

VILLAGE OF PENINSULA, OHIO
RESOLUTION NO.: 21-2012
INTRODUCED BY: Brian Schell
DATE PASSED: December 13, 2012

RESOLUTION TO AUTHORIZE EXTENSION OF AGREEMENT WITH REPUBLIC SERVICES OF OHIO HAULING, LLC, FOR WASTE AND RECYCLABLES COLLECTION AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Peninsula (the "Village") entered a Municipal Contract (the "Contract") with Republic Services of Ohio Hauling, LLC, on July 17, 2012, granting an exclusive franchise to Republic Services of Ohio Hauling, LLC ("Republic Services"), for collection of waste materials and recyclables for a period of one year;

WHEREAS, the Contract provides for the extension of the Contract for one to three year periods by providing written notice to the other party upon the same terms as the initial term except for pricing; and

WHEREAS the Village desires to extend the Contract for a period of one year.

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Peninsula, Summit County, Ohio, to wit:

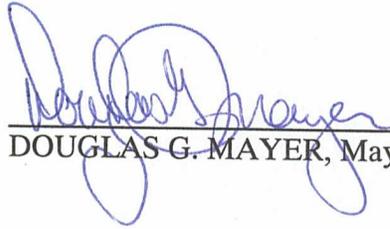
Section 1: Extension: The Mayor and Fiscal Officer are hereby authorized and directed to provide written notice to Republic Services of the Village's desire to extend the Contract for a one year period. The Mayor and Fiscal Officer are hereby authorized to take any further action and execute any documents necessary to extend the Contract for a one year period.

Section 2: Open Meeting: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3: Emergency: That this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, comfort, convenience and general welfare of the inhabitants. The extension of the Contract is necessary to ensure the citizens of the Village continue to receive waste and recyclable collection services and timely notice must be provided 180 days prior to the end of the term pursuant to the Contract terms. This Resolution has received the necessary number of votes to take effect and will be enforced from and after its passage at the earliest period allowed by law.

Section 4: Effective Date: This Resolution shall take effect on Dec. 13, 2012.

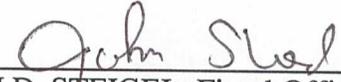
Passed:


DOUGLAS G. MAYER, Mayor

Attest:


JOHN D. STEIGEL, Fiscal Officer

I, JOHN D. STEIGEL, Fiscal Officer of the Village of Peninsula, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, State of Ohio, on the 13 day of Dec, 2012.

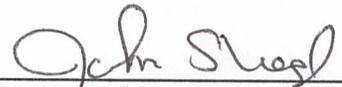

JOHN D. STEIGEL, Fiscal Officer

POSTING CERTIFICATE

I, JOHN D. STEIGEL, Fiscal Officer of the Village of Peninsula, Ohio, do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, State of Ohio, on the 13 day of Dec, 2012; that there is no newspaper published in said municipality, and that publication of the foregoing Resolution was made by posting true copies thereof at five of the most public places in said Village as heretofore determined by Council pursuant to Resolution No. 1884-1997, as follows:

1. Terry Lumber & Supply
2. Woodridge Intermediate School or Peninsula Quarry
3. Peninsula Library & Historical Society
4. Peninsula Village Hall Lobby
5. Peninsula Post Office

Each for a period of fifteen days commencing on the 20 day of Dec, 2012.


JOHN D. STEIGEL, Fiscal Officer