

ORDINANCE NO. 1565

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI  
AMENDING EXCLUSIVE FRANCHISE FOR WASTE DISPOSAL SERVICES

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI **AS** FOLLOWS:

WHEREAS, the Lodi City Council on September 7, 1988 entered into an exclusive contract with Lodi Sanitary City Disposal Company, Inc. for the exclusive right to provide refuse collection services for the City of Lodi; and

WHEREAS, Paragraph 27 of said agreement relating to "Contractor Compensation" specifies that the contractor shall receive a franchise fee in the amount of 8% of monies received for refuse collection and transportation; and

WHEREAS, when the City Council adopted the new rates for the curb side recycling program, it was agreed that the City would reduce the franchise fee from 8% to 6% in order to lower the collection and transportation rates;

NOW, THEREFORE, **THE LODI CITY COUNCIL** ORDAINS that the exclusive contract with Lodi Sanitary City Disposal Company, Inc. is amended as follows :

SECTION 1. Paragraph 27 shall read:

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"City shall remit to Contractor each Friday, the net collections in the previous week after deducting from collections a 6%

franchise fee. City hereby agrees to keep and maintain proper records of its collection hereunder and to make such records available to Contractor or its authorized agent for audit at any reasonable time in the office of the City of Lodi Finance Department."

SECTION 2. An addendum to the exclusive franchise agreement reflecting the amendment to paragraph 27 is on file in the office of the City Clerk.

SECTION 3. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 4. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this 17th day of February 1993



PHILLIP A. PENNINO

Mayor

Attest:



JENNIFER M. PERRIN  
City Clerk

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