

ORDINANCE NO. 122-25

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ADDENDUM TO THE CURRENT MEMORANDUM OF UNDERSTANDING WITH BROWNING-FERRIS INDUSTRIES OF OHIO, INC. (BFIO), (dba REPUBLIC SERVICES, INC.) TO INCLUDE ADDITIONAL CART SERVICES AND RATES FOR RESIDENTS FROM JANUARY 1, 2026 THROUGH DECEMBER 31, 2030 AND DECLARING AN EMERGENCY

WHEREAS, on November 24, 2025, Avon City Council passed Ordinance No. 109-25 authorizing the Mayor to execute a Memorandum of Understanding (MOU) with Republic Services, Inc.; and

WHEREAS, after passage of Ordinance 109-25, it was discovered that the topic of additional cart availability for residents was never addressed nor discussed in the MOU.

WHEREAS, some residents request and require additional cart services and the rates shown on the Addendum to the MOU between Browning-Ferris Industries of Ohio, Inc. (BFIO), (dba Republic Services, Inc.), and the City of Avon, Ohio, should be included in the 11/24/25 MOU; and

WHEREAS, Council finds that executing the Addendum and addressing the need for additional cart services as requested will ensure uniformity in pricing and be in the best interests of the health, safety, and welfare of the citizens of Avon.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 – That the Mayor is hereby authorized to execute an Addendum to the Memorandum of Understanding passed in Ordinance No. 109-25 (November 24, 2025) with Browning-Ferris Industries of Ohio, Inc. (BFIO), (dba Republic Services, Inc.), which is set forth in [Exhibit A](#) and incorporated herein by this reference, to include the pricing for additional cart services.

Section 2 – That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Resolution were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 – That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety, and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to execute an Addendum to the November 24, 2025 MOU with Browning-Ferris Industries of Ohio, Inc. (BFIO), (dba Republic Services, Inc.), to include the pricing for additional cart services before the start of new pricing in January of 2026; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

BY: _____
Brian Fischer, President of Council

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks, Clerk of Council

POSTED: _____
Electronically and at City Hall as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director