

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20040239

1. REQUESTED MOTION:

ACTION REQUESTED: Adopt by Resolution, the creation of a Solid Waste Collection Advisory Committee.

WHY ACTION IS NECESSARY: To review the existing solid waste collection program.

WHAT ACTION ACCOMPLISHES: Provides recommendations concerning the type and number of solid waste collections to be incorporated in the new franchise collection contracts.

2. DEPARTMENTAL CATEGORY: SOLID WASTE
COMMISSION DISTRICT #: *CW. C8D*

3. MEETING DATE: *03-30-2004*

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

5. REQUIREMENT/PURPOSE:

- (Specify)
- STATUTE
 - ORDINANCE
 - ADMIN. CODE
 - OTHER *Franchise Agreement*

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER:
- B. DEPARTMENT: *Lee County-Public Works*
- C. DIVISION/SECTION: *Solid Waste Division*
- BY: *Lindsey Sampson, Solid Waste Director*

DATE: *3/15/04*
Lindsey J. Sampson

7. BACKGROUND:

The existing franchise agreements for solid waste collection expire in September 2005. The Advisory Committee will review the existing 1-1-1 solid waste collection program. Alternative collection methods versus costs will be considered to provide improved customer service and competitive costs. Public input and recommendations are encouraged to develop a consensus on the most effective collection program.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL

A DEPARTMENT DIRECTOR	B PURCH. OR CONTRACTS	C HUMAN RESOURCES	D OTHER	E COUNTY ATTORNEY	F BUDGET SERVICES			G COUNTY MANAGER
					OA	OM	Risk	
<i>Jamund</i> <i>3-15-04</i>				<i>S. Davis</i> <i>3/16/04 P.M.</i>	<i>3/17/04</i>	<i>3/17/04</i>	<i>3/17/04</i>	<i>Jamund</i> <i>3-16-04</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: *3/16/04*
Time: *3:05 P.M.*
Forwarded to:
Adm. 3/16/04

RECEIVED BY
COUNTY ADMIN:
03/16/04
3:50 pm SUT
COUNTY ADMIN
FORWARDED TO: *PL*
3/17/04
11 AM

LEE COUNTY RESOLUTION NO. _____

**A RESOLUTION DESIGNATING AND ESTABLISHING A
SOLID WASTE COLLECTION ADVISORY COMMITTEE.**

WHEREAS, the collection of solid waste in unincorporated Lee County is an important service affecting the public health and welfare; and,

WHEREAS, the collection methods and collection areas are established and controlled as part of the franchise solid waste agreements; and,

WHEREAS, the franchise solid waste agreements are due to expire on September 30, 2005; and,

WHEREAS, it is the desire of the Board of County Commissioners of Lee County to have the assistance of a committee to coordinate and submit recommendations pertaining to solid waste collection methods and franchise collection areas; and,

WHEREAS, it is in the public interest and benefit to create such an advisory committee.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF
COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA THAT:**

A Solid Waste Collection Advisory Committee is hereby created by the Board of County Commissioners for review and recommendations pertaining to the solid waste collection methods in unincorporated Lee County, the Town of Fort Myers Beach, and Bonita Springs.

SECTION I. COMPOSITION AND TERMS OF OFFICE

A. APPOINTMENT

The Solid Waste Collection Advisory Committee shall consist of eleven (11) members, preferably from the following categories.

Commercial/Industrial Users (not related to solid waste industry)	(3)
Community Group Representatives	(6)
Town of Fort Myers Beach Representative	(1)
Bonita Springs Representative	(1)

Suggested community groups and associations to be considered include:
(but are not limited to)

Bonita Beach Civic Association
San Carlos Park Civic Association
Fort Myers Beach Civic Association
Lehigh Acres Civic Association
North Fort Myers Civic Association
Greater Pine Island Civic Association
Pine Manor Civic Association
Harlem Heights Civic Association
Captiva Civic Association

Lee County Solid Waste Division (Ex-Officio)

All appointments shall require an affirmative vote of a majority of the Board of County Commissioners at a regularly scheduled meeting. Each County Commissioner shall appoint two (2) members to the Advisory Committee except that the District 3 Commissioner shall appoint one (1) member representing Unincorporated Lee County, one (1) member representing Bonita Springs, and one (1) member representing the Town of Fort Myers Beach. Members shall serve without compensation.

