

ORDINANCE NO. 22-19

**AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A
MEMORANDUM OF UNDERSTANDING WITH REPUBLIC SERVICES, INC.
FOR THE COLLECTION OF SOLID WASTE, RECYCLABLES, YARD WASTE AND
BULK MATERIAL FROM RESIDENTS IN THE CITY OF AVON FOR THE
PERIOD MAY 1, 2019 THROUGH APRIL 30, 2023
AND DECLARING AN EMERGENCY**

WHEREAS, the City desires to facilitate the residents' ability to continue to contract with Republic Services, Inc. for the collection of solid waste, recyclables, yard waste and bulk materials through a Memorandum of Understanding (MOU); and

WHEREAS, the current MOU, adopted November 13, 2017 in Ord. No. 95-17, would have expired January 1, 2019 but Republic Services, Inc. agrees to continue to provide services to the City's residents pursuant to a new MOU covering the period May 1, 2019 through April 30, 2023; and

WHEREAS, Council, having reviewed the MOU (Exhibit A) and the Bulk Week Calendar (Exhibit B), deems it desirable and in the best interests of the health, safety and welfare of the residents of Avon to authorize the Mayor to enter into said MOU thereby facilitating the collection of solid waste, recyclables, yard waste and bulk materials for the period May 1, 2019 through April 30, 2023.

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

Section 1 - That the City, through the office of the Mayor, is hereby authorized to execute a Memorandum of Understanding with Republic Services, Inc., to establish the guidelines and facilitate contracts between the City's residents and Republic Services, Inc. for the collection of solid waste, recyclables, yard waste and bulk material for the period May 1, 2019 through April 30, 2023. A copy of said Memorandum of Understanding is attached hereto and incorporated herein as Exhibit "A".

Section 2 - That is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees which resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public, health, safety, and welfare of the citizens of the City of Avon, Ohio, the immediate emergency being the necessity to enter into a Memorandum of Understanding with Republic Services, Inc. to facilitate contracting with residents for the removal of solid waste, recyclables, residential yard waste and bulk material beginning May 1, 2019 through April 30, 2023; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Ordinance No. 22-19 (Con't)

PASSED: _____ DATE SIGNED: _____

BY: _____
Craig L. Witherspoon, President of Council

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