

RESOLUTION NO. 02-07-90

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA REQUESTING MONROE COUNTY TO PROVIDE FOR THE COLLECTION, TRANSFER AND DISPOSAL OF RESIDENTIAL SOLID WASTE WITHIN THE CITY FOR FISCAL YEAR 2002-03; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AN INTERLOCAL AGREEMENT WITH THE COUNTY TO DELINIATE THE TERMS AND CONDITIONS OF THE COUNTY'S PROVISION OF SUCH SERVICES; REQUESTING THE COUNTY TO CREATE A RESIDENTIAL SOLID WASTE MUNICIPAL SERVICE BENEFIT UNIT FOR THE CITY FOR FISCAL YEAR 2003-04; AUTHORIZING THE CITY ATTORNEY TO PREPARE AN ORDINANCE INCLUDING THE CITY IN THE BOUNDARIES OF A SOLID WASTE MUNICIPAL SERVICE BENEFIT UNIT TO BE ADMINISTERED BY MONROE COUNTY FOR FISCAL YEAR 2003-04; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, for Fiscal Year 2002-03 the City intends on levying a non ad valorem special assessment on residential properties located within the City to cover the cost of providing solid waste services and further intends on contracting with the County to provide such services; and

WHEREAS, for Fiscal Year 2003-04, the City intends on joining the County's Solid Waste Municipal Services Benefit Unit for the provision of solid waste services; and

WHEREAS, in accordance with Chapters 125 and 166, Florida Statutes, and Chapter 8 of the Monroe County Code, the City may request inclusion in and/or the creation by the County of a Municipal Service Benefit Unit for the collection, transfer and disposal of residential solid waste.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Residential Solid Waste Services for Fiscal Year 2002-03.**

The City desires to contract with the County to provide for the collection, transfer and disposal of residential solid waste. The City Manager shall be authorized to enter into negotiations with the County to prepare an Interlocal Agreement to delineate the terms and conditions of the provision of such services. Funds collected by the City through its solid waste non ad valorem assessment shall be utilized to pay the County for providing such services. Moreover, the collection, transfer and disposal of commercial solid waste and all costs associated with such shall be the responsibility of Monroe County.

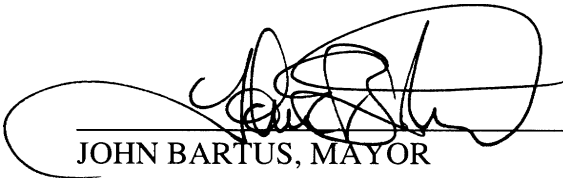
**Section 3. Residential Solid Waste Collection for Fiscal Year 2003-04.**

The City requests the County to either include the City or create a Municipal Service Benefit Unit for the provision of the collection, transfer and disposal of residential solid waste throughout the City. The City shall timely take all procedural steps required to allow for the creation of or inclusion by the County of the City in such a Municipal Service Benefit Unit. The City Attorney shall prepare an ordinance as required by Section 125.01(1)(q), Florida Statutes and Chapter 8 of the Monroe County Code consenting to the inclusion of the City's boundaries in such a Municipal Service Benefit Unit.

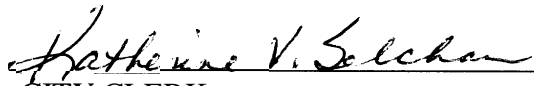
**Section 4. Effective Date.**

This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 30th day of July, 2002.

  
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JOHN BARTUS, MAYOR

ATTEST:

  
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CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

  
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CITY ATTORNEY