

RESOLUTION NO. 2022 -

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BRUNO APPROVING AN AMENDED AND RESTATED SOLID WASTE COLLECTION SERVICES AGREEMENT BETWEEN THE CITY OF SAN BRUNO AND RECOLOGY SAN BRUNO, AND DIRECTING STAFF TO INITIATE PROCEEDINGS TO CONSIDER ADOPTION OF RATES IN CONNECTION WITH SAME

WHEREAS, the Legislature of the State of California, by enactment of the California Integrated Waste Management Act of 1989 ("Act") and subsequent additions and amendments (codified at California Public Resources Code sections 40000 et seq.), has declared that it is in the public interest to authorize and require local agencies to make adequate provisions for solid waste collection within their jurisdictions; and

WHEREAS, Section 10.20.040 of the San Bruno Municipal Code provides that the City Council may contract with a solid waste enterprise to provide solid waste collection services (the "Services") on an exclusive basis; and

WHEREAS, the City Council previously approved an exclusive collection agreement with Recology San Bruno ("Recology"); and

WHEREAS, changes in state law, particularly Senate Bill 1383 (SB 1383), have required changes to the Services provided under the City's collection agreement with Recology; and

WHEREAS, on August 23, 2022, the San Bruno City Council conducted a public Study Session on a potential new solid waste collection services agreement; and

WHEREAS, the City and Recology have negotiated in good faith for the terms of an Amended and Restated Solid Waste Collection Services Agreement, a copy of which is on file in the office of the City Clerk (the "Collection Agreement"); and

WHEREAS, the City desires to approve the Collection Agreement; and

WHEREAS, the Collection Agreement provides for the City to adopt rates for the Services (the "Rates"), effective January 1, 2023; and

WHEREAS, the City desires to initiate proceedings to consider adoption of the Rates.

NOW, THEREFORE, BE IT RESOLVED, that the San Bruno City Council hereby approves the Collection Agreement and authorizes the City Manager to execute the Collection Agreement in substantially the form on file with the City Clerk, with such changes as deemed necessary or appropriate by the City Manager, and authorizes the City Manager to do all things necessary and proper to implement this resolution.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the San Bruno City Council hereby directs staff to proceed with the public hearing process required by Section 6 of Article XIID of the California Constitution, for the City Council to consider the Rates.

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I hereby certify that foregoing **Resolution No. 2022 -**
was adopted by the San Bruno City Council at a regular meeting on
September 27, 2022, by the following vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

ATTEST:

Vicky Hasha
Deputy City Clerk