

ORDINANCE NO. 22-44

**AN ORDINANCE OF THE CITY OF RICHMOND, KENTUCKY
AWARDING 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 two 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 Rumpke of Kentucky be accepted and Rumpke of Kentucky 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 Rumpke of Kentucky, 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:
MOTION BY:
SECONDED BY:

October 11, 2022
Commissioner Arnold
Commissioner McDaniel

DATE OF SECOND READING:
MOTION BY:
SECONDED BY:

October 25, 2022
Commissioner Arnold
Commissioner Newby

VOTE

Commissioner Arnold
Commissioner Brewer
Commissioner McDaniel
Commissioner Newby
Mayor Blythe

YES **NO**

x
x
x
x
x




Mayor Blythe

ATTEST:



City Clerk

Approved as to form:



City Attorney, Tyler Frazier

**ATTORNEY'S CERTIFICATION AS TO SUMMARY OF ORDINANCE FOR
PUBLICATION**

COMES NOW the undersigned Tyler Frazier, who does certify as follows:

1. That he is a licensed and practicing attorney in the Commonwealth of Kentucky.
2. That he has prepared, for purposes of publication in accordance with the requirements of Chapter 424 of the Kentucky Revised Statutes, the attached summary or summaries of Ordinance(s) duly enacted by the Board of Commissioners for the City of Richmond, Kentucky.

Dated this the 26 day of October, 2022.



Tyler Frazier

Ordinance: 22-44