

ORDINANCE NO. 19-66
INTRODUCED BY: DeGeorge

AN ORDINANCE
**AMENDING ORDINANCE 15-80 AUTHORIZING THE MAYOR TO ENTER INTO
AN AGREEMENT WITH BROWNING-FERRIS INDUSTRIES OF OHIO, INC.,
FOR SOLID WASTE COLLECTION AND DISPOSAL, YARD WASTE, AND
RECYCLING MATERIALS COLLECTION AND PROCESSING,
AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Bay Village entered into an agreement with Browning Ferris, Industries of Ohio, Inc. for residential solid waste collection, disposal, and recycling services commencing on April 1, 2016 for a 5-year term with three 1-year options, and

WHEREAS, ordinance 15-80 authorizing the Mayor to enter into said contract contained typographical errors concerning the commencement and termination dates of the contract, and

WHEREAS, the City desires to correct the ordinance to reflect the language of the contract;

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

That Ordinance 15-80 which presently reads as follows:

SECTION 1. That the Mayor is hereby authorized to enter into an agreement with Browning-Ferris Industries of Ohio, Inc. to provide for the collection and disposal of solid waste collection and disposal, and recyclable materials collection and processing including yard waste in the City of Bay Village, it being hereby determined that the bid of said company is the lowest and best bid received after advertising according to law.

SECTION 2. That in accordance with said agreement, Browning-Ferris Industries of Ohio, Inc. agrees to the following rate structures:

YEAR 1: April 1, 2015 to March 31, 2016 the rate per household will be \$14.82 per month.
YEAR 2: April 1, 2016 to March 31, 2017 the rate per household will be \$15.26 per month.
YEAR 3: April 1, 2017 to March 31, 2018 the rate per household will be \$15.80 per month.
YEAR 4: April 1, 2018 to March 31, 2019 the rate per household will be \$16.35 per month.
YEAR 5: April 1, 2019 to March 31, 2020 the rate per household will be \$16.92 per month.

SECTION 3. 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 4. That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is necessary to provide uninterrupted garage/rubbish collection and

recycling within the City, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.”

and is hereby amended to read:

“**SECTION 1.** That the Mayor is hereby authorized to enter into an agreement with Browning-Ferris Industries of Ohio, Inc. to provide for the collection and disposal of solid waste collection and disposal, and recyclable materials collection and processing including yard waste in the City of Bay Village, it being hereby determined that the bid of said company is the lowest and best bid received after advertising according to law.

SECTION 2. That in accordance with said agreement, Browning-Ferris Industries of Ohio, Inc. agrees to the following rate structures:

YEAR 1: April 1, 2015~~6~~ to March 31, 2016~~7~~ the rate per household will be \$14.82 per month.

YEAR 2: April 1, 2016~~7~~ to March 31, 2017~~8~~ the rate per household will be \$15.26 per month.

YEAR 3: April 1, 2017~~8~~ to March 31, 2018~~9~~ the rate per household will be \$15.80 per month.

YEAR 4: April 1, 2018~~9~~ to March 31, 2019~~20~~ the rate per household will be \$16.35 per month.

YEAR 5: April 1, 2019~~20~~ to March 31, 2020~~21~~ the rate per household will be \$16.92 per month.

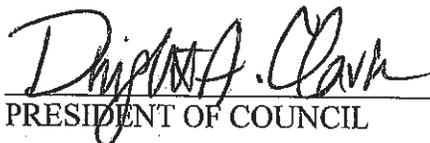
SECTION 3. That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.

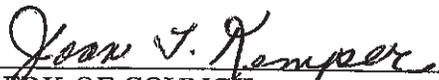
SECTION 4. That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is necessary to provide uninterrupted garage/rubbish collection and recycling within the City, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.”

and present Ordinance 15-80 is hereby repealed.

Ordinance Amending 15-80 - BFI Agreement

PASSED: June 24, 2019


PRESIDENT OF COUNCIL


CLERK OF COUNCIL

APPROVED: June 24, 2019


MAYOR

06.18.19 jt

