

**VILLAGE OF OTTOVILLE, OHIO**

**RESOLUTION NO. 2017-02**

**A RESOLUTION GRANTING A FRANCHISE FOR THE COLLECTION OF GARBAGE, TRASH, RUBBISH, AND REFUSE FROM THE RESIDENTIAL AND COMMERCIAL AREAS OF THE VILLAGE OF OTTOVILLE**

WHEREAS, on the 21st day of December, 2016, the Council of the Village of Ottoville, Ohio, accepted the quote of Ryan Lassiter dba REAL Waste Disposal, LLC, for the collection of garbage, trash, rubbish, and refuse from residential and commercial users of the Village of Ottoville, Ohio, for a term to run from the date of the November 23, 2016 until November 23, 2019; and

WHEREAS, it is the desire of the Village of Ottoville, Ohio, to grant an exclusive franchise to said Ryan Lassiter dba REAL Waste Disposal, LLC, under certain terms and conditions.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF OTTOVILLE, STATE, OHIO, or two-thirds (2/3) concurring thereto:

SECTION 1. Ryan Lassiter dba REAL Waste Disposal, LLC shall be and is hereby granted an exclusive franchise to collect garbage, trash, refuse, and rubbish within the Village of Ottoville, Ohio, for a period of three (3) years commencing on the 23<sup>rd</sup> day of November, 2016, and ending the 23<sup>rd</sup> day of November, 2019. Ryan Lassiter dba REAL Waste Disposal, LLC shall apply for a permit allowing Ryan Lassiter dba REAL Waste Disposal, LLC to proceed with the collection of garbage, trash, rubbish, and refuse from Ottoville, Ohio.

SECTION 2. All trash, garbage, refuse, and rubbish shall be removed by Ryan Lassiter dba REAL Waste Disposal, LLC from all homes, apartments, multi-unit dwellings and/or residential trailers within the boundaries of the Village of Ottoville, Ohio, at least once a week, unless the occupant, owner, lessee, or person in charge refused to accept said services. Service on Monday, Wednesday and Friday of each week is required for Ottoville Local Schools. Refuse hauler must supply commercial dumpsters and provide emergency pickup as needed, including Immaculate Conception Church Fair, Ottoville Park Carnival, and other special events within the Village.

SECTION 3. Within thirty (30) day after the granting of the franchise, Ryan Lassiter dba REAL Waste Disposal, LLC shall publish a pickup schedule showing on what days each street and section of the municipality shall be serviced. This schedule shall also be furnished to the Fiscal Officer of the Village of Ottoville, Ohio, for display within the municipal building.

apartment unit of a multi-dwelling, and each trailer serviced under this contract, and further agrees to bill each occupant, owner, lessee, or person in charge at regular intervals, and further agrees to establish to the satisfaction of the Village Fiscal Officer a billing system for the collection of same. The above rate shall be for not more than two containers per week, and the rates for additional service shall be by agreement between Ryan Lassiter dba REAL Waste Disposal, LLC and the customer. Rates may be negotiated between Council of the Village of Ottoville and Ryan Lassiter dba REAL Waste Disposal, LLC during the term or any extension hereof if landfill rates and /or labor rates potentially warrant such an increase.

SECTION 11. Ryan Lassiter dba REAL Waste Disposal, LLC will charge \$45.00 for 2 yard, \$65.00 for 3 yard, \$85.00 for 4 yard \$115.00 for 6 yard per month, for all commercial service to be picked up once per week. Biweekly pick up must be made available. Service on Monday, Wednesday and Friday of each week is required for Ottoville Local Schools. Ryan Lassiter dba REAL Waste Disposal, LLC further agrees to bill each commercial establishment at regular intervals and further agrees to establish to the satisfaction of the Village Fiscal Officer a billing system of the collection of same.

SECTION 12. Ryan Lassiter dba REAL Waste Disposal, LLC shall permit the Fiscal Officer of the Village to inspect his books, concerning services performed in the Village, at any time during regular business hours.

SECTION 13. Ryan Lassiter dba REAL Waste Disposal, LLC shall establish a local business address and telephone number, which shall be in operation a minimum of four (4) hours per day, to answer inquiries regarding the services rendered.

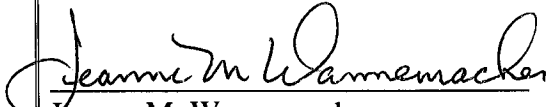
SECTION 14. If at any time, in the opinion of the Council of the Village of Ottoville, Ohio, Ryan Lassiter dba REAL Waste Disposal, LLC fails to perform in accordance with this contract, the Council of the Village of Ottoville may cancel this franchise by giving written notice to Ryan Lassiter dba REAL Waste Disposal, LLC and said cancellation shall take effect thirty (30) days after notification is mailed by the Village Fiscal Officer.

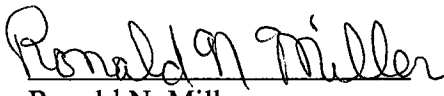
SECTION 15. A violation of this resolution shall constitute a misdemeanor of the fourth degree, punishable by a fine of up to \$250.00 and jail time of no more than 30 days. For each offense, each subsequent offence shall be a misdemeanor of the third degree, punishable by up to 60 days in jail and a fine not to exceed \$500.00.

Dated: 1/5/17

ATTEST:

APPROVED:

  
Jeanne M. Wannemacher,  
Fiscal Officer for the Village of Ottoville

  
Ronald N. Miller,  
Mayor for the Village of Ottoville