

ORDINANCE NO. 1166

AN ORDINANCE AMENDING SECTION 11-1 DEFINING GARBAGE, 11-7 AND 11-12 OF THE LODI CITY CODE PERTAINING TO INSURANCE REQUIREMENTS REQUIRED OF THE CITY GARBAGE CONTRACTOR AND REPEALING RECOMMENDATIONS AND REGULATIONS FOR THE USE OF THE CITY SANITARY FILL.

Section 1. The definition in Section 11-1 of "Garbage" shall have added "solid waste" so as to read "Garbage or solid waste means", etc. and further, the last paragraph of Section 11-1 defining "waste disposal grounds" is repealed.

Section 2. Section 11-7 of the Lodi City Code entitled "Insurance requirements of contractee" is hereby amended to read in full as follows :

"The person, firm or corporation who is awarded the contract to collect garbage in accordance with Section 11-6 of this Code, shall be considered an independent contractor responsible to the City for the result of his work to be done, but said work shall be performed under his own directions as to time and manner of performing the work.

"The garbage collector shall maintain and keep in full force and effect Workers' Compensation Insurance covering all of his employees.

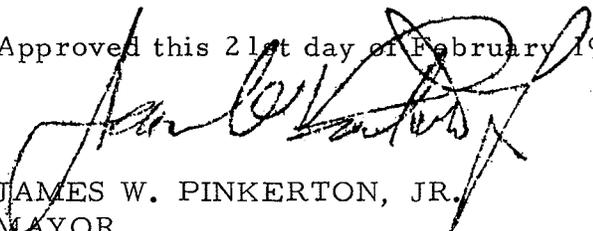
"The garbage collector shall maintain at all times, when performing the contract for the City, liability and property damage insurance in the minimum sum of \$500,000 for damage to property, and \$1,000,000 for injury to persons, that may or might occur during the period of time that the said garbage collector is performing the contract. The City shall be named as additional insured on said insurance and City shall be held free and harmless for any and all claims, demands and/or attorney fees that may occur or arise as a result of the performance of the contract by the garbage collector".

Section 3. For the reason that the City Sanitary Fill is under the operation and control of the County of San Joaquin by virtue of a contract entered into with City, Section 11-12 of the Lodi City Code is hereby repealed.

Section 4. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

Section 5. 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 21st day of February 1979


JAMES W. PINKERTON, JR.
MAYOR


Attest: ALICE M. REIMCHE
CITY CLERK

State of California
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1166 was introduced at a regular meeting of the City Council of the City of Lodi held February 7, 1979 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held February 21, 1979 by the following vote:

Ayes: Councilmen - Hughes, Katnich, McCarty and
Katzakian

Noes: councilmen - None

Absent: Councilmen - Pinkerton

I further certify that Ordinance No. 1166 was approved
and signed by the Mayor on the date of its passage and the same
has been published pursuant to law.


ALICE M. REIMCHE
CITY CLERK