

RESOLUTION *NUNC PRO TUNC* NO. 20-0078

A RESOLUTION *NUNC PRO TUNC* CORRECTING A
CLERICAL ERROR IN RESOLUTION NUMBER 20-0050

THE MANHATTAN BEACH CITY COUNCIL HEREBY RESOLVES, FINDS AND DETERMINES AS FOLLOWS:

Section 1. After a duly noticed continued public hearing held on May 12, 2020, the City Council adopted Resolution No. 20-0050, "A Resolution of the Manhattan Beach City Council Adopting Residential and Commercial Refuse Collection Rates and The City Cost Recovery Fee for The Period of July 1, 2020 - June 30 2025." The adopted rates are attached to Resolution No. 20-0050 as Exhibit A.

Section 2. Due to logistical errors created by electronic transmission of agenda reports required by COVID-19 pandemic California and Los Angeles County Stay at Home Orders, a portion of the Schedule of Rates attached as Exhibit A was inadvertently omitted and was not included in the agenda packet. Exhibit A of Resolution No. 20-0050 contains 14 pages; only 9 of those 14 pages were included in the packet. Previously, all 14 pages were attached to Resolution No. 20-0028, reviewed and authorized by the City Council on March 3, 2020, when the Council initiated the public review period required by state law prior to increasing such rates. The Exhibit attached to Resolution No. 20-0028 and the incomplete Exhibit A attached to Resolution No. 20-0050 are identical, except for the missing pages inadvertently omitted in Resolution No. 20-0050. At the time the Council adopted Resolution No. 20-0050 on May 12, 2020 to approve the new rates, it intended to adopt all of the rates it had previously reviewed on March 3, 2020 and that were submitted to the public, including those inadvertently omitted.

Section 3. Based upon the foregoing, the City Council hereby adopts Resolution *Nunc Pro Tunc* Number 20-0078.

Section 4. The City Council hereby directs the City Clerk to replace the incorrect version of Resolution Number 20-0050 with the correct version attached to the corresponding staff report as Attachment 2.

Section 5. The City Clerk shall certify to the passage and adoption of this resolution.

ADOPTED on July 7, 2020.

AYES:

NOES:

ABSTAIN:

ABSENT:

RICHARD MONTGOMERY
Mayor

ATTEST:

LIZA TAMURA
City Clerk