B. TERM OF OFFICE

Committee members serve no longer than one year or until the committee is terminated (sunsetting) by the Board of County Commissioners, whichever is shorter.

C. QUALIFICATIONS

Each member of the Solid Waste Collection Advisory Committee shall be a person of integrity, responsibility and general ability. Nine members shall be full-time residents of unincorporated Lee County, one member shall be a full-time resident of Bonita Springs, and one member shall be a full time resident of the Town of Fort Myers Beach. ***Members shall have no association with businesses involved in solid waste collection, disposal, or recycling.*** Members shall have an interest in cooperating with the Board to improve the solid waste collection methods.

D. REMOVAL

A member of the solid waste collection Advisory Committee may be removed with or without cause from the Committee by an affirmative majority vote of the Board of County Commissioners at a regularly scheduled meeting.

E. VACANCIES

Vacancies on the Solid Waste Collection Advisory Committee shall be filled according to the procedures as set out herein.

SECTION II. OFFICERS, RULES OF PROCEDURES, MEETINGS, VOTING AND RECORDS

A. OFFICERS

The Solid Waste Collection Advisory Committee shall elect from its members a Chairman and a Vice-Chairman. The Chairman shall appoint, from the membership, one person to act as a Secretary. Each Officer shall serve in his/her respective capacity until his/her successor is elected.

B. RULES OF PROCEDURES

The Solid Waste Collection Advisory Committee shall adopt rules for the transaction of their business; and shall conduct all meetings pursuant to the provisions of all Resolutions, Regulations or Administrative Code provisions of the Board of County Commissioners.

C. MEETINGS, VOTING AND RECORDS

The Solid Waste Collection Advisory Committee shall strive to meet at least monthly and set the time and place of the meetings of the Committee. If a meeting exceeds the time that has been scheduled for the meeting, the Chairman may continue the meeting to a date, time and place certain.

1. All meetings of the Solid Waste Collection Advisory Committee shall be open to the public for input.
2. The Secretary shall record all proceedings of each meeting and distribute copies of the minutes according to County policy.

SECTION III. DUTIES AND RESPONSIBILITIES

The Solid Waste Collection Advisory Committee shall have the following duties and responsibilities:

- a) Review the proposed options for solid waste collection, and solid waste collection franchise areas and provide recommendations and suggestions to the BOCC in such a manner so as not to adversely affect the County procedures and/or process time.
- b) Committee members shall have no financial or personal interest in the outcome of any matter coming before such members in his official capacity.

The Solid Waste Collection Advisory Committee shall be strictly advisory in nature, and shall make no decisions with respect to any Lee County policies that concern or affect the Solid Waste Program.

SECTION IV. SEVERABILITY

If any word, sentence, phrase, clause, section, or portion of this resolution shall be held invalid or unconstitutional by any court of competent jurisdiction, such word, sentence, phrase, clause, section, or portion shall be deemed as separate and independent, and invalidity of the part shall not affect the validity of the whole.

SECTION V. EFFECTIVE DATE

This Resolution shall become effective upon its adoption by the Board of County Commissioners of Lee County.

The foregoing Resolution was offered by Commissioner _____, who moved for its adoption. The motion was seconded by Commissioner _____; and, being put to a vote, the vote was as follows:

BOB JANES	_____
DOUGLAS R. ST. CERNY	_____
RAY JUDAH	_____
ANDREW W. COY	_____
JOHN E. ALBION	_____

DULY PASSED AND ADOPTED this _____ day of _____, 2004.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

BY: _____

BY: _____

APPROVED AS TO FORM

BY: _____
OFFICE OF COUNTY ATTORNEY