

ORDINANCE NO. 80-18

**AN ORDINANCE TO AUTHORIZE THE MAYOR TO PARTICIPATE IN THE
LORAIN COUNTY TRASH AND RECYCLING CONSORTIUM
AND DECLARING AN EMERGENCY**

WHEREAS, pursuant to Section 715.43 and 3707.43 of the Ohio Revised Code, the Municipality may establish such collection systems and designate solid waste facilities as may be necessary or appropriate to provide for the safe and sanitary management of Solid Waste, including Recyclable Materials and Yard Waste, generated within the Municipality; and

WHEREAS, the City of Avon is currently a party to a Memorandum of Understanding with Republic Services Inc. that extends to Republic the right to individually contract with Avon residences to facilitate the collection and disposition of trash, recycling, bulk pick-up and yard waste pick-up within the City; and

WHEREAS, the Service Committee of City Council met with representatives of the Lorain County Trash & Recycling Consortium on September 10th, 2018 to consider solid waste options other than Republic and by a vote of 3 in favor and none opposed recommended to Council that it authorize the Mayor to participate in said Consortium and remit the participation fee of Five Thousand (\$5,000.00) Dollars; and

WHEREAS, Council has determined that it is in the best interests of the health, safety and welfare of the residents of the City of Avon Municipality to participate in the Lorain County Trash & Recycling Consortium and try to obtain the lowest costs available for the collection, transportation and delivery for disposal or processing of all Solid Waste, Recyclable Materials and Yard Waste generated by residences and municipal facilities within the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 - That Council hereby authorizes the Mayor to participate in the Lorain County Trash & Recycling Consortium, and through the Consortium seek competitive bids from independent contractors to provide collection, transportation and delivery for disposal or processing of Solid Waste, Recyclable Materials and Yard Waste from Avon residents and municipal facilities through a joint cooperative arrangement for the one-time only payment of Five Thousand (\$5,000.00) Dollars

Section 2 – For the services set forth in Section 1, the Consortium shall charge a one-time only fee of Five Thousand (\$5,000.00) Dollars. The Finance Director is hereby authorized to make payment in the amount of Five Thousand (\$5,000) Dollars from the General Fund No. 101 as a contribution towards the services of the Consortium.

Section 3 - That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Ordinance were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

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Section 4 - That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to support the Lorain County Trash & Recycling Consortium's efforts to lower the cost of trash pick-up for Avon residents; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____

DATE SIGNED: _____

By: _____
Craig Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:

John A. Gasior, Esq.
Law Director