ORDINANCE NO. 93-05

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ATKINS, ARKANSAS, TO ENTER INTO AN AGREEMENT WITH RICK TAYLOR TRASH SERVICE, INC. FOR THE PURPOSE OF COLLECTING AND DISPOSING OF SOLID WASTE FROM RESIDENTIAL CUSTOMERS IN THE CITY OF ATKINS, ARKANSAS, AND THOSE RECEIVING WATER SERVICE FROM THE CITY LYING OUTSIDE THE CITY OF ATKINS UNTIL COMPETITIVE BIDS ARE RELET PURSUANT TO CHAPTER 5.08 OF THE ATKINS MUNICIPAL CODE AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Chapter 5.08 of the Atkins Municipal Code, the City of Atkins advertised for bids for the collection and disposal of solid waste from residential customers in the City of Atkins, Arkansas, for a period of two (2) years beginning January 1, 1994; and

WHEREAS, the bid of Green's Waste Service, Inc. was accepted and the contract awarded to Green's Waste Service, Inc., at the regular council meeting of the Atkins City Council on November 9, 1993; and

WHEREAS, Green's Waste Service, Inc. has now indicated to the Mayor and the City Council of Atkins, Arkansas, that it is now either unwilling or unable to comply with the requirements of residential solid waste collection and disposal in the City of Atkins; and,

WHEREAS, the City of Atkins does not now have sufficient time to bid the solid waste collection contract prior to January 1, 1994; and

WHEREAS, the present contractor, Rick Taylor Trash Service, Inc., has agreed to continue providing solid waste collection and disposal services for the benefits of the

residential customers of the City of Atkins, Arkansas, on a temporary basis until such bids can be let again, but only at a price of $7.00 per household per month; and

WHEREAS, an emergency is therefore declared to exist.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Atkins, Arkansas:

SECTION 1. The City Council of the City of Atkins hereby authorizes the Mayor of the City to enter into an agreement with Rick Taylor Trash Service, Inc. to continue to provide solid waste collection and disposal services for the residential customers of the City of Atkins and those residential customers connected to the Atkins Water System on a temporary basis at a rate of $7.00 per customer per month until such time as the bidding process can be completed for the purposes of awarding a new contract to the successful bidder.

SECTION 2. Otherwise, during the period of time that Rick Taylor Trash Service, Inc. is continuing to provide solid waste collection and disposal services for the residential customers of the City of Atkins and those lying outside the city limits and attached to the Atkins Water System, the parties shall continue to be bound by the provisions as set forth in Chapter 5.08 of the Atkins Municipal Code.

SECTION 3. At the time that the successful bidder is awarded the contract pursuant to Chapter 5.08 of the Atkins Municipal Code, the term of the contract shall begin on the first day of the month following the month in which the contract is awarded and shall end on the 31st day of December, 1995.

SECTION 4. This Ordinance being necessary for the public peace, health, and safety of the citizens of Atkins, an emergency is declared and this Ordinance shall become effective immediately upon its passage and approval.

DATED this 14th day of December, 1993.

STEPHEN KENT, Mayor

BRENDA GRAVES, City Clerk