

CITY OF MARGATE, FLORIDA

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

ORDINANCE OF THE CITY OF MARGATE, FLORIDA;  
AMENDING ORDINANCE 2015-6 TO APPROVE SECOND  
AMENDMENT TO THE FRANCHISE AGREEMENT FOR SOLID  
WASTE AND RECYCLING COLLECTION SERVICES WITH  
WASTE MANAGEMENT, INC. OF FLORIDA; PROVIDING  
FOR SUSPENSION OF DELIVERY OF RECYCLABLE  
MATERIALS TO THE DESIGNATED RECYCLABLES  
PROCESSING FACILITY; PROVIDING FOR DISPOSAL  
COSTS; PROVIDING FOR REPEAL; PROVIDING FOR  
SEVERABILITY; PROVIDING FOR INCLUSION IN THE  
CITY'S CODE OF ORDINANCES BY REFERENCE; AND,  
PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on November 4, 2015, the City Commission  
adopted Ordinance 2015-6, which approved an exclusive  
Franchise Agreement for Solid Waste and Recycling Collection  
Services with Waste Management, Inc., of Florida; and,

WHEREAS, on December 12, 2018, the City Commission  
adopted Ordinance 2018-10, which approved the First Amendment  
to the Franchise Agreement for Solid Waste and Recycling  
Collection Services with Waste Management, Inc., of Florida  
to provide for bulky waste and yard waste collection services  
with funding from the Citizens Initiative Fund for a specific  
period; and,

WHEREAS, the parties desire to enter into a Second  
Amendment to Franchise Agreement for Solid Waste and  
Recycling Collection Services to amend the provisions  
relating to the suspension of delivery of recyclable  
materials to the designated recyclables processing facility  
and to provide for associated disposal costs.

NOW THEREFORE BE IT ORDAINED BY THE CITY COMMISSION OF THE  
CITY OF MARGATE, FLORIDA:

SECTION 1: The aforementioned "WHEREAS" clauses are  
hereby ratified by the City Commission and incorporated  
herein.

SECTION 2: That the City Commission of the City of  
Margate hereby approves the Second Amendment to the Franchise

1 Agreement for Solid Waste and Recycling Collection Services  
2 with Waste Management, Inc. of Florida, a copy of which is  
3 attached hereto.  
4

5 Section 3: That the City Commission of the City of  
6 Margate hereby authorizes the City Manager to approve  
7 additional extensions to the suspension of services if  
8 mutually agreed upon by both parties.  
9

10 Section 4: All ordinances or parts of ordinances in  
11 conflict herewith are and the same is hereby repealed to the  
12 extent of such conflict.  
13

14 Section 5: If any section, sentence, clause, or  
15 phrase of this ordinance is held to be invalid or  
16 unconstitutional by a court of competent jurisdiction, then  
17 said holding shall in no way affect the validity of the  
18 remaining portions of this ordinance.  
19

20 Section 6: It is the intention of the City Commission  
21 that the provisions of this ordinance shall become and be made  
22 a part of the City of Margate Code by reference.  
23

24 Section 7: This ordinance shall become effective  
25 immediately upon adoption at its second reading.  
26  
27  
28

29 PASSED ON FIRST READING THIS \_\_\_\_\_ day of \_\_\_\_\_ 2020.

30 PASSED ON SECOND READING THIS \_\_\_\_\_ day of \_\_\_\_\_ 2020.

31 ATTEST:  
32  
33

34 \_\_\_\_\_  
35 JOSEPH KAVANAGH  
CITY CLERK

\_\_\_\_\_  
MAYOR TOMMY RUZZANO

36 RECORD OF VOTE - 1ST READING      RECORD OF VOTE - 2ND READING

37					
38	Caggiano	_____		Caggiano	_____
39	Simone	_____		Simone	_____
40	Arserio	_____		Arserio	_____
41	Schwartz	_____		Schwartz	_____
42	Ruzzano	_____		Ruzzano	_____
43					

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2  
3  
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EXHIBIT "A"  
AMENDMENT TO FRANCHISE AGREEMENT FOR SOLID WASTE  
AND RECYCLING COLLECTION SERVICES