

AMENDED
RESOLUTION NO. 4647-2023

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL
APPROVING REDWOOD WASTE SOLUTIONS PROPOSED RESIDENTIAL,
COMMERCIAL AND MULTIFAMILY, AND ROLLOFF RATE CHANGES**

WHEREAS, the Legislature of the State of California, by enactment of the California Integrated Waste Management Act of 1989, has declared that it is within the public interest to authorize and require local agencies to make adequate provisions for Solid Waste handling within their jurisdictions; and

WHEREAS, pursuant to California Public Resources Code Section 40059 (a) (2), the City Council of the City of Fort Bragg (City) determined that the public health, safety and well-being require that an exclusive franchise be awarded to a qualified Solid Waste enterprise for the collection and recovery of solid waste from certain residential, industrial and commercial areas in the City; and

WHEREAS, the City and Redwood Waste Solutions, Inc. (RWS), executed a Franchise Agreement (Agreement) dated December 1, 2021; and

WHEREAS, the City's intention in executing the Agreement with RWS was to maintain reasonable rates for collection and transportation of solid waste, discarded recyclable materials and green waste within the area covered by the Agreement; and

WHEREAS, the Agreement provides for approval by the City Council of rates and charges by RWS; and

WHEREAS, the Agreement provides for pass-through adjustments, cost-of-living, fuel rate, and commodity price adjustments, when applicable; and

WHEREAS, based on all the evidence presented, the City Council finds as follows:

1. That the rate adjustments set forth in Exhibit A are consistent with the Franchise Agreement.
2. That the 13.23% rate increase associated with the pass-through disposal adjustment, cost-of-living, fuel rate, and commodity price adjustments is to be applied January 9, 2023.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby approve the rate adjustments as set forth in Exhibit A for Residential, Commercial and Multifamily, and Roll-off services within the City limits, with the pass-through disposal adjustment, cost-of-living, fuel rate, and commodity price adjustments, effective January 9, 2023.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 23rd day of January 2023, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk