

CITY OF TONTITOWN, ARKANSAS
CITY COUNCIL

ORDINANCE NO. 2012-01-03-385.

AN ORDINANCE EXTENDING MUNICIPAL SOLID WASTE COLLECTION AGREEMENT WITH WASTE MANAGEMENT OF ARKANSAS, INC.

WHEREAS, the City of Tontitown, Arkansas ("City"), entered into an exclusive Municipal Solid Waste Agreement with Waste Management of Arkansas Inc. ("Waste Management") on or about November 14, 2006 wherein Waste Management agreed to provide solid waste and recycling services ("Contract"); and,

WHEREAS, the Contract will expire January 1, 2012; and,

WHEREAS, the City's current rates under the Contract are extremely competitive with comparable services in other Arkansas cities; and,

WHEREAS, the employees of Waste Management live, work, and spend in the City of Tontitown and contribute to the overall economic health and vibrancy of the City; and,

WHEREAS, the Tontitown City Council believes it is in the best interest of the City and the citizens of Tontitown to extend the Contract with Waste Management without the necessity of competitive bidding; and,

WHEREAS, the State Legislature has passed Act 756 which allows cities to renew or extend existing contracts without having to solicit bids per A.C.A. 14-58-104;

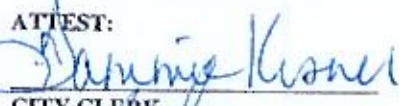
NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TONTITOWN, ARKANSAS:

Section 1: That the Tontitown City Council hereby authorizes and approves a five (5) year extension of the current Municipal Solid Waste Collection Agreement with Waste Management of Arkansas, Inc., and said extension shall begin upon the expiration of the current Contract term on January 1, 2012.

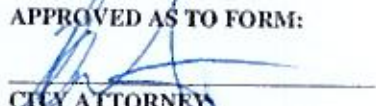
Section 2: That the Mayor and City Clerk are hereby authorized to execute such five (5) year extension of the Municipal Solid Waste Collection Agreement between the City and Waste Management.

Section 3: That continuation of waste services without interruption and at current rates in a depressed and struggling economy is vital to the public health, safety, welfare, and economic well-being of the citizens of Tontitown, and therefore an emergency is declared to exist, and this ordinance shall be in full force and effect from and after the date of its passage.

PASSED AND APPROVED THIS 3rd DAY OF January, 2012 TH

ATTEST:

CITY CLERK


MAYOR-Tommy Granata

APPROVED AS TO FORM:

CITY ATTORNEY

David Myhan
Waste Management of Arkansas, Inc.
Area Vice President

