**Introduced by Alderperson \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Bill No. 900** **Ordinance No. 900**

**AN ORDINANCE AMENDING CHAPTER 230 “SOLID WASTE” OF THE MUNICIPAL CODE RELATING TO MANNER OF SOLICITING OR NEGOTIATING SERVICES FROM WASTE HAULERS BY ADDING A NEW SUBSECTION 230.030 (A) (1) (a) AND MATTERS RELATED THERETO**

 **BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OAKLAND, MISSOURI, AS FOLLOWS:**

 **SECTION 1.** Chapter 230 “Solid Waste” is hereby amended by adding a new Subsection 230.030 (A) (1) (a) “Manner of Soliciting or Negotiating Contracted Services from Waste Haulers” to read as follows:

***Subsection 230.030 (A) (1) (a).*** *Manner of Soliciting or Negotiating Contracted Services from Waste Haulers*. Notwithstanding any provision to the contrary in Chapter 135, the City’s “Purchasing Code,” the City may solicit proposals for an exclusive or non-exclusive license agreement for the collection and disposal of solid waste from some or all of the residential premises in the City. Such license agreement shall be awarded by the Board of Alderman following the receipt of competitive bids on specifications prepared by the City. Each such license agreement shall be made upon terms that are most advantageous to the citizens of the City, as determined by the Board of Aldermen, in regard to the quality of services to be rendered, compliance with this Chapter and all other requirements of law and fees to be charged by the waste hauler to the City or to the owners of the premises to be served, as the contract may provide. No such license agreement shall be made with, issued to or be allowed to continue for a waste hauler who does not possess all applicable permits and licenses to engage in the business of storing, collecting, transporting, processing and disposing of solid waste contemplated by the contract and required pursuant to this Chapter and other provisions of law. Such license agreement shall be subject to termination or suspension as provided for in such agreement or upon revocation of the business license as provided by law.

Where a license agreement for residential waste hauling has been in place and the licensed waste hauler is performing satisfactorily, the Board of Aldermen may waive the bidding requirements herein and negotiate the extension of the then current license agreement. If the City has granted an exclusive license agreement for residential waste hauling, a business license for residential waste hauling will be issued only to the waste hauler selected by the City and who has entered into a residential solid waste license agreement with the City.

 **SECTION 2.** This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

**SECTION 3.** All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of any such conflict, otherwise to remain in full force and effect.

**SECTION 4.** This Ordinance shall be printed in the Code of Oakland.

 **PASSED AND APPROVED** this \_\_\_\_ day of November 2021.

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Mayor

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City Clerk