

ORDINANCE NO. 2024-0916-01

AN ORDINANCE OF THE CITY OF LORENA, TEXAS ADOPTING A SECOND ADDENDUM TO ORDINANCE NO. 2022-1219-02 AND TO THE AGREEMENT BETWEEN CITY OF LORENA AND FRONTIER TEXAS VENTURES 1, LLC D/B/A FRONTIER WASTE SOLUTIONS FOR SOLID WASTE SERVICES; APPROVING INCREASE IN CUSTOMER RATES BASED ON INCREASED COSTS OF SERVICE TO FRONTIER WASTE SOLUTIONS; SETTING DATE THAT NEW RATES BECOME EFFECTIVE; AND FINDING THAT THE MEETING AT WHICH THIS ADDENDUM WAS ADOPTED WAS OPEN TO THE PUBLIC AND COMPLIED WITH THE TEXAS OPEN MEETINGS ACT

WHEREAS, by Ordinance No. 2022-1219-02 the City Council of the City of Lorena, Texas granted the franchise and agreement for collection of solid waste within the City of Lorena and disposal thereof to Frontier Waste Solutions (hereinafter "Provider"); and

WHEREAS, the Agreement for Solid Waste Services allows for the Provider to periodically request to increase the customer rates where its costs of providing the services have increased; and

WHEREAS, any increase is subject to City Council approval, and the Provider must submit acceptable proof of the increased costs, and such increase must be reasonable under the circumstances; and

WHEREAS, the Provider has submitted proof that its cost of service has increased due to the inflation and increases in fuel charges; and

WHEREAS, The City Staff has reviewed the information and has found the Provider's request to be justified and reasonable in the facts and circumstances.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LORENA, TEXAS:

Section 1. That the foregoing recitals are incorporated herein and made findings of fact. The increase requested, which will be passed along to customers is five and one-half (5.5%) Percent.

Section 2. That the Provider has submitted proof that an increase in customer rates is justified due to increased cost of services to the Provider, and the requested increase is reasonable in the facts and circumstances.

Section 3. The customer rate increase of five and one-half (5.5%) Percent is hereby APPROVED and the second addendum to Ordinance No. 2022-1219-02 and the Agreement for Solid Waste Services with Frontier Waste Solutions is hereby ADOPTED;

Section 4. That the increase shall go into effect for the October 2024 billing cycle. The increase will be considered in the calculation of the Franchise Fee and the Administrative/Billing Fee, and for purposes of any applicable taxes.

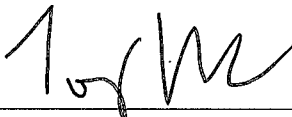
Section 5. All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provisions of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated herein.

Section 6. Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

Section 7. It is officially found that the meeting at which this Ordinance was adopted was open to the public and was noticed and held in compliance with the Texas Open Meetings Act.

**PASSED AND APPROVED this 16<sup>th</sup> day of September, 2024.**

**CITY OF LORENA**

BY:   
Tommy Ross, Mayor

Attest:

  
Monica Hendrix, City Secretary