

ORDINANCE NO. 738

AN ORDINANCE FURTHER AMENDING ORDINANCE NO. 522 OF THE CITY OF MONTICELLO, AS PREVIOUSLY AMENDED, FIXING RATES FOR SERVICES TO BE FURNISHED BY THE SOLID WASTE MANAGEMENT SYSTEM OF THE CITY OF MONTICELLO, DECLARING AN EMERGENCY TO EXIST; AND FOR OTHER PURPOSES

WHEREAS, the cost of diesel fuel has increased dramatically in recent months; and

WHEREAS, Eaton-Morey, the contractor transporting solid waste to landfill sites for the City of Monticello has experienced the same increases, which has impacted their ability to continue business to such an extent as to require them to ask the City to consider a surcharge on services; and

WHEREAS, the City Council, sitting as a committee of the whole, has voted to approve a temporary surcharge of \$2.00 per ton of solid waste hauled by Eaton-Morey, which translates into an additional charge of \$0.55 per month for each residential customer:

NOW, THEREFORE, BE IT ORDAINED by the City Council of Monticello, Arkansas, as follows:

Section 1. Amendment of Ordinance No. 522. Ordinance No. 522 of the City of Monticello, adopted December 5, 1974, as previously amended, shall be further amended to read as follows:

"Section 1. That the following monthly rates shall be fixed to be charged for services to be furnished by the solid waste management system of the City of Monticello, which the council finds a reasonable and necessary rate to be charged:

"\$11.00 for two(2) pickups per week from each residence, each unit of a duplex, each unit of an apartment house or complex (unless said apartment house or complex has only one water meter), and each other residential unit (unless the same is in a mobile home park having only one water meter). In addition to the regular charge for services, a temporary surcharge of \$0.55 shall be charged per month per each residence, each unit of a duplex, each unit of an apartment house or complex to defray costs paid to the City's contracted solid waste carrier due to increases in fuel charges. The surcharge shall remain in effect until the City Council shall declare it to no longer be necessary and shall repeal same.

"35.00 per container for two pickups per week from each commercial establishment, each industrial establishment, each apartment house or complex having only one water meter, and each mobile home park having only one water meter; provided that if the consumer requires more than two pickups per week and/or where the weekly volume of solid waste of a unit is high enough to justify such action, the monthly rate will be adjusted upward to such an amount which is fair, reasonable and equitable under the circumstances."

Section 2. Repealer. That all ordinances, or parts thereof, currently in effect within the City of Monticello in conflict herewith shall be deemed to be amended or repealed by this ordinance to the extent of such conflict.

Section 3. Emergency Clause. The City Council hereby determines that the necessity for removal of solid waste from the City is essential to the preservation of the public health and safety of the citizens of Monticello; and that the immediate passage of this ordinance is necessary to serve the public good; therefore an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after the date of its passage.

ORDAINED this 20 day of ~~September~~ <sup>October</sup>, 2005.

  
Cindy Johnson  
City Clerk-Treasurer

Approved on this 20 day of September, 2005.