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City of Willoughby Hills

Council
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ORDINANCE NO. 2015 – 11

AN ORDINANCE ACCEPTING THE BID OF BROWNING-FERRIS INDUSTRIES OF OHIO, INC. (BFI) FOR THE CITY-WIDE TRASH AND RECYCLING PROGRAM AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Willoughby Hills on June 26, 2014, by motion, granted the Mayor authorization to advertise for bids for City-Wide Trash and Recycling Program; and

WHEREAS, the bids for the City-Wide Trash and Recycling Program were opened on February 27, 2015 and were reviewed by the Service Committee on March 2nd and March 9th; and

WHEREAS, it was the consensus of the Committee to request that an Ordinance be prepared to accept the bid as submitted by Browning-Ferris Industries of Ohio, Inc.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:

SECTION 1. The Mayor is hereby authorized and directed to accept the bid as submitted by Browning-Ferris Industries of Ohio, Inc. of 8123 Jones Road, Cleveland, Ohio 44105, pursuant to the terms and conditions as identified in the *City of Willoughby Hills, Ohio Residential Municipal Solid Waste and Collection of Recyclables/Project Bid Specifications* and the *Addendum to City of Willoughby Hills, Ohio Residential Municipal Solid Waste and Collection of Recyclables* (“*Bid Documents*”) consisting a total of thirty (30) pages, referenced herein and attached hereto as the “Exhibit A”.

SECTION 2. The term of the contract shall be for five (5) years beginning **April 1, 2015 and ending March 31, 2020**. This contract may be renewed at the City’s option for a second five (5) year period beginning **April 1, 2020 and ending March 31, 2025** at the rates and terms specified in this bid. At the end of both the first or second five year period, the expired contract may be renewed on a month-to-month basis for up to six months at the option of the City.

SECTION 3. The Director of Finance is authorized and directed to return all bid bonds to the unsuccessful bidders.

SECTION 4. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

SECTION 5. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills insofar as it provides for the usual daily operation of the City’s Service Department, and further reason being to allow the City to immediately accept the bid and enter into a contract with Browning-Ferris Industries of Ohio, Inc. (BFI) effective April 1, 2015 thereby providing the residents with a reduced monthly cost for solid waste collection; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: March 12, 2015

Submitted to the Mayor for his approval
on this 12 day of March, 2015

ATTEST:
Victoria Ann Savage
Victoria Ann Savage, CMC
Clerk of Council

Raymond C. Somich
Raymond C. Somich
President of Council

Approved by the Mayor
March 12, 2015

Robert M. Weger
Robert M. Weger
Mayor