

**VILLAGE OF SOUTH LEBANON, OHIO
RESOLUTION NO. 2019-27**

A RESOLUTION APPROVING AND AUTHORIZING MAYOR AND FISCAL OFFICER TO EXECUTE AMENDMENT #1 TO AGREEMENT WITH RUMPKE OF OHIO, INC. FOR SOLID WASTE COLLECTION AND CURBSIDE RECYCLING IN THE VILLAGE OF SOUTH LEBANON, AND DECLARING AN EMERGENCY

WHEREAS, on July 5th, 2018, the Village Council passed Resolution No. 2018-38 and entered into an agreement with Rumpke of Ohio, Inc. for the solid waste collection and curbside recycling for a five-year period beginning September 1, 2018 and,

WHEREAS, per Ohio House Bill 62, the Ohio gasoline tax will be increased by 10.5 cents per gallon and 19 cents per gallon for diesel fuel, effective July 1, 2019; and,

WHEREAS, Rumpke of Ohio, Inc. has submitted a contract addendum requesting an increase of \$0.09 per unit per month for the remainder of the contract term; and

WHEREAS, immediate action is required to approve said amendment prior to the July 1, 2019, effective date of said tax increase and such action is necessary in order to preserve the public peace, health, safety or welfare of the Village.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of South Lebanon, at least two-thirds of all members elected thereto concurring:

Section 1. Approve Amendment #1 with Rumpke of Ohio, Inc., a copy of which is attached hereto, and further authorize the Mayor and Fiscal Officer to execute an Amendment on behalf of the Village.

Section 2. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

Section 3. That this Resolution is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and, this Resolution shall be in full force and effective immediately upon its passage.

Section 4. That it is found and determined that all formal actions of the Council concerning and relating to passing this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted this 20th day of June, 2019.

Attest: Nicole Armstrong James D. Smith
Nicole Armstrong, Fiscal Officer/Clerk James D. Smith, Mayor

Rules Suspended: / /2019 (if applicable)	Effective Date – / /2019
Vote - <u>6</u> Yeas ___ Nays	
First Reading – / /2019	Effective Date – / /2019
Second Reading – / /2019	
Third Reading – / /2019	
Vote - ___ Yeas ___ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON
VILLAGE SOLICITOR
SOUTH LEBANON, OHIO

By: [Signature]
Date: 6/20/19



Waste & Recycling Services

3990 Generation Drive, Cincinnati, OH 45251
Phone: 1-800-828-8171 Fax: 513-851-2057



May 29, 2019

Mr. Jerry Haddix
Village of South Lebanon
99 N. High St
South Lebanon, OH 45065

Dear Mr. Haddix

Thank you for partnering with Rumpke to provide residential trash and recycling collection in your community. We're writing to inform you of recent legislation affecting the residential collection services Rumpke provides. We hope to explain its application to your agreement with Rumpke and answer any questions you may have. Your calls and communication are welcome should further information be needed.

About the Gas Tax

As you may know, the State of Ohio recently passed a new gas tax. Signed in early April 2019, the 2019 Ohio Transportation Budget Bill requires Ohio drivers to pay an additional tax of 10.5-cents per gallon of gas and 19-cents per gallon of diesel fuel, beginning July 1, 2019.

While the tax is outside our control, we still want residents to receive the level of service they've always enjoyed. To continually deliver reliable service to our communities, we realize the adjustment must be reflected in our rates. Fortunately, the impact on the monthly price for each residence will be minimal.

How Rumpke Arrived at the Adjustment

To deliver the increase fairly and accurately, we reviewed the equipment, routing and other resources required to service each customer. From there, we identified the average productivity per hour for each stop receiving residential service and multiplied it by the tax impact per truck hour. This provided the tax impact per yard, from which we determined the average impact per stop. Using this formula, the expense amounts to a few cents per month per stop.

Included with this letter is an addendum detailing and permitting the adjusted pricing, which we respectfully ask for before July 1, 2019. As you review the document, please feel free to contact your regional municipal and public sector representative, Dean Ferrier at 513-741-5273, to share questions or for clarification.

We appreciate your partnership as well as your assistance. Making minor adjustments commensurate with costs allows Rumpke to offer reliable, safe and professional service consistently while upholding high standards for customer service, quality and compliance.

Thank you for the opportunity to explain the recent changes and we look forward to serving you for many years to come.

Respectfully,
Rumpke of Ohio, Inc.

AMENDMENT TO CONTRACT

This document serves to amend the contract dated **September 1, 2018**, between **Village of South Lebanon, Ohio** and **Rumpke of Ohio, Inc.**

IT IS HEREBY AGREED AS FOLLOWS:

Effective July 1, 2019 through **August 31, 2023**, an additional **\$0.09** per unit per month will be applied to the monthly unit price provided by Rumpke for each year of the current contract and any additional option year(s) entered by the parties. This is derived from the 2019 Ohio Transportation Budget Bill that includes an increased tax beginning July 1, 2019.

All other terms and conditions of the original contract dated **September 1, 2018**, shall remain unchanged.

Village of South Lebanon, OHIO

RUMPKE OF OHIO, INC.



Title: James D. Smith, Mayor

William J. Rumpke, Jr. President

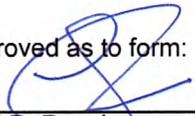
Witness

Witness

Date

Date

Approved as to form:



Paul R. Revelson
Village Solicitor

