

RESOLUTION NO. 14-057
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC
GROVE APPROVING THE FRANCHISE AGREEMENT WITH
GREENWASTE RECOVERY

FINDINGS

1. **WHEREAS**, the City of Pacific Grove has a Franchise Agreement with Waste Management, Inc. that is expiring on July 31, 2015; and
2. **WHEREAS**, the City of Pacific Grove has participated on the Monterey Regional Waste Management District's (Waste Management District) multi-jurisdiction franchise hauler solicitation and agreement process for several years; and
3. **WHEREAS**, the Waste Management District's Technical Advisory Committee has conducted a thorough request for proposal process, reviewed all proposals received, and unanimously selected Green Waste Recovery as the best proposal; and
4. **WHEREAS**, on January 15, 2014, the City Council of the City of Pacific Grove received a full analysis of the four finalist proposals, by Green Waste Recovery, Waste Management, Inc., Bayside Sanitation, and Monarch Resource Recovery, regarding the provision of garbage, recycling, and organics collection through a new franchise agreement; and
5. **WHEREAS**, on January 15, 2014, the City Council approved a resolution authorizing staff to negotiate a franchise agreement with Green Waste Recovery; and
6. **WHEREAS**, the City Council has received public comment, received answers to its questions from staff and Green Waste Recovery, and reviewed and discussed the agreement; and
7. **WHEREAS**, this action does not constitute a "Project" as that term is defined under the California Quality Act (CEQA), CEQA Guidelines Section 15378 as it is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment.

NOW THEREFORE, THE COUNCIL OF THE CITY OF PACIFIC GROVE DOES RESOLVE AS FOLLOWS:

SECTION 1. The foregoing recitals are adopted as findings of the City Council as though set forth fully herein.

SECTION 2. The City Manager is directed to execute the proposed 15-year Franchise Agreement, starting August 1, 2015, incorporating any appropriate corrections and other changes resulting from Council direction, last-minute information, and improvements that arise during final negotiations.

SECTION 3. This resolution shall take effect immediately following passage and adoption.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 20th day of August, 2014, by the following vote:

AYES: Mayor Kampe, Councilmembers Cohen, Cuneo, Fischer, Huitt, Lucius

NOES: None

ABSENT: Councilmember Miller

APPROVED:

BILL KAMPE, Mayor

ATTEST:

ANN CAMEL, Interim City Clerk

APPROVED AS TO FORM:

DAVID C. LAREDO, City Attorney