

RESOLUTION NO. 14-2023

ADOPTED: SEPTEMBER 13, 2023

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND FISCAL OFFICER TO EXECUTE AN AMENDMENT TO/EXTENSION OF ITS 2018 AGREEMENT WITH WASTE MANAGEMENT OF OHIO, INC. FOR THE COLLECTION AND DELIVERY FOR PROCESSING OR DISPOSAL OF RESIDENTIAL GARBAGE, TRASH, REFUSE, AND YARD WASTE AND DECLARING AN EMERGENCY

WHEREAS, pursuant to R.C. 715.43, the Village of Kirkersville may provide for the collection and disposition of garbage and refuse as may be necessary or appropriate for the safe and sanitary management of solid waste, including recyclable materials; and

WHEREAS, as allowed under R.C. 3707.43, Council for the Village of Kirkersville believes it is in the best interest of the Village and its residents that the Village contract, at the expense of the person generating it, for the collection and removal of garbage, trash, refuse, and solid waste; and

WHEREAS, Waste Management of Ohio, Inc. currently serves the residents of the Village under a Residential Services Agreement that will expire on September 30, 2023; and

WHEREAS, Waste Management of Ohio, Inc. has proposed executing a three-year extension with the following pricing schedule:

- ❖ October 1, 2023 to September 30, 2024: \$17.00 per month
- ❖ October 1, 2024 to September 30, 2025: \$17.68 per month
- ❖ October 1, 2025 to September 30, 2026: \$18.39 per month

Those residents aged sixty-five or older will continue to receive a ten percent discount.

If an additional cart is needed, it will cost \$3.50, \$3.65, and \$3.80 in each year of the extended contract.

Recycling services will not be part of the new/extended service contract.

NOW, **THEREFORE, BE IT RESOLVED** by the Council of the Village of Kirkersville, County of Licking, State of Ohio, a majority of the members elected thereto concurring:

SECTION 1: Council for the Village of Kirkersville hereby authorizes and directs the Mayor and Fiscal Officer to execute an amendment to/extension of its 2018 agreement for residential garbage, trash, refuse, and yard waste collection and delivery for processing or disposal, in substantially the same form and content as the Amendment attached hereto as Exhibit A and incorporated herein by reference, with Waste Management of Ohio, Inc.

SECTION 2: All prior legislation, or any parts thereof, which is/are inconsistent with this Resolution is/are hereby repealed as to the inconsistent parts thereof.

SECTION 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision-making bodies of the Village of Kirkersville which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

SECTION 4: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that Council needs to execute this amendment before September 30, 2023. Wherefore, provided this Resolution receives the required affirmative votes of Council, it shall take effect and be in full force immediately upon passage by Council.

Passed in Council this 13 day of September 2023

Terry Ashcraft, Mayor

ATTEST: _____
Shirley Roskoski, Clerk of Council

APPROVED:

Approved as to form this 25th day of July 2023:



Brian M. Zets
Village Solicitor