

**RESOLUTION
NO. 2018-069**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, ELECTING TO AUTHORIZE ONE OR MORE EXCLUSIVE FRANCHISES FOR THE PROVISION OF SOLID WASTE COLLECTION SERVICES TO RESIDENTIAL AND NON-RESIDENTIAL PROPERTIES IN THE COUNTY OR TO PROVIDE SUCH SERVICES ITSELF OR THROUGH ANOTHER LOCAL GOVERNMENT; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Levy County, Florida (hereinafter, the "Board"), finds that the proper collection, disposal, recycling and management of solid waste, including recyclable and recovered materials (hereinafter "solid waste"), is necessary for the health, safety, and welfare of the citizens of Levy County, Florida; and,

WHEREAS, Levy County does not currently provide for the collection of solid waste in the County either directly or through franchise agreements with solid waste haulers; and

WHEREAS, Section 403.70605, Florida Statutes, Section 125.01, Florida Statutes, and other applicable provisions of law authorize Levy County to enter into franchise agreements for the collection of solid waste or to provide such services itself or through another local government; and

WHEREAS, Levy County intends to use such authority; and

WHEREAS, Levy County has, pursuant to Section 403.70605, Florida Statutes, mailed notice of the public hearing to those solid waste haulers doing business in Levy County; and

WHEREAS, in accordance with the provisions of Section 403.70605, Florida Statutes, notice was given by newspaper publication, and Proof of Publication is attached hereto as Exhibit A; and,

WHEREAS, a public hearing was held on December 18, 2018, and comments and objections of all interested persons have been heard and considered by the Board as required by Section 403.70605, Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, AS FOLLOWS:

1. The Levy County Board of County Commissioners may authorize one or more exclusive franchises for the provision of solid waste collection services to residential and/or non-residential properties or provide such services itself or through another local government. This notice is intended to comply with the requirements of Section 403.70605, Florida Statutes, that the County intends to provide these services, which may displace some solid waste companies.

2. The Board hereby directs the County Coordinator to provide notice of the Board's intent as expressed in this resolution to solid waste haulers operating within the County in accordance with Section 403.70605, Florida Statutes.

3. This Resolution shall take effect immediately upon its adoption.

PASSED, ADOPTED AND APPROVED THIS 18th day of December, 2018.

**BOARD OF COUNTY COMMISSIONERS
OF LEVY COUNTY, FLORIDA**

(SEAL)

By: _____
John Meeks, Chairman

**ATTEST: Clerk of Court and Ex-Officio
Clerk to the Board:**

By: _____
Danny J. Shipp, Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

By: Anne Bast Brown
Anne Bast Brown, County Attorney

EXHIBIT A

PROOF OF PUBLICATION

Proof of Publication

Chiefland Citizen, Published Weekly
Chiefland, Levy County, Florida
STATE OF FLORIDA, COUNTY OF LEVY:


Before the undersigned authority, personally appeared Chris Festo, who on oath, says he is Production Manager of the Chiefland Citizen, a newspaper published at Chiefland, in Levy County, Florida; that the attached copy of the advertisement, being

Notice of Intent To Implement Exclusive Solid Waste Collection Franchises

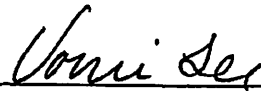
was published in said newspaper in the issue of

Pub: 12/06/2018

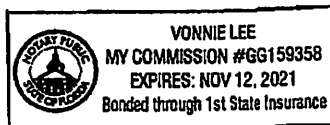
Affiant further says that the said Chiefland Citizen is a newspaper published at Chiefland, in said Levy County, Florida, and that the said newspaper has heretofore been continuously published in said Levy County, Florida, each week and has been entered as second class mail matter at the Post Office in Chiefland, in said Levy County, for a period of one year next preceding the first publication of the attached copy of the advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.


Chris Festo, Production Manager

The foregoing instrument was acknowledged before me this 6th day of December, 2018 by Chris Festo, who is personally known to me.


Notary Public

(SEAL)



RECEIVED DEC 10 2018
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NOTICE OF INTENT TO IMPLEMENT EXCLUSIVE SOLID WASTE COLLECTION FRANCHISES

Notice is given by Levy County, Florida, of its intent to hold a public hearing to consider whether to authorize one or more exclusive franchises for the provision of solid waste collection services to residential and/or non-residential properties within the County or to provide such services itself or through a franchisee. The Board of County Commissioners of Section 433.7035, Florida Statute, that the County intends to provide these services, which may displace some solid waste collection companies.

The Board will consider the adoption of a resolution electing to seek one or more exclusive franchises as authorized by Section 433.7035, Florida Statute, at a public hearing to be held on December 18, 2018 at 9:00 a.m., or as soon thereafter as the matter may be heard, in the County Commission meeting room at the Levy County Courthouse, 355 South Court Street, Bronson, Florida. All interested persons have a right to appear at the hearing and to provide verbal or written comments or objections to the Board. If you decide to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the hearing, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the County Clerk's Office at (352) 466-8266, at least two (2) days prior to the date of the hearing.

John Meeke, Chairman
Levy County Board of County Commissioners

Published December 6, 2018