

RESOLUTION NO. _____
Date Passed: June 25, 2012

A RESOLUTION CONSENTING TO THE ASSIGNMENT BY ROCHELLE DISPOSAL SERVICES, INC., OF ITS RIGHTS AND OBLIGATIONS UNDER THE WASTE COLLECTION AGREEMENT DATED APRIL 26, 1995

WHEREAS, the City of Rochelle is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1, et. seq.; and

WHEREAS, the City has entered into a Waste Collection Agreement with Rochelle Disposal Services, Inc., ("RDSI") dated April 26, 1995 ("Waste Collection Agreement"), governing the collection of waste within the City; and

WHEREAS, the Waste Collection Agreement provides, in paragraphs 29 and 38, that RDSI may not assign its rights and obligations under the Waste Collection Agreement to another party without the prior written consent of the City; and

WHEREAS, RDSI has requested that the City consent to the assignment by RDSI of its rights and obligations under the Waste Collection Agreement to RRD Holding Company, an Illinois corporation d/b/a Northern Illinois Disposal Services, Inc., said assignment to take place on or before July 31, 2012; and

WHEREAS, the City Council finds that the proposed assignee appears to have the ability to comply with the terms and conditions of the Waste Collection Agreement, and that the City should consent to the proposed assignment;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Rochelle that the City consents to the proposed assignment by Rochelle Disposal Services, Inc., of its rights and obligations under the Waste Collection Agreement, to RRD Holding Company, an Illinois corporation d/b/a Northern Illinois Disposal Services, Inc., provided that such assignment shall occur on or before July 31, 2012, and notice of same shall promptly be given to the City Manager.

PASSED AND APPROVED this 25th day of June, 2012 .

ATTEST:

City Clerk

Mayor