

RESOLUTION NO. 3441-18

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
APPROVING THE FIRST AMENDMENT TO THE EXCLUSIVE COLLECTION
SERVICE AGREEMENT BETWEEN THE TOWN OF WINDSOR AND SONOMA
COUNTY RESOURCE RECOVERY, LLC. AND AUTHORIZING THE TOWN
MANAGER TO EXECUTE IT ON BEHALF OF THE TOWN**

WHEREAS, on August 6, 2017, Town Council approved a 10-year franchise and Collection Service Agreement (“Agreement”) with Sonoma County Resource Recovery, LLC (“SCRR”) for Residential and Commercial Garbage, Recyclable Material, and Organic Waste Collection Services for the period of October 1, 2017 through September 30, 2027; and

WHEREAS, on November 6, 2017, the Town staff approved additional cart service for fiber only at \$10 per month and additional organic container at a discounted rate of \$10, if paid in advance for a full year; and

WHEREAS, on December 13, 2017, the Town staff approved the offering of a senior citizen discount with a 10% reduction to 20-gallon and 32-gallon single-family dwelling monthly service recipient cart rate to qualifying individuals; and

WHEREAS, on February 5, 2018, the Town staff approved 10 – 40 cubic yard roll-off with increasing frequency to single-family dwelling additional services with the option to forfeit one or both bulky item curbside collections; and

WHEREAS, on January 17, 2018, SCRR notified the Town of residential, commercial, and multi-family rates related to collection services as outlined in the Agreement that were not identified in the executed Exhibits as part of the Agreement; and

WHEREAS, SCRR requested for these rates to be identified and executed allowing for SCRR to bill accordingly; and

WHEREAS, the identified rates shall be included and adjusted annually pursuant to Article 4 of the Agreement; and

WHEREAS, SCRR requested to add Pacific Sanitation, Inc. as a subcontractor to provide portable toilets and wash basins for Town Sponsored Events; and

WHEREAS, the Town’s consultant, R3 Consulting Group, Inc. will further amend the Agreement language and Exhibits during the annual rate review.

NOW, THEREFORE BE IT RESOLVED that the Town Council of the Town of Windsor hereby resolves as follows:

1. The Recitals above are true and correct and are incorporated herein by reference.

2. The aforesaid requests of SCRR are ratified, and the First Amendment to the Collection Service Agreement with Sonoma County Resource Recovery, LLC for Residential and Commercial Garbage, Recyclable Material, and Organic Waste Collection Services effective October 1, 2017, attached here as Attachment A, is hereby approved, and the Town Manager is authorized to execute said First Amendment.
3. Each section, subsection, clause, sentence, phrase, and other portion of this Resolution is severable, and the Town Council declares that it would have adopted this Resolution and each section, subsection, clause, sentence, phrase or other portion hereof, irrespective of the fact that one or more sections, subsections, clauses, sentences, phrases, or other portions hereof may be held invalid or unconstitutional.
4. This Resolution shall take effect immediately upon its adoption.

PASSED, APPROVED AND ADOPTED this 21st day of March 2018, by the following vote:

AYES:	COUNCILMEMBERS FUDGE, MILLAN, SALMON, VICE MAYOR FOPPOLI AND MAYOR OKREPKIE
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE



BRUCE OKREKPIE, MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK