

INTERLOCAL AGREEMENT FOR PROVISION OF SOLID WASTE COLLECTION
AND DISPOSAL SERVICES

THIS AGREEMENT made and entered into by and between the City of Pinehurst, Municipal Corporation of the State of Texas, hereinafter referred to as “City” and the West Orange-Cove Consolidated Independent School District, herein after referred to as “WOCCISD”.

WITNESSETH:

WHEREAS, Chapter 791, the Interlocal Cooperation Contracts, of the Government Code authorizes local governmental units to agree to the joint provision of services; and

WHEREAS, the City of Pinehurst has by Ordinance retained the control of the collection and disposal of solid waste within the boundaries of the City; and

WHEREAS, the City of Pinehurst has a contract granting exclusive rights to the collection and disposal of solid waste to an outside vendor; and

WHEREAS, the West Orange Cove Consolidated Independent School District has had prior to the construction of its new elementary school a separate private contract of solid waste disposal; and

WHEREAS, the City of Pinehurst recognizes that the WOCCISD is a tax supported entity and as such requires special consideration;

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

1. **Purpose.**
It is the purpose of this agreement for the City of Pinehurst to provide solid waste collection and disposal services to the WOCCISD elementary school campus located in the City of Pinehurst, thereby benefiting the City in terms of meeting its contractual obligations and benefiting the WOCCISD by providing that service at a rate consistent with that available to them through separate contract.
2. **Provisions of Solid Waste Collection and disposal Services.**
The City of Pinehurst shall provide for the collection and disposal of solid waste from the WOCCISD elementary school campus on MLK Drive by way of independent contractor and shall provide 4 10 cu/yd containers to be serviced 3 times per week (M,W,F)
3. **Provision of information for establishing compensation**
The WOCCISD shall provide the City the results of any bids received for the above services from independent vendors, currently held or received in the future, in order to verify rates available and to accommodate future adjustments to the compensation provided to the City for the services rendered.
4. **Compensation**
WOCCISD agrees to pay to the City, and the City agrees to accept for the services described above, the amount that the WOCCISD can show available by separate bid received for those services from an independent vendor, currently \$257.85 per month for each 10cu/yd container, but in no case shall the amount paid be less than the direct cost to the City of providing that service under its contractual obligation plus 5% for administration.

5. **Term.**
This agreement shall continue in effect until terminated according to the provisions of Section 9 hereunder.
6. **Prior Agreements.**
This agreement supersedes and replaces all previous agreements entered into between the parties involving the subject matter contained herein.
7. **Miscellaneous**
The administration of this agreement shall be performed by the staff of each respective entity.
8. **Amendments.**
Amendments to this agreement shall only be made by written agreement of all parties hereto.
9. **Duration of Agreement.**
This agreement shall be effective upon approval and acceptance by the governing bodies of both entities and shall be automatically renewed annually unless either party provides the other with notice in writing a minimum of 60 days before October the first of any given year. Notwithstanding the above, the parties may mutually terminate this agreement at any time.

Accepted this _____ day of _____, 2011.

City of Pinehurst

Mayor

ATTEST:

APPROVED:

West Orange-Cove Consolidated
Independent School District

ATTEST:

APPROVED:

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PINEHURST TO EXECUTE AN INTERLOCAL GOVERNMENT AGREEMENT WITH THE WEST ORANGE COVE INDEPENDENT SCHOOL DISTRICT PERTAINING TO SOLID WASTE COLLECTION AND DISPOSAL SERVICES.

WHEREAS, the City of Pinehurst has proposed an Interlocal Government Agreement with the West Orange Cove Independent School District involving the provision of solid waste collection and disposal services, and

WHEREAS, the Pinehurst City Council has considered said agreement during a regularly and duly called open public meeting of said Council, and has given said agreement careful review and consideration, and

WHEREAS, it is considered that the best interest of the City of Pinehurst will be served by the execution of said agreement,

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PINEHURST:

That the terms of that certain Interlocal Agreement with the West Orange Cove Independent School District, involving the provision of solid waste collection and disposal services, be accepted on behalf of said City of Pinehurst, and the Mayor of the City of Pinehurst is hereby authorized, empowered and directed to execute said agreement on behalf of said City, and the City Secretary is hereby authorized and directed to attest said agreement and to attach to each duplicate thereof a copy of this Resolution.

PASSED by the City Council of the City of _____, Texas, this _____ day of _____, 2011.

Mayor

ATTEST:

City Secretary

APPROVED:

City Attorney

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE _____ OF THE WEST ORANGE COVE INDEPENDENT SCHOOL DISTRICT TO EXECUTE AN INTERLOCAL GOVERNMENT AGREEMENT WITH THE CITY OF PINEHURST PERTAINING TO SOLID WASTE COLLECTION AND DISPOSAL SERVICES.

WHEREAS, the West Orange Cove Independent School District (WOCISD) has had presented to it an Interlocal Government Agreement with the City of Pinehurst involving the provision of emergency fire and medical communication services, and

WHEREAS, the Board of the WOCISD has considered said agreement during a regularly and duly called open public meeting of said Board, and has given said agreement careful review and consideration, and

WHEREAS, it is considered that the best interest of the WOCISD will be served by the execution of said agreement,

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF THE WEST ORANGE COVE INDEPENDENT SCHOOL DISTRICT:

That the terms of that certain Interlocal Agreement with the City of Pinehurst, involving the provision of solid waste collection and disposal services, be accepted on behalf of said School District, and the _____ of the School District is hereby authorized, empowered and directed to execute said agreement on behalf of said City, and the _____ is hereby authorized and directed to attest said agreement and to attach to each duplicate thereof a copy of this Resolution.

PASSED by the Board of the West Orange Cove Independent School Dist., this ____ day of _____, 2010.

ATTEST:
