with all of the provisions of Chapter 8.61 of the Pasadena Municipal Code, including, but without limitation the provisions of Section 8.61.175, which establish a contract requirement of minimum recycling diversion rates and liquidated damages for failing to meet those rates. The franchise shall be for a period of one year, commencing as of the date a written franchise agreement has been fully executed and all other requirements of Chapter 8.61 of the Pasadena Municipal Code have been met by the franchisee. The franchise may be extended for up to three additional renewal terms at the option of the City Manager and according to the provisions of Section 8.61.120 of the

Pasadena Municipal Code, with each renewal term being a term of one year.

SECTION 3. Pursuant to Chapter 8.61 of the Pasadena Municipal Code, a non-exclusive solid waste collection franchise ("Franchise") is granted to:

Perez Transport Company  
13717 Carl Street  
Pacoima, CA 91331

This grant of franchise is based on the certifications of franchisee that it shall comply with all of the provisions of Chapter 8.61 of the Pasadena Municipal Code, including, but without limitation the provisions of Section 8.61.175, which establish a contract requirement of minimum recycling diversion rates and liquidated damages for failing to meet those rates. The franchise shall be for a period of one year, commencing as of the date a written franchise agreement has been fully executed and all other requirements of Chapter 8.61 of the Pasadena Municipal Code have been met by the franchisee. The franchise may be extended for up to three additional renewal terms at the option of the City Manager and according to the provisions of Section 8.61.120 of the Pasadena Municipal Code, with each renewal term being a term of one year.

SECTION 4. Pursuant to Chapter 8.61 of the Pasadena Municipal Code, a non-exclusive solid waste collection franchise ("Franchise") is granted to:

Performance Tear-off, Inc.  
3001 Gilroy Street  
Los Angeles, CA 90039

This grant of franchise is based on the certifications of franchisee that it shall comply with all of the provisions of Chapter 8.61 of the Pasadena Municipal Code, including, but without limitation the provisions of Section 8.61.175, which establish a contract requirement of minimum recycling diversion rates and liquidated damages for failing to meet those rates. The franchise shall be for

a period of one year, commencing as of the date a written franchise agreement has been fully executed and all other requirements of Chapter 8.61 of the Pasadena Municipal Code have been met by the franchisee. The franchise may be extended for up to three additional renewal terms at the option of the City Manager and according to the provisions of Section 8.61.120 of the Pasadena Municipal Code, with each renewal term being a term of one year.

SECTION 5. Pursuant to Chapter 8.61 of the Pasadena Municipal Code, a non-exclusive solid waste collection franchise ("Franchise") is granted to:

Woory Disposal Services  
13630 Imperial Highway, #1  
Santa Fe Springs, CA 90670

This grant of franchise is based on the certifications of franchisee that it shall comply with all of the provisions of Chapter 8.61 of the Pasadena Municipal Code, including, but without limitation the provisions of Section 8.61.175, which establish a contract requirement of minimum recycling diversion rates and liquidated damages for failing to meet those rates. The franchise shall be for a period of one year, commencing as of the date a written franchise agreement has been fully executed and all other requirements of Chapter 8.61 of the Pasadena Municipal Code have been met by the franchisee. The franchise may be extended for up to three additional renewal terms at the option of the City Manager and according to the provisions of Section 8.61.120 of the Pasadena Municipal Code, with each renewal term being a term of one year.

SECTION 6. The city clerk shall certify the adoption of this ordinance and shall cause this ordinance to be published by title and summary.

