

Introduced by: Councilmember McAustin

ORDINANCE NO. 7311

AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA GRANTING ASSIGNMENT OF A NON-EXCLUSIVE SOLID WASTE FRANCHISE FROM RECOLOGY LOS ANGELES TO ARACO ENTERPRISES, LLC., DBA ATHENS ENVIRONMENTAL SERVICES AND AMENDING ORDINANCE NO. 7306

The People of the City of Pasadena ordain as follows:

WHEREAS, on September 18, 2017, the City Council of the City of Pasadena directed the City Attorney to prepare an amendment to Ordinance No. 7306 that approves the transfer and assignment of non-exclusive solid waste franchise from Recology Los Angeles to Araco Enterprises, LLC, dba Athens Environmental Services; and

WHEREAS, it was determined that Araco Enterprises, LLC, dba Athens Environmental Services complies with Chapter 8.61 of the Pasadena Municipal Code and has agreed to comply with all provisions of this Chapter, including but without limitation, the required recycling diversion rates.

NOW THEREFORE, the People of the City of Pasadena ordain as follows:

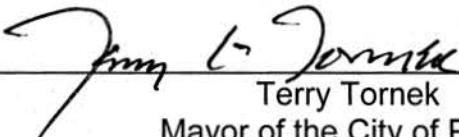
SECTION 1. Ordinance Number 7306 is hereby amended by deleting the reference to Recology Los Angeles and by substituting the following in its place, as of the effective date of this uncodified ordinance:

Araco Enterprises, LLC, dba Athens Environmental Services
9189 De Garmo Avenue
Sun Valley, CA 91352

SECTION 2. The city clerk shall certify the adoption of this ordinance and shall cause this ordinance to be published in full text.

SECTION 3. This ordinance shall take effect 30 days from its publication.

Signed and approved this 16th day of October, 2017.



Terry Tornek
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council of the City of Pasadena at its meeting held this 16th day of October 2017, by the following vote:

AYES: Councilmembers Gordo, Hampton, Madison, Masuda, McAustin, Wilson, Vice Mayor Kennedy, Mayor Tornek

NOES: None

ABSENT: None

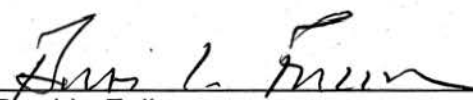
ABSTAIN: None

Date Published: October 19, 2017



Mark Jonsky
City Clerk

Approved as to form:



Brad L. Fuller
Assistant City Attorney

Doc#0000146484C031



Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: October 2, 2017

FROM: CITY ATTORNEY

SUBJECT: AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA GRANTING ASSIGNMENT OF NON-EXCLUSIVE SOLID WASTE FRANCHISE FROM RECOLOGY LOS ANGELES TO ARACO ENTERPRISES, LLC., DBA ATHENS ENVIRONMENTAL SERVICES

TITLE OF PROPOSED ORDINANCE:

AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA GRANTING ASSIGNMENT OF NON-EXCLUSIVE SOLID WASTE FRANCHISE FROM RECOLOGY LOS ANGELES TO ARACO ENTERPRISES, LLC., DBA ATHENS ENVIRONMENTAL SERVICES

PURPOSE OF ORDINANCE

At its meeting on September 18, 2017, the City Council directed the City Attorney to prepare an amendment to Ordinance No. 7306 and authorized the City Manager to enter into the franchise agreement that subsequently approves the transfer and assignment of a non-exclusive solid waste franchise from Recology Los Angeles to Araco Enterprises, LLC., dba Athens Environmental Services. After reviewing such application, it was determined that the application complies with Chapter 8.61 of the Pasadena Municipal Code and the applicant has agreed to comply with all provisions of Chapter 8.61.

REASONS WHY LEGISLATION IS NEEDED

The charter of the City of Pasadena, Article XI, Section 1104 specifies that the method and procedure for granting a franchise shall be by ordinance.

10/16/2017

MEETING OF ~~10/02/2017~~

AGENDA ITEM NO. ~~7~~ 16

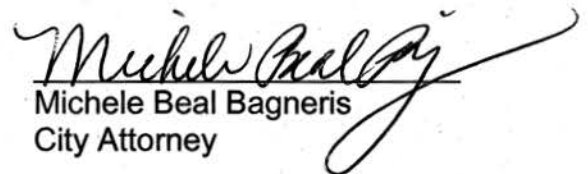
FISCAL IMPACT

The City will receive a fee of 23.066 percent of gross customer receipts generated by Araco Enterprises, LLC., dba Athens Environmental Services. In FY 2017, Recology Los Angeles' franchise fees totaled \$99,840.

