RESOLUTION NO. 2017–64

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL, FINDING THAT A MAJORITY PROTEST DOES NOT EXIST AND APPROVING A SOLID WASTE COLLECTION RATE INCREASE TO THE CITY’S RESIDENTIAL, COMMERCIAL AND INDUSTRIAL ACCOUNTS

WHEREAS, Consolidated Disposal Service, LLC (Consolidated) is the exclusive contractor for the collection, removal and disposal for all rubbish in the City of Bell pursuant to a Franchise Agreement; and

WHEREAS, Based on surveys of surrounding jurisdictions, the City’s current residential rate is $13.75 per month and less than surrounding cities; and

WHEREAS, Consolidated has not received an increase since the exclusive franchise agreement was entered into in 2012; and

WHEREAS, Rate increases are now proposed as stated below; and

WHEREAS, Bell Municipal Code Section 8.24.082, notices of public hearing were mailed to individual account holders and property owners on August 25, 2017 and, in addition, notice of the public hearing was published in the Press Telegram on August 28, 2017; and

WHEREAS, Pursuant to Article IX Franchisee’s Compensation of the Exclusive Franchise Agreement, prior to Consolidated Disposal Service, LLC, raising its rates charged within the City of Bell, a public hearing and resolution of the Bell City Council is required.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BELL DOES HEREBY:

Section 1. Approve a rate increase of 3.2% for residential customers, 2.8% for commercial, and 3.9% for industrial accounts to be effective on November 1, 2017, as indicated on Exhibit “A.”

Section 2. That the number of protests received prior to the hearing was 25, and at the hearing 6 more protests were received for a total of 31; and as there are some 6,000 accounts, accordingly no majority protest exists.

Section 3. That the City Clerk shall certify to the passage and adoption of this Resolution and shall cause the same to be processed in the manner required by law.
PASSED, APPROVED, AND ADOPTED this 11th day of October, 2017.

Fidencio J. Gallardo, Mayor

ATTEST

Angela Bustamante, City Clerk

APPROVED AS TO FORM:

David Aleshire, City Attorney

CERTIFICATE OF ATTESTATION AND ORIGINALITY

I, Angela Bustamante, City Clerk of the City of Bell, hereby attest to and certify that the foregoing resolution is the original resolution adopted by the Bell City Council at its regular meeting held on the 11th day of October, 2017, by the following vote:

AYES: Councilmembers Romero, Saleh, Vice-Mayor Quintana and Mayor Gallardo

NOES: Councilmember Valencia

ABSENT: None

ABSTAIN: None

Angela Bustamante, City Clerk