

ORDINANCE # O-93-2014

AN ORDINANCE TO ACCEPT A FIVE (5) YEAR REFUSE AND RECYCLING CONTRACT WITH KIMBLE RECYCLING AND DISPOSAL, INC.; ESTABLISHING AN EMERGENCY

WHEREAS, the Village of Bolivar, Ohio currently has a contract for refuse collection with the Kimble Companies which expires on May 31, 2013.

WHEREAS, the Village Council of the Village of Bolivar, Ohio wishes to contract with Kimble Recycling and Disposal for refuse and recycling collection within the Village of Bolivar, Ohio for a five (5) year period beginning June 1, 2013 through May 31, 2018; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Bolivar, Ohio as follows:

SECTION 1. That the contractor, Kimble Recycling and Disposal, Inc., shall collect, haul and dispose of trash, refuse and debris on a weekly basis from all residences located within the territorial limits of the Village of Bolivar. Each residence will be supplied by Contractor with a 95 gallon refuse tote.

SECTION 2. That the contractor, Kimble Recycling and Disposal, Inc., shall collect, haul and dispose of trash, refuse and debris on a weekly basis from the Village Library (curbside pickup), Municipal Building (three yard container), Village Ball Fields (litter barrels), and Village Business District (litter barrels).

SECTION 3. That the contractor, Kimble Recycling and Disposal, Inc. shall collect commingled recyclables on a bi-weekly basis at the curb from all residences located within the territorial limits of the Village (newspaper, cardboard, bi-metal cans, aluminum cans, glass, #1-#7 rigid plastics). Each residence will be supplied by Contractor with a 65 gallon recycling tote, which shall be a different color than the refuse tote.

SECTION 4. In addition, on the first collection day of each month, the Contractor shall collect one bulk item defined as anything too large and bulky to fit in the 95-gallon tote including furniture and appliances. Contractor shall not be required to collect items containing Freon, fuels, propane tanks, or automobile parts and tires.

SECTION 5. The Contractor shall not establish a limitation upon the type of trash, refuse or debris that is collected, hauled and disposed of pursuant to this agreement, except that all waste delivered to be collected by the Contractor pursuant to the contract (see attachment), must be solid, non-hazardous materials.

Extra 30-gallon bags or cans shall be no heavier than 50 pounds per container or properly bagged to permit the workers to safely lift the material out of any large receptacle used by the customer to contain the waste, and in the case of carpet rolls, yard waste, or demolition debris, be cut into lengths of four feet or less and bundled. The Contractor reserves the right to refuse to collect any materials under the terms of this agreement that do not meet these criteria.

SECTION 6. In the event trash/recycling pickup day is delayed due to a holiday, trash/recycling will be picked up the next day.

SECTION 7. Collection shall not begin before 6 a.m. and must be completed by 6 p.m.

SECTION 8. That the Mayor and Village Clerk-Treasurer of the Village of Bolivar are hereby authorized to enter into contract with Kimble Recycling and Disposal, Inc. in accordance with the acceptance of said contract under the terms set forth in Sections 1 through 5 above.

SECTION 9. That the Village Clerk-Treasurer of said Village is hereby authorized to pay Kimble Recycling and Disposal, Inc. for the collection thereof, upon proper receipt, from funds previously appropriated by the Village Council of the Village of Bolivar, Ohio for the said refuse and recycling removal a payment in the amount of \$10.85 per unit, per month.

SECTION 10. All Ordinances or Resolutions or parts thereof inconsistent with the terms of this Ordinance are hereby repealed.

SECTION 11. This Ordinance is hereby declared to be an emergency measure and its passage is immediately necessary in order to preserve, protect, and maintain health, safety and welfare of the citizens of the Village of Bolivar, Ohio, and to provide for revenue to pay for refuse and recycling collection, and therefore this ordinance shall take effect and be in force immediately upon its passage and approval.

PASSED BY UNANIMOUS VOTE OF COUNCIL ON: MAY 6, 2013

PASSED BY ORDINANCE: this ____ day of _____ 2014

Rebecca S. Hubble, Mayor

ATTEST:

Maria A. App, Clerk/Treasurer