

ORDINANCE NO. 13-04

**AN ORDINANCE OF THE CITY OF RICHMOND, KENTUCKY AWARDED A
FRANCHISE FOR THE COLLECTION OF COMMERCIAL SOLID WASTE IN
THE CITY OF RICHMOND**

WHEREAS, Section 163 of the Kentucky Constitution requires that public utilities acquire a franchise before operating within the City; and

WHEREAS, Section 164 of the Kentucky Constitution requires that franchise privileges are subject to the bidding and advertising requirements set forth in applicable Kentucky law and that bids received must be opened publicly; and

WHEREAS, the City in accordance with these requirements advertised for bids for the award of a commercial solid waste collection franchise and received four bids for such franchise; and

WHEREAS, the bids received were opened publicly and have been evaluated by the City Manager, who has recommended that the bid specified below be accepted as being the best bid received; and

WHEREAS, the Board of Commissioners has likewise reviewed the bids received, has considered the recommendation of the City Manager, and finds it to be in the public interest that the bid recommended for acceptance by the City Manager be accepted;

NOW, THEREFORE, BE IT ORDAINED THAT the bid for the collection of commercial solid waste submitted by Advanced Disposal Services be accepted and Advanced Disposal Services shall be, and is hereby, awarded such franchise, the terms and conditions of which shall be governed by the applicable bid specifications promulgated by the City in connection with bid advertising, by the bid received from Advanced Disposal Services, and by all other applicable bid documents and instruments. The City Attorney shall prepare a franchise agreement to be entered into between the parties, and the Mayor shall be, and is hereby, authorized to execute same on behalf of the City.

This Ordinance shall be effective immediately upon adoption after second reading and publication in accordance with the requirements of applicable Kentucky law.

DATE OF FIRST READING: February 8, 2013
MOTION BY: Commissioner Baird
SECONDED BY: Commissioner Blythe

DATE OF SECOND READING: February 12, 2013
MOTION BY: Commissioner Baird

SECONDED BY:

Commissioner Newby

VOTE

Commissioner Baird
Commissioner Blythe
Commissioner King
Commissioner Newby
Mayor Barnes

YES

x
x
x
x
x

NO

ATTEST:



City Clerk



Mayor Barnes