

ORDINANCE _____

AN ORDINANCE OF THE CITY OF UNIVERSITY PARK, TEXAS, GRANTING TO VARIOUS FRANCHISEES NAMED HEREIN, THEIR SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE, AND FRANCHISE THROUGH THE END OF CALENDAR YEAR 2025 TO USE THE PUBLIC STREETS, HIGHWAYS, OR THOROUGHFARES WITHIN THE CITY FOR THE PURPOSE OF ENGAGING IN THE BUSINESS OF COLLECTING, TRANSPORTING, AND DISPOSING OF SOLID WASTE USING COMMERCIAL STATIONARY COMPACTOR CONTAINERS, DISCARDED TIRE CONTAINERS, PORTABLE TOILETS, AND/OR CONSTRUCTION ROLL-OFF CONTAINERS FROM COMMERCIAL AND INDUSTRIAL PREMISES AND DEVELOPMENT PROJECTS WITHIN THE CITY; PROVIDING A STREET USE FEE; PROVIDING INSURANCE REQUIREMENTS; PROVIDING FOR CANCELLATION UPON THIRTY (30) DAYS' WRITTEN NOTICE; PROVIDING FOR DELAYS; PROVIDING FOR NOTICES; PROVIDING FOR ASSIGNMENT BY WRITTEN APPROVAL OF THE CITY; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS various entities desire to provide for the collection, transporting, and disposing of solid waste generated in the City using commercial stationary compactor containers, discarded tire containers, portable toilets, and/or construction roll-off containers; and

WHEREAS such entities have made application to the City requesting franchises be granted permitting them the use of public streets, highways, and thoroughfares within the City of University Park for the purposes of performing such services; and

WHEREAS the City Council desires to grant or continue to such entities the right, privilege, and franchise for the term specified in this ordinance to use the public streets, highways, and/or thoroughfares with the City for engaging in the collection, transporting, and disposing of solid waste generated in the City using commercial stationary compactor containers, discarded tire containers, portable toilets, and/or construction roll-off containers; Now therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PARK, TEXAS:

SECTION 1. The City Council hereby grants or continues to the entities (referred herein collectively as "Company") named in Exhibit "A", attached hereto and made part hereof for all purposes, their successors and assigns, the right, privilege and franchise from the date of ordinance adoption through calendar year 2025, to use the public streets, highways and/or thoroughfares within the City for the purpose of engaging in the business of collection, transporting, and disposing of solid waste generated in the City from commercial and industrial premises and development projects within the City using commercial stationary compactor containers, discarded tire containers, portable toilets, and/or construction roll-off containers. This Franchise shall include

and incorporate by reference the contents of Article 13.05, Division 3, of the City's Code of Ordinances, regulating solid waste removal.

SECTION 2. The Company shall remit on the 15th day of each month a street use fee of ten (10%) percent of the gross receipts billed to waste accounts for services rendered under the provisions of this franchise to customers within the City limits of University Park. The City reserves the right to audit the Company's records at any time with seven (7) days prior notice.

SECTION 3. The Company shall assume the risk of loss or injury to property or persons arising from any of its operations under this franchise and agrees to indemnify and hold harmless City from all claims, demands, suits, judgments, costs, or expenses, including expenses of litigation and attorney's fees arising from any such loss or injury. The company agrees to carry insurance during the entire term of this franchise as follows:

- (a) Worker's compensation insurance covering all employees of the franchisee engaged in any operation covered by this ordinance.
- (b) Automobile and public liability insurance in amounts not less than those established as maximum recovery limits under the TEXAS CIVIL PRACTICE & REMEDIES CODE, or in accordance with any contract with the City, whichever is higher.

Such policies of insurance shall be issued by companies authorized to conduct business in the State of Texas and shall name the City as an additional insured. Certificates providing evidence of such insurance contracts shall be deposited with the City. The policy limits provided herein shall change in accordance with the provisions for maximum liability under the TEXAS CIVIL PRACTICE & REMEDIES CODE and the laws of the State of Texas relating to worker's compensation insurance.

SECTION 4. This franchise may be cancelled by either party, with or without cause, at any time, upon thirty (30) days' notice in writing, delivered in person or sent by certified mail, postage prepaid, and addressed as follows:

If to the City:
City Manager
City of University Park
3800 University Blvd.
University Park, Texas 75205

If to the Company:

Per application

SECTION 5. In the event either party is delayed or hindered in or prevented from the performance of any required act by reason of strikes, lockouts, labor troubles, inability to procure materials, failure of power, restrictive governmental laws or regulations, riots, insurrections, war, or other reason of a similar nature not the fault of the party delayed in performing work or doing acts required under this ordinance, then performance of that act shall be excused for the period of the delay and the period for the performance of that act shall be extended for an equivalent period.

