

WHEREAS, the City of Magnolia does not have a garbage department and does not have personnel or equipment to provide garbage pick-up to the citizens and businesses; and WHEREAS, Marvin McDaniel doing business as McDaniel Garbage Service, has requested a non-exclusive franchise for pickup up and disposition of residential garbage and trash; and

WHEREAS, the City Council finds that it is desirable and in the best interest of the citizens that a garbage franchise be granted on the terms set out below; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAGNOLIA, TEXAS:

SECTION 1. FRANCHISE GRANTED: The City of Magnolia grants to Marvin McDaniel, individually and doing business as McDaniel Garbage Service, the right and authorization to provide a non-exclusive service for pick-up and disposition of garbage and trash, residential, within the limits of the City of Magnolia; and incident thereto the right to use as necessary all streets, roads, alleys and rights-of-way of the City .

SECTION 2. TERM. This franchise shall be for a term of three (3) years, commencing September 8, 1987 and ending September 30, 1990.

SECTION 3. RESIDENTIAL RATES: The charges or rates for twice a week pick-up for residential customers shall be the following:

Front pick-up	\$10.00 per month
Back yard pick-up	\$11.00 per month
For retired customers	\$ 9.00 per month

PASSED AND APPROVED ON THIS 8 DAY OF September, 1987

D. W. Cloyd
D. W. Cloyd, Mayor

Attest:

Mary McQuerry
MARY McQUERRY
CITY SECRETARY

FRANCHISE FEES: THE FRANCHISEE SHALL PAY TO THE CITY OF MAGNOLIA 10% OF COLLECTIONS MADE UNDER THIS FRANCHISE. PAYMENTS SHALL BE MADE MONTHLY FOR EACH CALENDAR MONTH OF THE FRANCHISE AND THE FRANCHISE FEE SHALL BE PAID TO THE CITY NO LATER THAN THE 20th DAY OF EACH MONTH, FOR THE PRECEDING CALENDAR MONTH. PAYMENT AFTER THAT DATE SHALL INCLUDE A LATE PENALTY OF \$50.00.