

## RESOLUTION NO. 10-67

### A RESOLUTION OF THE CITY COUNCIL OF CITY OF RIDGECREST TO MODIFY RECYCLING PROGRAM

THE CITY COUNCIL OF THE CITY OF RIDGECREST, CALIFORNIA, DOES  
HEREBY RESOLVE as follows:

**1. Purpose.**

A trash collection franchise was granted to Benz Sanitation Company pursuant to Ordinance No. 95-08. This agreement provides that the City will set the terms for residential trash service.

In 2009, the City adopted a mandatory trash program for residential and commercial service. On July 7, 2010, the Ridgecrest City Council adopted Ordinance No. 10-04 which provided certain changes for the City's universal trash service program. Included among these changes is an opportunity for residential customers to opt out from either solid waste collection service, recycling services, or both. Ordinance No. 10-04 is effective August 7, 2010.

The following resolution amends Resolution No. 09-57 to implement Ordinance No. 10-04.

**3. Termination of Service to Delinquent Accounts.**

Section 5 of Attachment A to Resolution No. 09-57 is revised as follows:

**"Section 5. Mandatory Residential Curbside Recycling: Residential.**

Contractor shall:

a. Except as set forth in this subpart, Contractor shall provide a 96-gallon blue cart recycling program to each residential household that receives solid waste recycling services. Solid waste and recyclable materials shall be retrieved by Contractor on a weekly basis. Contractor shall discontinue solid waste and recycling services to all residential households that are delinquent in payment for solid waste and recycling services as of the date of this Resolution. City shall provide Contractor with a list of delinquent accounts no later than fourteen (14) days from the date of this Resolution. Contractor shall cease service to such accounts upon receipt of this list. In addition, City will provide to Contractor on a monthly basis a list of all customers that have opted out from either solid waste or recycling services in the previous month. Contractor shall cease providing solid waste or recycling services to each identified customer upon receipt of this list.

b. Market and recycle materials which are hauled by Benz Sanitation, Inc. as part of the blue cart program.

c. Provide an interim transfer program through parent company Benz Sanitation, Inc. whereby blue cart commingled recyclables will be directly transported to the Tehachapi Recycling, Inc. Material Recovery Facility in Tehachapi, California, or other adequate processing facility at Benz Sanitation, Inc. discretion, for final processing, marketing, and disposal of residual waste.

d. Assist the City from time-to-time in providing samples of residential public outreach materials. Contractor further agrees to distribute City-provided flyers to all residential customers up to four times a year.

e. Assist the City in monitoring mandatory collection dynamics associated with the curbside residential recycling program, including quarterly written notifications of those residences that are routinely contaminating recyclables with solid waste.

f. Provide electronically transmitted/quarterly diversion reports to the City, applicable with Kern County reporting standards.

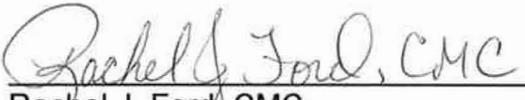
g. Maintain all bins, trucks and other equipment, and all facilities operated under the control of Benz Sanitation, Inc., in a clean wholesome and legal environment.”

**PASSED, APPROVED AND ADOPTED** on this 4<sup>th</sup> day of August, 2010 by the following vote:

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

  
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Steven P. Morgan, Mayor

ATTEST:

  
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Rachel J. Ford, CMC  
City Clerk