

**ORDINANCE 2021-26**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR TO SEEK BIDS FOR REFUSE COLLECTION AND CURBSIDE RECYCLING PROGRAM FOR THE VILLAGE OF COMMERCIAL POINT EFFECTIVE JANUARY 1, 2022 AND FOR THE VILLAGE ADMINISTRATOR TO PRESENT THE LOWEST AND BEST BID TO VILLAGE COUNCIL FOR COUNCIL'S CONSIDERATION, AND DECLARING AN EMERGENCY.**

**WHEREAS**, pursuant to Ohio Revised Code Section 731.141, the Village Council may authorize and direct the Village Administrator to seek bids for work under the Village Administrator's supervision that exceeds fifty thousand dollars (\$50,000) by advertisement for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the Village of Commercial Point or as otherwise provided by Ohio Revised Code Section 7.16, and after publicly opening and reading the bids received at the time, date, and place as specified in the advertisements to bidders or specifications; and

**WHEREAS**, the Village Council is authorized under Ohio Revised Code Section 731.141 to retain the authority to award or not award a contract to the lowest and best bidder after the receipt and public reading of such bids; and

**WHEREAS**, the Village of Commercial Point is authorized to provide for the collection and disposition of refuse pursuant to Ohio Revised Code Section 715.43; and

**WHEREAS**, the current refuse collection and curbside recycling program contract is set to expire on December 31, 2021; and

**WHEREAS**, the Village Council wishes to continue providing for refuse collection and curbside recycling for the residents of the Village of Commercial Point beginning January 1, 2022 and thereafter; and

**WHEREAS**, the Village Council wishes to require all residents to partake in weekly refuse collection, require all new residents on or after January 1, 2022 to participate in weekly curbside recycling, and to allow current residents the choice to opt-in to the weekly curbside recycling program but not require current residents to partake in curbside recycling; and

**WHEREAS**, the Village Council wishes to authorize and direct the Village Administrator to seek bids, in accordance with Ohio Revised Code Section 731.141, to complete the Village Refuse Collection and Curbside Recycling Program to begin January 1, 2022 and then to present to Village Council the lowest and best bid for Council's consideration.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, PICKAWAY COUNTY, OHIO THAT:**

**Section 1. Placing Refuse Collection and Curbside Recycling Program Out to Bid.** The Village Administrator is hereby authorized and directed, in accordance with Ohio Revised Code Section 731.141, to seek contract bids for the Refuse Collection and Curbside Recycling Program that address the specifications described in Section 2 of this Ordinance.

**Section 2. Bid Specifications.** The Village Administrator is hereby authorized and directed to place the Refuse Collection and Curbside Recycling Program out to bid with the following specifications in the bid packet requesting each bidder to submit a bid that addresses the costs of each of the following:

- (a) Weekly curbside recycling; and
- (b) Weekly refuse collection; and
- (c) Refuse collection with curbside recycling as an opt-in option for current residents, and refuse collection and required curbside recycling for all new residents on or after January 1, 2022; and

For purposes of this Section, "new residents" means all residents who move into the Village of Commercial Point on or after January 1, 2022, regardless of whether such residents move into residences constructed before or after January 1, 2022.

The bid specifications shall provide that the Village Council retains the ultimate authority and discretion to award the contract for the Refuse Collection and Curbside Recycling Program after bids are received and read publicly. The specifications shall also provide that the Village Council retains the authority and discretion to decline to award