

CITY OF SHERWOOD

ORDINANCE NO. 86-838

AN ORDINANCE AUTHORIZING ASSIGNMENT AND TRANSFER OF THE SOLID WASTE COLLECTION AND DISPOSAL FRANCHISE GRANTED BY ORDINANCE 816 TO FRANK'S DISPOSAL SERVICE, INC. FROM FRANK'S DISPOSAL SERVICE, INC., TO LORRY L. LEICHNER AND IVA L. LEICHNER.

The City of Sherwood ordains as follows:

Section 1. The City Council finds that the franchisee, pursuant to Ordinance 816, has given sixty days prior written notice of the intent to transfer the franchise in compliance with Section 9 of said ordinance, finds that the proposed assignee has the experience, capacity, and resources to perform the services and obligations of said franchise, and finds that transfer would be in the public interest.

Section 2. The proposed assignment by Frank's Disposal Service, Inc. to Lorry L. Leichner and Iva L. Leichner is hereby approved subject to fulfillment of the following conditions:

a. That the City Manager be provided an executed copy of the transfer documents from Frank's Sanitary Service, Inc. to Lorry L. Leichner and Iva L. Leichner.

b. That the assignee provide the City with a surety bond as required by Section 7(1)(e) of Ordinance 816, for the performance of the obligations of the franchise pursuant to Ordinance 816.

c. That all franchise fees due the City from the franchise transferor be computed to the date of transfer and paid to the City on or before the date the transferees assume responsibility for performance of the franchise obligations.

d. That the assignees file with the City Manager a written acceptance of and agreement to be bound by and perform the terms and obligations of Ordinance 816.

Section 3. Except as to the foregoing approval of the transfer of the solid waste collection and disposal franchise from Frank's Disposal Service, Inc. to Lorry L. Leichner and Iva L. Leichner, the terms and provisions of Ordinance 816 shall continue in full force and effect.

Section 4. This ordinance shall be effective 30 days after its enactment by the

council and approval of the mayor, or when all of the conditions to approval set forth in Section 2 have been fulfilled, whichever date is later.

Duly passed by the City Council
this 26 day of February, 1986

Polly Blankenbaker
Polly Blankenbaker, City Recorder

Approved by the Mayor this 26 day
of February 1986.

Mary S. Tobias
Mary Tobias, Mayor of the
City of Sherwood

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Tobias	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sasse	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Oyler	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Reid Berger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Manderfeld	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>