

## RESOLUTION NO. 2022-24

### A RESOLUTION OF THE CITY OF GIRARD, KANSAS ANNOUNCING THE CITY'S INTENT TO CONSIDER ADOPTION OF AN ORGANIZED COLLECTION SERVICE FOR RESIDENTIAL COLLECTION WITHIN THE CITY LIMITS OF GIRARD, KANSAS.

WHEREAS, on September 12, 2022, the Girard City Council reviewed the a report from the City Administration concerning sanitation services; and

WHEREAS, the City Administration recommended to bid out sanitation services in an effort to ensure all residents acquire and utilize sanitation services; and

WHEREAS, the City wishes to reduce complaints of trash not being picked up routinely and collecting on residential premises; and

WHEREAS, the City wishes to contractually stipulate provisions for utilizing City infrastructure (i.e. size of equipment to be used in alleys); and

WHEREAS, the City wishes to include sanitation services on resident's utility bills and adopt a small surcharge which can be used for community services; and

WHEREAS, City Administration further recommended evaluating costs and opportunities by soliciting a Request for Proposals (RFP) for sanitation services; and

WHEREAS, the Organized Collection Service Act, K.S.A. 12-2036, sets forth procedures to allow a municipality to establish an organized collection service by ordinance. Further, pursuant to the Organized Collection Service Act, certain procedures must be followed, including adoption of a Resolution of Intent, procedures related to the development of a plan, adoption of an ordinance establishing said service, and implementation of the service.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GIRARD, KANSAS:

Section 1. Declaration of intent. The City of Girard hereby declares its intent to consider adoption of an organized collection service for sanitation services in the City of Girard. The statement of intent does not obligate the City to pursue city-wide sanitation services, but it provides notification of consideration of such.

Section 2. Purpose and goals. The City of Girard strives to ensure residential sanitation services. To achieve this goal the City recommends implementing city-wide sanitation services with a single provider to be chosen through a competitive bidding process, if fiscally prudent and sustainable.

Section 3. Franchise fees. The assessment of franchise fees for sanitation services providers is not, at the time of passage of this Resolution of Intent, anticipated. Nothing in this Resolution of Intent shall preclude the City from assessing said fees, provided the City follows applicable laws

and regulations concerning franchise fees. The City may charge a minimal surcharge for providing billing services.

Section 4. Public participation in planning meetings. All interested persons, including licensees, sanitation providers and other persons operating sanitation services in the City of Girard, Kansas as of November 21, 2022, are invited to participate in the planning and establishing of the proposed organized collection service. Notice of such meetings will be posted on the City's website [www.girardkansas.gov](http://www.girardkansas.gov).

Section 5. Public hearing for adoption of Resolution of Intent. The public hearing for adoption of the Resolution of Intent will be held before the governing body of the City of Girard, on Monday, January 2, 2023, at the City Hall, 120 North Ozark, Girard, Kansas. Said hearing shall begin at 5:00 p.m., or as soon thereafter as the governing body's schedule allows.

Section 6. Public hearing for adoption of ordinance establishing organized collection service. The public hearing for the proposed plan will be held before the governing body of the City of Girard, on Monday, May 22, 2023, at the City Hall, 120 North Ozark, Girard, Kansas. Said hearing shall begin at 5:00 p.m., or as soon thereafter as the governing body's schedule allows.

**PASSED** the twenty-first (21<sup>st</sup>) day of November, 2022 and published in the City official newspaper **AND ADOPTED BY THE GOVERNING BODY OF GIRARD, KANSAS** this twenty-sixth (26th) day of December, 2022.

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Mickey Pyle, Mayor

ATTEST:

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Karen E. Buck, CMC, City Clerk