SECTION 6. No assignment of this franchise shall be valid or binding unless the assignment is in writing approved by the City of University Park.

SECTION 7. Should any sentence, paragraph, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance, or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 8. This ordinance shall take effect immediately from and after its passage, as the law and Charter in such cases provide.

DULY PASSED by the City Council of the City of University Park, Texas, on the 17th day of June 2025.

APPROVED:

TOMMY STEWART, MAYOR

ATTEST:

CHRISTINE GREEN, CITY SECRETARY

APPROVED AS TO FORM:

CITY ATTORNEY

Exhibit “A”

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|-----|---|--|---------------------|-----------------------------|
| | A | B | C | D |
| 1 | | List of Candidates to contact for 2025 | Total Number 24 | |
| 2 | | | | |
| 3 | 2025 Franchisee Candidates - revised 6/17/25 | | Contact Person | Phone Number |
| 4 | | | | |
| 5 | Company | Address | | |
| 6 | Advantage Waste Disposal | 2500 W. Bruton Rd, Balch Springs, TX, 75180 | Jeff Morley | 972.222.2444 |
| 7 | Bin There Dump That Dallas (Texas Bin Ventures) | 555 Lemens Ave, Hutto, TX 78634 | Colter Williamson | 512-921-0900 |
| 8 | Bubba Tugs Dumpster Rental | 4340 North Central Exp Dallas, TX 75206 | Julia Adkins | 214-935-8860 |
| 9 | Westway Site Services | 16475 Dallas Pkwy, #155, Addison, Texas 75001 | Dominic Schuler | 214-356-4555 |
| 10 | Scrap It, LLC | 4250 W. Lovers Lane, Dallas, Texas 75209 | Keith Pair | 214-654-0233 |
| 11 | Fieldcrest Services, dba Redbox+ | 508 W Lookout Drive, Ste 1460, Richardson, TX 75080 | Michael Teagarden | 214-295-1006 |
| 12 | Fusion Waste & Recycling | 13601 Preston Rd, #E470, Dallas, Tx 75240 | Hector Hernandez | 972-675-7767 |
| 13 | Hart Brothers | 4445 Interstate 30, Suite 21, Mesquite, Texas 75150 | Blake Piro | 214-660-0081 |
| 14 | HD Waste and Recycling LLC | 10631 CF Hawn Freeway, Dallas, Texas 75217 | Diana Martinez | 214-792-9199 |
| 15 | Trash Queen Waste & Recycling Inc./Maldonado Discount Waste | 827 S. Marlborough Ave, Dallas, Texas 75208 | Sandra Maldonado | 214-631-4400 |
| 16 | Premier Waste /FCC Env | 34811, I20 #2110 Dallas, Texas 75241 | Christine Sandlin | 214.357.4357 |
| 17 | National Construction Rentals | 3600 Halifax Street, Dallas, Texas 75247 | John Hills | 214-634-2091 |
| 18 | Servall, LP | 1600 E. 14th Street, Plano Texas 75074 | Brandi Anderson | 214-778-2307 |
| 19 | S & H Waste Disposal | 11417 Long Street, Balch Springs, Texas 75180 | Jonathan Lozano | 972-682-3727 |
| 20 | Triplett Waste Services | 2208 Peachtree Road, Mesquite, Texas 75180 | Jennifer Pritchett | 972-285-7100 |
| 21 | Waste Management of Dallas | 520 E. Corporate, Suite 100, Lewisville, Texas 75057 | Ryan Frazier | 214-952-8046 |
| 22 | Ranger Waste Management, LLC | 8575 S. Central Expressway, Dallas, TX 75240 | Derek Trammell | 469-460-3220 |
| 23 | Supreme Recycling Corporation | 2019 Cartwright Street, Dallas, TX 75211 | Selen Salas | 214-905-0001 |
| 24 | Frontier Waste | 2323 Bryan Street Dallas, Texas 74201/ | Michele Newton | 817-823-3700 / 214.624.6213 |
| 25 | Republic Services | 1450 E. Cleveland Rd, Hutchins, TX 75141 | Mrs. Leigh Ferguson | 214.460.0163 |
| 26 | Chrome Waste | 2335 Quincy Street Dallas, Texas 75212 | Malik/ Sandra | 972.283.8677 |
| 27 | Community Waste | 2010 California Crossing Rd. Bldg. A, Dallas, TX 75220 | Jennifer Maldonado | 972.392.9300X2580 |
| 28 | Trinity Waste | 6920 CF Hawn FWY Dallas, Texas 75217 | Charles McCormack | 214.391.1501 |
| 29 | Five Star Waste and Recycling, Inc | 6061 Van Hise Drive, Dallas, TX 75212 | Brenda Corado | 214-920-1600 |
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