

RESOLUTION NO. LIV

A RESOLUTION AUTHORIZING GARBAGE FRANCHISE CONTRACT WITH UNITED DISPOSAL SERVICE.

WHEREAS, Wilsonville City Ordinance No. 4 entitled "AN ORDINANCE PROVIDING FOR THE COLLECTION AND DISPOSAL OF GARBAGE; AUTHORIZING A CONTRACT THEREFOR; AND RELATING GENERALLY TO THE HEALTH AND SANITATION OF THE CITY OF WILSONVILLE AND THE INHABITANTS THEREOF" was enacted April 7, 1969, and provided among other things for authority of the Mayor to enter into contracts as may first be approved by the City Council for collection and disposal of garbage in the City of Wilsonville; and

WHEREAS, the last Franchise Contract for garbage collection in the City of Wilsonville was made by the City and United Disposal Service of Woodburn, Oregon, on April 7, 1969, and the term of that Contract has expired, and a new Contract with the same company for a ten year term commencing April 1, 1974, has been proposed by the contractor, reviewed by the City Council and approved by all parties, and includes among other things a revised schedule of fee charges for garbage collection services. A copy of the proposed new "GARBAGE FRANCHISE CONTRACT" with United Disposal Service as contractor is attached to this Resolution and by this reference and its annexation hereto is expressly made a part hereof; and

WHEREAS, the Wilsonville City Council has determined that the proposed new "GARBAGE FRANCHISE CONTRACT" as per Exhibit A is a satisfactory Contract and the annual license fee to the City and the collection service charges to the contractor's customers as set forth in said Contract are reasonable and in the best interests of the City of Wilsonville and its residents, and it is therefore,

RESOLVED by the Wilsonville City Council that the exclusive "GARBAGE FRANCHISE CONTRACT" between the City of Wilsonville and United Disposal Service of Woodburn, Oregon, and in the terms and

form of the attached Exhibit A, is hereby approved; and the Mayor of the City of Wilsonville is hereby authorized and directed to execute and deliver said Contract on behalf of the City and in sufficient counterparts as may be required; and upon the acceptance and signing of the Contract by United Disposal Service, it shall become and remain a valid obligation of the parties for the term of the Contract and according to its terms and provisions unless otherwise modified or changed by mutual agreement of the parties.

IT IS FURTHER RESOLVED that if the "GARBAGE FRANCHISE CONTRACT" as hereby authorized is not accepted and signed by United Disposal Service and the City's annual license and inspection fee paid within thirty days from the adoption of this Resolution, then the Mayor's authority to execute and deliver the Contract on behalf of the City of Wilsonville is withdrawn, and the said Contract is terminated and without further liability or responsibility on the part of the City of Wilsonville, or its City officials.

Adopted by the Wilsonville City Council nunc pro tunc
March 25, 1974.

Dated this 8th day of April, 1974.


PHILLIP R. BALSIGER - Mayor

ATTEST:


MARJORIE A. HINTZ - City Recorder