

15
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
APPROVING THE SANITARY LANDFILL METHOD FOR THE CITY'S SOLID
WASTE DISPOSAL AND DIRECTING THE SAID LANDFILL OPERATION TO BE
CONDUCTED IN ACCORDANCE WITH THE STATE DEPARTMENT OF HEALTH
REGULATIONS.

WHEREAS, state law prohibits the City of Abilene from burning its solid waste and requires the City to utilize other approved methods to dispose of the City's solid waste; and

WHEREAS, the City Council has the duty and responsibility to determine the method that the City will use in disposing of its solid waste under Article 1015, Paragraph 1 of Vernon's Civil Statutes of Texas states that "The governing body shall have power: 1. Promotion of Health. - To do all acts and make all regulations which may be necessary or expedient for the promotion of health or the suppression of disease"; and

WHEREAS, the City Council has visited and studied other landfill operations operated by other cities and have consulted with geologists, engineers and other experts in the use and operation of sanitary landfills and have concluded that the landfill method would be the most practical and economical method for the City of Abilene to use in disposing of its solid waste; and

WHEREAS, the City Council has selected a site to be used for the City's sanitary landfill and said site has been inspected and approved by the Water Quality Board and the State Health Department for landfill purposes and was also chosen for the following reasons:

1. The landfill site is located near State Highway 83 which will make the site readily accessible to the City trucks and to those who haul refuse to the site.
2. The area in which the site is located is sparsely populated and is mostly commercial property and will become more commercialized in the near future.
3. The site is located on submarginal land and is therefore less expensive to lease.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, TERMINATING THE CONTRACT OF NELSON SALVAGE.

WHEREAS, after taking bids in accordance with law, Marvin E. Nelson was awarded a contract for salvage rights at the City of Abilene Disposal Area, for a period of five (5) years, from and after October 1st, 1965; and

WHEREAS, Marvin E. Nelson has requested that such contract be terminated, and that he be relieved of further payments thereunder due to the lack of availability of a market for salvageable material from such disposal area; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That said contract, between the City of Abilene and Marvin E. Nelson, and all amendments thereto, be, and the same is hereby, terminated, as of October 1st, 1968, and that Marvin E. Nelson be relieved of monthly payments thereunder from and after such date.

PART 2: That such termination shall be made contingent upon the said Marvin E. Nelson executing a release of any rights which he may have under such contract, with provisions therein satisfactory to the Director of Public Works and the City Attorney of the City of Abilene.

ADOPTED this 12th day of September, A. D., 1968.

ATTEST:

MAYOR

CITY SECRETARY

APPROVED:

CITY ATTORNEY