

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A FRANCHISE AGREEMENT FOR THE COLLECTION, HAULING, RECYCLING, AND DISPOSAL OF MUNICIPAL SOLID WASTE AND RECYCLABLE MATERIALS TO WASTE CONNECTIONS LONESTAR, INC; PROVIDING THE TERMS AND CONDITIONS OF THE FRANCHISE GRANT; ESTABLISHING A TERM OF THE FRANCHISE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, City Council finds that Section 10.01 of the City of Pflugerville City Charter (“Charter”) requires the right of use of City public property can be transferred only by Ordinance; and,

WHEREAS, City Council finds Section 10.02 of the Charter authorizes City Council to grant, renew, or extend franchises of public utilities operating within the City; and,

WHEREAS, City Council finds that Section 10.03 of the Charter requires this Ordinance be read at three consecutive City Council meetings and that final action shall not occur until at least twenty-eight days after first reading; and that within ten (10) days after the first reading of the Ordinance, the caption of the Ordinance and a statement indicating where and how to obtain copies of the full Ordinance must be published on the City’s official website or other electronic media that is readily accessible to the public; and,

WHEREAS, City Council finds that Chapter 52 of the City’s Code of Ordinances, governs solid waste and shall continue to apply to residential units as defined in Section 52.01, subject to the provisions of this Ordinance; and,

WHEREAS, the City Council finds that the current franchise agreement for solid waste services terminates on September 30, 2026, and

WHEREAS, the City Council finds that granting, approving, and adopting the *Exclusive Franchise Contract for the Collection, Hauling, Recycling, and Disposal of Municipal and Residential Solid Waste and Recyclable Materials in the City of Pflugerville, Texas*, attached as **Exhibit A**, for the collection, hauling, recycling and disposal of municipal solid waste and recyclable materials is necessary to ensure the public health, safety, and welfare of the public.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS:

Section 1: Incorporation. The above and foregoing findings and facts are true and correct and are incorporated herein and made part of this Ordinance for all purposes.

Section 2: Definitions. Except where the context clearly indicates a different meaning or are otherwise defined in the *Exclusive Franchise Contract for the Collection, Hauling, Recycling and Disposal of Municipal and Residential Solid Waste and Recyclable Materials in the City of Pflugerville, Texas*, attached as **Exhibit A** (“Contract”), the definitions appearing in Chapter 52, Section 52.01 of the City of Pflugerville, Texas Code of Ordinances, are applicable to this Ordinance.

Section 3: Grant of Franchising. In accordance with Section 10 of the City’s Charter, City Council authorizes the City Manager to execute the Contract, thereby granting the City’s consent to operate within the City or to occupy or use the streets of the City to provide the services as defined in the Contract and subject to the terms and conditions contained therein and hereby incorporates the Contract as if recited verbatim, as the exclusive franchise agreement for the City, to be effective October 1, 2026.

Section 4: Effective Date. This Ordinance will be read at three consecutive regular City Council meetings. The Ordinance will be effective after final passage, which may not occur until at least 28 days after first reading. Within ten days after first reading of this Ordinance, the caption of the Ordinance and a statement indicating where and how to obtain copies of the full ordinance shall be published on the City’s official website or other electronic media that is readily accessible to the public.

Section 6: Severability. If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

PASSED AND APPROVED ON FIRST READING, this the _____ day of _____, 2026.

PASSED AND APPROVED ON FIRST READING, this the _____ day of _____, 2026.

PASSED AND APPROVED ON THIRD AND FINAL READING, this the _____ day of _____, 2026.

CITY OF PFLUGERVILLE, TEXAS

By: _____
Doug Weiss, Mayor

ATTEST:

Trista Evans, City Secretary

APPROVED AS TO FORM:

Michael C. Hayes, City Attorney