

**RESOLUTION NO. 2005-220**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF A NON-EXCLUSIVE FRANCHISE AGREEMENT FOR CONSTRUCTION AND DEMOLITION DEBRIS BETWEEN ST. JOHNS COUNTY, FLORIDA, AND HICKS LAND CLEARING AND INCINERATOR, LLC, AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE AMENDMENT TO THE CONSTRUCTION AND DEMOLITION FRANCHISE AGREEMENT, ON BEHALF OF ST. JOHNS COUNTY**

**WHEREAS**, Hicks Land Clearing and Incinerator, LLC (Hicks) wishes to collect and transport Construction and Demolition Debris within the unincorporated area of St. Johns County, Florida (County); and

**WHEREAS**, the County wishes to ensure that Hicks activities are performed in accordance with all applicable laws, including those of the County, and that such performance is consistent with the public interest; and

**WHEREAS**, Hicks has requested a Non-Exclusive Franchise Agreement for Construction and Demolition Debris (Franchise Agreement); and

**WHEREAS**, the County has reviewed the terms, provisions, conditions, and requirements of the Franchise Agreement; and

**WHEREAS**, the County has considered the request of Hicks, and determined that the Franchise Agreement will not negatively impact the interests of the County; and

**WHEREAS**, it is in the collective best interests of both the County, and Hicks to have this Franchise Agreement executed by the County.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AS FOLLOWS:**

**Section 1.** The above Recitals are hereby incorporated into the body of this Resolution, and are adopted as Findings of Fact.

**Section 2.** The Board of County Commissioners hereby approves the terms, provisions, conditions, and requirements of a Non-exclusive Franchise Agreement for Construction and Demolition Debris between St. Johns County, Florida, and Hicks Land Clearing and Incinerator, LLC, and authorizes the County Administrator to execute the Non-exclusive Franchise Agreement for Construction and Demolition Debris on behalf of St. Johns County.

**PASSED AND ADOPTED** by the Board of County Commissioners of St. Johns County, Florida, this 23 day of August, 2005.

**BOARD OF COUNTY COMMISSIONERS OF  
ST. JOHNS COUNTY, FLORIDA**

Attest: Cheryl Strickland,  
Clerk  
By: Patricia DeGrande  
Deputy Clerk

By: Bruce A. Maguire  
Bruce A. Maguire, Chair



RENDITION DATE 8-29-05