

INTERGOVERNMENTAL AGREEMENT BETWEEN BEN HILL COUNTY BOARD OF
COMMISSIONERS AND FITZGERALD BEN HILL COUNTY REGIONAL
SOLID WASTE AUTHORITY

WHEREAS, Fitzgerald Ben Hill County Regional Solid Waste Authority operates a landfill to serve the citizens of The City of Fitzgerald and Ben Hill County.

WHEREAS, the Parties to this agreement recognize that the Fitzgerald Ben Hill County Regional Solid Waste Authority will begin operation of the landfill effective January 1 , 2025; and

WHEREAS, the Parties enter into this agreement in a manner consistent with the objectives of the Parties; and

It is hereby agreed as follows:

- (1) The Authority will operate the landfill and be responsible for all activities at the landfill.
- (2) Ben Hill County Board of Commissioners will provide assistance to the Authority for the operation of the landfill. The County will provide personnel, accounting, and billing services together with any other reasonable requested services to the Authority and the Authority will assume all liability for the operation of the landfill and releases and holds Ben Hill County Board of Commissioners harmless from any and all matters of liability that may arise.
- (3) All work provided by Ben Hill County shall be compensated by the Authority; and additionally, the County shall receive the sum of \$24,000.00 as an administration fee paid by the Authority due January 1st of each year.
- (4) By entering into this Agreement, all signatory governments represent and warrant that this Agreement has been legally and lawfully approved by each of its respected Boards and that further, the County upon execution of this Agreement has the legal authority to act on behalf of the local governments set forth herein as relates to the projects envisioned by this Agreement in that each party to this agreement shall in good faith and with due diligence take any and all necessary steps to ensure the prompt and efficient execution of this Agreement and the related projects addressed herein.

(5) This Agreement may be terminated without penalty, for convenience by either party with thirty days notice. Cause shall only be considered as any action by the County as administrator of this Agreement, which is either illegal, fraudulent, or otherwise in direct breach of this contract.

This the _____ day of _____, 20_____.

BEN HILL COUNTY BOARD
OF COMMISSIONERS

FITZGERALD BEN HILL COUNTY
REGIONAL SOLID WASTE AUTHORITY

Hal Wiley, Chairman

John William Mooney, Chairman