An Ordinance Amending Section 5.08.03 of the Atkins Municipal Code Pertaining to the Bidding Process to Become the Garbage Disposal Service Operator for Residential Customers in the City of Atkins and For Other Purposes.

WHEREAS, Lee's Trash Service was the low bidder two (2) years ago for the garbage disposal service contract for residential customers for the City of Atkins and;

WHEREAS Lee's Trash Service has operated the garbage disposal service contract for residential customers in the City of Atkins for the past two (2) years in an exemplary manner and;

WHEREAS Lee's Trash Service proposed a very reasonable extension of that contract for the next six (6) years.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATKINS, ARKANSAS AS FOLLOWS:

Section 1. Section 5.08.03 Conditions and Requirements of the Atkins Municipal Code shall be amended as follows:

5.08.03 Conditions and Requirements: Prior to the end of each odd numbered year, the city shall call for sealed bids from all garbage disposal firms interested in operating a garbage disposal service for the benefit of the residential customers in the city and for residential customers lying outside the city receiving water service from the city. The city hereby reserves the right to reject any and all bids received. The successful bidder shall operate the garbage disposal service subject to the terms and conditions of Chapter 5.08 of the Atkins Municipal Code for the following two (2) year period beginning January of each even numbered year after which the bids were taken and continuing for a two (2) year period thereafter during which time the successful bidder shall charge for his services the amount of his bid accepted by the city. Bids must be submitted to the City Clerk no later than noon on October 7th unless that date should fall on a holiday or a Saturday or Sunday, in which event such bids must be submitted no later than noon of the following business day; PROVIDED HOWEVER for the years 2018, 2019, 2020, 2021, 2022, and 2023 the Atkins Solid Waste Collection Contract shall be awarded to Lee's Trash Service, the present Grantee, subject to the existing terms and conditions of Chapter 5. 08 of the Atkins Municipal Code and subject to the following rate schedule to be charged by the Grantee to the residential customers to the City of Atkins.

(a) For the calendar year 2018: $11.13 per month per customer
(b) For the calendar year 2019: $11.24 per month per customer
(c) For the calendar year 2020: $11.35 per month per customer
(d) For the calendar year 2021: $11.46 per month per customer
(e) For the calendar year 2022: $11.57 per month per customer
(f) For the calendar year 2023: $11.69 per month per customer

Upon submitting a bid, each bidder shall submit proof of an existing insurance policy which complies with all of the provisions as set forth in Section 5.08.05 hereunder and shall further provide proof of an existing toll-free number for the use of Atkins customers.

These bids will be evaluated by the City Council and the Mayor will notify the successful bidder promptly after the award has been determined. The successful bidder shall begin performing the services as required in Chapter 5.08 of the Atkins Municipal Code beginning January 1, of the following year, and continuing through the end of December, two (2) years thereafter. In addition to the other provisions in Chapter 5.08 of the Atkins Municipal Code providing for grounds for the cancellation of the privileges granted to the Grantee, these privileges may be terminated upon thirty (30) days notice to the Grantee in the event the City adopts an ordinance providing for mandatory collection service pertaining to residential customers lying within the city limits of the city of Atkins.

Section 2. Emergency Clause

An emergency is hereby declared to exist, and this Ordinance, being necessary for the immediate preservation of the public peace, health and safety, shall be in full force and effect from and after its passage and approval.

This ordinance is passed and approved this 10th day of October, 2017.

THE CITY OF ATKINS

By: _____
JERRY DON BARRETT, Mayor

ATTEST:

_____
Machelle Brown, City Clerk

(SEAL)

FILED
Machelle Brown, City Clerk
City of Atkins
SEAL
Date: 10/10/17