

O-08-86

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING ORDINANCE NO. 7541 TO INCREASE THE MONTHLY RATE OF WASTE MANAGEMENT FOR RESIDENTIAL RECYCLING CURBSIDE PICK-UP SERVICES; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, an agreement with Waste Management of Arkansas (“Waste Management”), authorized by Ordinance No. 7541, allowed an annual increase to reflect the change in the Consumer Price Index; and

WHEREAS, Ordinance No. 7541 stated further that the increase would at no time during the term of the contract exceed \$2.08 per month for each North Little Rock household; however, pursuant to the CPI formula in the agreement, the rate should be increased to \$2.12 (see Exhibit “A” attached hereto).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That Ordinance No. 7541, Section 1(d) is hereby amended to read as follows:

- d) the billing rate shall at no time during the execution of the contract exceed \$2.12 per month for each North Little Rock household.

SECTION 2: That the monthly rate increase shall be effective December 1, 2008.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4: That the provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 5: It is hereby found and determined that the passage of this Ordinance is necessary in order to insure the proper and orderly growth of this land and of the City of North Little Rock, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

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Mayor Patrick H. Hays

SPONSOR:

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Mayor Patrick H. Hays

ATTEST:

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Diane Whitbey, City Clerk

APPROVED AS TO FORM:

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C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b