



## Legislation Details (With Text)

**File #:** 200413. **Version:** 4 **Name:**  
**Type:** Ordinance **Status:** Adopted  
**File created:** 10/7/2020 **In control:** City Attorney  
**On agenda:** 1/6/2022 **Final action:** 1/20/2022  
**Title:** Ordinance Amending Chapter 27 to allow for Exclusive Franchise Agreement (B)

### ORDINANCE NO. 200413

An ordinance of the City of Gainesville, Florida, amending Article III, Chapter 27, Code of Ordinances titled "Solid Waste Disposal," to allow the City to enter into an exclusive franchise agreement for the collection of solid waste, change the term of non-exclusive commercial franchises to one month during any year in which the City is transitioning to an exclusive franchise system, and allow the City to grant exclusive certificates of registration for residential and commercially-collected residential property; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

#### Sponsors:

#### Indexes:

#### Code sections:

**Attachments:** 1. 200413A\_ Exclusive Franchise\_20201013, 2. 200413B\_Increasing Multi-Family Recycling\_20201013.pdf, 3. 200413C\_Increasing Single Family Residential Recycling\_20201013.pdf, 4. 200413D\_Benefits of SW Franchise\_2021\_01\_05, 5. 200413E\_Update Exclusive Solid Waste Agreement 1 05 2022\_20210105.pdf, 6. 200413F\_Electric Garbage Truck Articles\_2021\_01\_05, 7. 200413G\_ Exclusive SW Franchise EV Discussion\_20210119, 8. 200413H\_COG Collection Svcs Carbon Footprint Report 2020\_20210119, 9. 200413\_draft ordinance\_20220106, 10. 200413\_Ordinance Final\_20220120

Date	Ver.	Action By	Action	Result
1/20/2022	4	City Commission	Adopted on Final Reading (Ordinance)	Pass
1/6/2022	4	City Commission	Adopted on First Reading (Ordinance)	Pass
1/19/2021	3	Zero Waste Subcommittee	Discussed	
1/5/2021	2	Zero Waste Subcommittee	Discussed	
10/13/2020	1	Zero Waste Subcommittee	Discussed	

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#### ORDINANCE NO. 200413

An ordinance of the City of Gainesville, Florida, amending Article III, Chapter 27, Code of Ordinances titled "Solid Waste Disposal," to allow the City to enter into an exclusive franchise agreement for the collection of solid waste, change the term of non-exclusive commercial franchises to one month during any year in which the City is transitioning to an exclusive franchise system, and allow the City to grant exclusive certificates of registration for residential and commercially-collected residential property; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

The City Commission adopt the proposed ordinance.

The City plans to issue a solicitation for collection of commercial property garbage and bulk waste; multi-family residential property (referred to as "commercially-collected residential service" in the Code of Ordinances) garbage, recovered materials, and bulk waste; and single-family residential property garbage and recovered materials. The City intends to enter into an exclusive franchise agreement with the awarded bidder. The City currently has an exclusive franchise agreement for the collection of single-family residential property garbage and recovered materials, which has been extended to allow for continued collection of single-family residential property garbage and recovered materials by the current contractor until the procurement process for an exclusive franchise agreement is completed. There are currently 4 commercial franchises that have the right to service commercial and multi-family properties in the city. The commercial service franchises terms are October 1 to September 30.

In order for the City to issue the solicitation in compliance with the Code of Ordinances, Article III titled "Solid Waste Disposal," Chapter 27 needs to be amended in order to allow the City to enter into an exclusive franchise agreement for the collection of commercial property garbage and bulk waste, and multi-family residential property garbage, recovered materials, and bulk waste. In the event the City enters into an exclusive franchise agreement for the collection of solid waste, further revisions to the Code of Ordinances will be required to reconcile the definitions and terms of the exclusive franchise agreement with the Code of Ordinances.

None.