

RESOLUTION NO. 10-42

A RESOLUTION OF THE RIDGECREST CITY COUNCIL AUTHORIZING PAYMENT IN THE AMOUNT OF \$149,433.59 TO BENZ SANITATION INC. FOR THE DELINQUENT ACCOUNTS FOR MARCH-APRIL 2010 MANDATORY TRASH AND RECYCLING SERVICES

WHEREAS, on March 18, 2009 the City Council of the City of Ridgecrest adopted Ordinance No. 09-01 which repealed and reenacted chapter XIII in its entirety and amended the code as to Community Wide Universal (Mandatory) Curbside Solid Waste Recycling service;

WHEREAS, on September 10, 2009 the City Council adopted Resolution 09-57 approving an exclusive recycling franchise agreement with Benz Sanitation; and

WHEREAS, per Section 7 part b of the Exclusive Recycling Franchise Agreement with Benz Sanitation, the City will pay for accounts that are delinquent 60 days from the billing date. The total amount of these delinquent accounts for March-April 2010 per invoice received from Benz Sanitation is \$227,300;

WHEREAS, an amount of \$77,866.41 will be withheld from payment until billing issues are resolved with Benz Sanitation;

NOW, THEREFORE, BE IT RESOLVED that:

1. The City Council of the City of Ridgecrest does hereby authorize the Finance Director to pay the delinquents accounts in the amount of \$149,433.59;
2. The Finance Director is hereby authorized to amend the current fiscal year's budget and transfer the amount necessary to pay Benz Sanitation from the General Fund.

APPROVED AND ADOPTED this 2nd day of June, 2010, by the following vote:

AYES: Mayor Morgan, Council Members Wiknich, and Taylor
NOES: Council Member Carter
ABSTAIN: None
ABSENT: Council Member Holloway



Steven P. Morgan, Mayor

ATTEST:



Rachel J. Ford, CMC
City Clerk