



ORDINANCE: 29 – 24

PASSED: July 23, 2024

AN ORDINANCE TO PROVIDE FOR A CONTRACTING PROCEDURE FOR RESIDENTIAL GARBAGE AND REFUSE COLLECTION SERVICES

WHEREAS, the current contract with Waste Management Company, a waste management company for residential garbage and refuse waste collection is set to expire on February 28, 2025; and,

WHEREAS, Council desires to waive competitive bidding and establish a specific contracting procedure for purposes of negotiating a proposal and entering into a contract for residential garbage and refuse waste collection; and,

WHEREAS, Council is empowered to enact ordinances for the waiver of competitive bidding in the awarding of contracts by Section 8.02(C) of the Charter; and,

WHEREAS, Council finds that it is in the best interest of the City of Obetz and its citizens that the contractor for collection of residential garbage and refuse waste be selected through a process of soliciting proposals and/or quotes, as determined by the City Administrator, and that the City Administrator further be empowered to negotiate with any or all of the firms submitting proposals and/or quotes to ensure that the contract provides for the most efficient, cost-effective and beneficial residential garbage and refuse waste collection services for the City of Obetz;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OBETZ, OHIO, THAT:

Section 1. Council hereby finds and declares that, as a “home rule” charter City, Obetz shall not be obligated to follow statutory procedures regarding contracting, including but not limited to Ohio Revised Code Section 731.141, 153.34, and other applicable sections within O.R.C. Chapter 153.

Section 2. Pursuant to Section 8.02(C) of the City Charter, City Council hereby determines it is in the best interest of the City to waive competitive bidding, and hereby waives competitive bidding, with regard to residential refuse collection and waste hauling services. Council further determines that such contract shall be awarded pursuant to a contracting method by which the City develops documents and criteria, the City requests or solicits initial proposals and/or quotes in a form to be determined by the City Administrator, the City Administrator and/or his designee(s) negotiate with any or all of the firms submitting proposals and/or quotes with respect to terms, conditions and other relevant factors with regard to residential refuse collection and waste hauling services, the City Administrator and/or his designee(s) undertake such background

investigations as deemed necessary to investigate such factors as the qualifications, responsibilities, responsiveness, experience, availability and past performance of any or all of the firms submitting proposals and/or quotes, and the City Administrator recommends to City Council a proposal and a contractor which is most beneficial and advantageous to the City.

Section 3. Upon receipt of the recommendation of the City Administrator, Council shall accept the proposal and award the contract for residential refuse collection and waste hauling services to the contractor which it ultimately determines to be the most beneficial and advantageous to the City; provided, however, that the City reserves the right to reject any and all proposals.

Section 4. The period covered by this contract shall be approximately five (5) years, from March 1, 2025 to December 31, 2029, with an option to renew the contract for another three (3) years.

Passed this 23 day of July, 2024.

ATTESTS:

Stacey Boumis
Stacey Boumis, Clerk

Angela M. Kirk
Angela M. Kirk, Mayor

~~Todd Gibbs~~
~~Todd Gibbs, Council President Pro Tem~~

APPROVED AS TO FORM

Eugene L. Hollins
Eugene L. Hollins, Esq., Law Director

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CERTIFICATION OF PUBLICATION

Pursuant to the City Charter, I, Stacey E. Boumis, Clerk of Council of the City of Obetz, Ohio, do hereby certify that Ordinance 29-24 was duly posted at 9:00AM (time) on the 25 day of July, 2024, at the Obetz Government Center, Obetz Athletic Club, and Obetz Community Center, as well as on the Obetz website.

Stacey Boumis
Stacey Boumis, Clerk

7/25/24
Date