ORDINANCE NO. 16-17
INTRODUCED BY: Mr. Tadych

AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN ECOLOGICAL
COMPOSTING FACILITY AGREEMENT WITH THE CITY OF WESTLAKE,
AND DECLARING AN EMERGENCY.

WHEREAS, the Cities of Bay Village and Westlake, on or about August 7, 1989,
established an Ecological Composting Facility at the former Westlake landfill (the “Facility); and

WHEREAS, the Cities of Bay Village and Westlake jointly purchased a windrow
composting machine to implement and operate a community composting program; and

WHEREAS, the Cities of Bay Village and Westlake have determined that the health and
welfare of the Cities would be promoted and preserved by the continued operation and
maintenance of said Facility and the continued implementation of composting programs; and

WHEREAS, the Cities of Bay Village and Westlake entered into a Westlake-Bay
Ecological Compost Facility Agreement which expired February 28, 2009; and

WHEREAS, both communities face a continued need to address leaf disposal;

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Bay Village,
Ohio

SECTION 1. That the Mayor be and she is hereby authorized to enter into an
Ecological Composting Facility Agreement with the City of Westlake. The Agreement shall be
effective from the date of execution and shall remain in effect until the 31st day of December,
2026 unless terminated earlier as provided for in said Agreement. However, at the end of the
initial five (5) year term the parties shall review the contract and mutually agree on any price
adjustment going forward for the next five (5) years. Said agreement shall be approved by the
Director of Law.

SECTION 2. That this Council finds and determines that all formal actions of this
Council concerning and relating to the passage of this ordinance were taken in an open meeting
of this Council, and that all deliberations of this Council and of any committee that resulted in
those formal actions were in meetings open to the public in compliance with law.

SECTION 3. That this ordinance is hereby declared to be an emergency measure
immediately necessary for the preservation of the public peace, health, property and safety,
wherefore this ordinance shall be in full force and take effect immediately upon its passage and
approval by the Mayor.
PASSED: March 21, 2016

George J. Kasper
CLERK OF COUNCIL

APPROVED: March 22, 2016

[Signature]
MAYOR

3/16/16 II