

ORDINANCE NO. 4, 2013

AN ORDINANCE AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE CITY OF LINWOOD AND THE ATLANTIC COUNTY UTILITIES AUTHORITY.

WHEREAS, it is the desire of the City of Linwood to enter into a Shared Services Agreement with the Atlantic County Utilities Authority for solid waste collection services to be provided by the Atlantic County Utilities Authority for the City of Linwood; and

WHEREAS, N.J.S.A. 40:14B-49 empowers municipalities and utilities authorities to enter into contracts for the collection, disposal, recycling, processing and treatment of solid waste by means of the solid waste system of the municipal utilities authority;

NOW, THEREFORE, BE IT ORDAINED, by the Common Council of the City of Linwood, County of Atlantic and State of New Jersey as follows:

SECTION 1: Contract.

The City of Linwood shall enter into a Shared Services Agreement with the Atlantic County Utilities Authority for the collection, disposal, recycling, processing and treatment of solid waste by means of the solid waste system of the municipal utilities authority to be provided by the Atlantic County Utilities Authority to the City of Linwood. Said services shall be furnished and rendered pursuant to the Agreement. The City of Linwood shall pay the Atlantic County Utilities Authority in accordance with the terms of the Agreement.

SECTION 2: Effective Date.

This Ordinance shall take effect immediately after final passage and publication in the manner provided by law as well as the adoption of a substantially similar Resolution by the Atlantic County Utilities

Authority and if said Atlantic County Utilities Authority has already adopted such a Resolution, upon passage and publication as provided by law and in accordance with said Agreement.

SECTION 3: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 4: Should any section, subsection, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

*FIRST READING: February 27, 2013*

*PUBLICATION: March 4, 2013*

*PASSAGE: March 13, 2013*

The within Ordinance was introduced at a meeting of the Common Council of the City of Linwood, County of Atlantic and State of New Jersey held on February 27, 2013 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on March 13, 2013. A copy of the proposed contract is available for public inspection at Linwood City Hall Clerk's Office, 400 Poplar Avenue, Linwood, NJ 08221, between the hours of 9:00 A.M. and 4:00 P.M. Monday through Friday.

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LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

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RICHARD L. DEPAMPHILIS, III, MAYOR