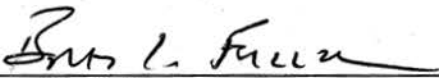
ENVIRONMENTAL DETERMINATION

The project has been reviewed for compliance with CEQA and is exempt per Section 15061 (b)(3). The project is covered by the general rule that CEQA only applies to projects that have the potential for causing a significant effect on the environment.


Respectfully submitted,


Michele Beal Bagneris
City Attorney

Prepared by:


Brad L. Fuller
Assistant City Attorney

Concurred by:


Steve Mermell
City Manager

Doc#0000146485C031

City of Pasadena
CITY CLERK'S DEPT-ADMIN
100 N. Garfield Ave., Rm S228
Pasadena, CA 91109

PROOF OF PUBLICATION
(2015.5 C.C.P.)
STATE OF CALIFORNIA,
County of Los Angeles

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Pasadena Weekly, a newspaper of general circulation, printed and published weekly in the City of Pasadena, County of Los Angeles, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California, under the date of February 19, 1988, Case No. C 655 062; that the notice, of which the annexed is a printed copy (set in type no smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

10/19/17

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Pasadena, California

This 19th Day of October, 2017



Signature

PASADENA Weekly

50 South De Lacey Ave. Suite 200
Pasadena, CA 91105
v: (626) 584-1500 x100 f: (626) 795-0149

Introduced by:
Councilmember McAustin

Pasadena Weekly

Mark Jomsky, City Clerk

ORDINANCE NO. 7311

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WHEREAS, it was determined that Araco Enterprises, LLC, dba Athens Environmental Services complies with Chapter 8.61 of the Pasadena Municipal Code and has agreed to comply with all provisions of this Chapter, including but without limitation, the required recycling diversion rates.

NOW THEREFORE, the People of the City of Pasadena ordain as follows:

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SECTION 3. This ordinance shall take effect 30 days from its publication.

Signed and approved this 16th day of October, 2017.

Terry Tornek
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council of the City of Pasadena at its meeting held this 16th day of October 2017, by the following vote:

AYES: Councilmembers Gordo, Hampton, Madison, Masuda, McAustin, Wilson, Vice Mayor Kennedy, Mayor Tornek

NOES: None

ABSENT: None

ABSTAIN: None

Date Published: October 19, 2017

THE PASADENA JOURNAL NEWS
1541 N. LAKE AVE., SUITE A
PASADENA, CA 91104
(626)798-3972

This space is for Clerk's filing Stamp

PROOF OF PUBLICATION
(2025.5 C.C.P.)

ORDINANCE NO. 7311

STATE OF CALIFORNIA
County of Los Angeles

I am a citizen of the United States and a resident of the printer of the Pasadena Journal, a newspaper of general circulation printed and published weekly in the city of Pasadena, County of Los Angeles and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California, under the date of April 16, 1991, Case Number C013336, that the notice of which is annexed is a printed copy (set in type not smaller than nonpareil) has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dated to-wit

October 19th of 2017.

I certify and declare under penalty perjury that the foregoing is true and correct.

Dated at Pasadena, California, October 19, 2017.



Signature

Amber Hudson

PROOF OF PUBLICATION

Introduced by Councilmember McAustin

ORDINANCE NO. 7311

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OF THE CITY OF PASADENA
GRANTING ASSIGNMENT OF A
NON-EXCLUSIVE SOLID WASTE
FRANCHISE FROM RECOLOGY
LOS ANGELES TO ARACO
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ENVIRONMENTAL SERVICES AND
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Signed and approved this 16th day of October, 2017

Terry Tomek
Mayor of the City of Pasadena

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AYES	Councilmembers Gordo, Hampton, Madison, Masuda, McAustin, Wilson, Vice Mayor Kennedy, Mayor Tomek
NOES	None
ABSENT	None
ABSTAIN	None

Mark Jomsky
City Clerk

Date Published October 19, 2017
Pasadena Journal