

RESOLUTION NO. 2025-06

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A NEW CONTRACT FOR THE COLLECTION, TRANSPORTATION AND DISPOSAL OF RESIDENTIAL SOLID WASTE WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF ANTWERP, OHIO WITH REAL WASTE DISPOSAL, LLC AND DECLARING THE SAME AN EMERGENCY

WHEREAS, the Village of Antwerp's contract for Collection, Transportation and Disposal of Residential Solid Waste Within the Corporate Limits of the Village of Antwerp, Ohio with Real Waste Disposal, LLC, originally entered into by the Village on March 16th, 2020, extended by the Village Council for subsequent one (1) year periods in 2021, 2022, 2023 and 2024, will come to an end on March 31st, 2025; and

WHEREAS, the Council of the Village of Antwerp, Ohio desires to enter into a new contract for Collection, Transportation and Disposal of Residential Solid Waste Within the Corporate Limits of the Village of Antwerp, Ohio with Real Waste Disposal, LLC for the period beginning April 1st, 2025, and ending March 31st, 2026, at a rate of Sixty-Eight Thousand Two Hundred Eighty-six and 00/100 dollars (\$68,286.00) for said one (1) year period; and

WHEREAS, the said new contract will provide for four (4) one (1) year extensions at the sole option of the Village; and

WHEREAS, according to Ohio Revised Code Sections 731.141 and 9.17, the Village is only required to put contracts for services out to public bid if they are in excess of Seventy-Seven Thousand Two Hundred Fifty and 00/100 dollars (\$77,250.00); and

WHEREAS, because said new contract with Real Waste Disposal, LLC is for an amount less than the amount which triggers the public bid requirements of Ohio Revised Code Sections 731.141 and 9.17, said contract is not required to be put to public bid by the Village; and

WHEREAS, the Council of the Village of Antwerp, Ohio wishes to authorize the Village Administrator to enter into said contract with Real Waste Disposal, LLC; and

WHEREAS, execution of the contract for Collection, Transportation and Disposal of Residential Solid Waste Within the Corporate Limits of the Village of Antwerp, Ohio with Real Waste Disposal, LLC is necessary for the immediate preservation of the public peace, property, health, safety, and welfare of the Village of Antwerp, Ohio and therefore this Resolution is deemed to be an emergency for the reason that, without said contract, waste collection, transportation and disposal will cease on March 31st, 2025.

NOW THEREFORE, BE IT RESOLVED BY A MINIMUM OF A THREE-FOURTHS VOTE by the Council of the Village of Antwerp, Paulding County, Ohio:

Section 1. That the rules requiring three readings of any ordinance or resolution prior to its passage by a minimum of the majority of the council are hereby suspended pursuant to Ohio Revised Code Section 705.15.

Section 2. That the Council of the Village of Antwerp, Ohio hereby authorizes the Village Administrator to enter into a new contract for Collection, Transportation and Disposal of Residential Solid

Waste Within the Corporate Limits of the Village of Antwerp, Ohio with Real Waste Disposal, LLC for a period of one (1) year beginning April 1st, 2025 and ending March 31st, 2026, including four (4) one (1) year extension options, the exercise of which shall be at the sole discretion of the Council of the Village of Antwerp, Ohio.

Section 3. That the Council of the Village of Antwerp, Ohio expressly reserves the sole discretion to either extend the agreement with Real Waste Disposal, LLC for four (4) consecutive one (1) year periods or choose not to renew after any one (1) year period detailed in the contract, with notice of any such decision not to renew the contract due to Real Waste Disposal, LLC prior to ninety (90) days before the then current contract period is set to expire.

Section 4. It is found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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.

Section 5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, and welfare of the Village of Antwerp, Ohio and for the further reason that failure to enter into a new agreement for Collection, Transportation and Disposal of Residential Solid Waste Within the Corporate Limits of the Village of Antwerp, Ohio prior to March 31st, 2025 will result in waste collection, transportation and disposal in the Village of Antwerp, Ohio ceasing on March 31st, 2025, and provided it receives the affirmative vote of at least three-fourths of the members of this Council, the Resolution shall take effect and be in force immediately upon its adoption by this Council or otherwise it shall take effect and be in force after the earliest period allow by law.

Date 2/18/25



Jan Reeb, Mayor of the Village of Antwerp

Attest:



Kevin Hornish, Fiscal Officer