

**ORDINANCE No. 185920**

Consent to transfer of residential solid waste and recycling franchise to Rossman Sanitary Services, Inc. dba Republic Services of Lake Oswego (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. In 1997, the Council granted a residential solid waste, recycling and yard debris collection franchise to Rossman Sanitary Service, Inc. Ordinance No. 170863.
2. In 2000, the Council consented to transfer of the residential solid waste and recycling franchise to Rossman Sanitary Service, Inc. as a wholly owned subsidiary of Allied Waste of North America, Inc. Ordinance 175157.
3. In 2002, the Council approved renewal of the residential solid waste, recycling and yard debris franchise, identifying Rossman Sanitary Service, Inc. as a wholly owned subsidiary of Allied Waste of North America as the franchisee. Ordinance 176687.
4. In March, 2008, the Council approved renewal of the residential solid waste, recycling and compostables franchise, identifying Rossman Sanitary Service, Inc. dba Allied Waste of Lake Oswego as the franchisee. Ordinance 181666,
5. In June, 2008, Republic Services, Inc. merged with Allied Waste Industries, Inc., effective December 31, 2008, with Allied Waste Industries, Inc. continuing to exist as a wholly owned subsidiary of Republic Services, Inc.
6. In 2012, the Council approved renewal of the residential solid waste, recycling and composting franchise, identifying Allied of Lake Oswego as the franchisee. Ordinance 185830.
7. In January, 2013, Republic Services, Inc. informed the City of changes in the assumed business name under which Allied Waste of Lake Oswego operates to Rossman Sanitary Services, Inc. dba Republic Services of Lake Oswego.
8. Portland City Charter Section 10-216 provides that no franchise shall be sublet or assigned, nor shall any of the franchise rights or privileges be leased, assigned, sold or transferred, without the consent of the City expressed by non-emergency ordinance. This requirement is reflected in Section 14 of the residential solid waste, recycling and composting franchise. Ordinance 185830.

NOW, THEREFORE, the Council directs:

- 038281
- a. In reliance upon the representations of Republic Services, Inc., the City consents to Allied Waste Services of Lake Oswego to dba Republic Services of Lake Oswego as the franchisee of the residential solid waste, recycling and composting franchise granted by Ordinance 185830.

Passed by the Council: MAR 13 2013

Mayor Charlie Hales

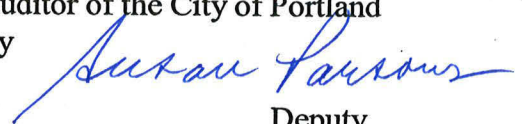
Prepared by: Kevin Veaudry Casaus

Date Prepared: February 13, 2013

**LaVonne Griffin-Valade**

Auditor of the City of Portland


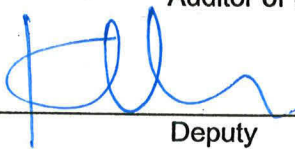


By



Deputy

Agenda No. **185920**  
**ORDINANCE NO.**  
Title

Consent to transfer of residential solid waste and recycling franchise to Rossman Sanitary Services, Inc. dba Republic Services of Lake Oswego (Ordinance)

<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Charlie Hales</b>	<b>CLERK USE: DATE FILED</b> <u>MAR 01 2013</u>
<b>COMMISSIONER APPROVAL</b>  Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland  By:  Deputy  <b>ACTION TAKEN:</b>  MAR 06 2013 PASSED TO SECOND READING MAR 13 2013 9:30 A.M.
<b>BUREAU APPROVAL</b> Bureau: Planning and Sustainability Bureau Head: Susan Anderson 	
Prepared by: Kevin Veaudry Casaus Date Prepared: 2/13/2013	
<b>Financial Impact &amp; Public Involvement Statement</b> Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
<b>Portland Policy Document</b> If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>Council Meeting Date</b> <b>March 6, 2013</b>	
<b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter 	

<b>AGENDA</b>
<b>TIME CERTAIN</b> <input type="checkbox"/> <b>Start time:</b> _____  <b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/>
<b>REGULAR</b> <input type="checkbox"/> <b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	