

ORDINANCE NO. 2022-14

AN ORDINANCE ESTABLISHING THE SERVICE, RATES AND CHARGES FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE, TRASH AND GARBAGE WITHIN THE CITY OF LEBANON, INDIANA

WHEREAS, the City of Lebanon, Indiana (the "City") is a duly formed municipal corporation governed by its City Council ("Council");

WHEREAS, the Council finds that by contracting for residential garbage and rubbish removal on a City-wide basis, the City may provide for better City-wide rates, provide for and encourage residential recycling, and otherwise benefit the general health and welfare of residents within the City;

WHEREAS, the City, by using one trash collection service for the residents of the City, provides substantial savings to its citizens compared to each resident having to contract with private trash haulers;

WHEREAS, Indiana Code 36-9-23-25(d)(8) authorizes the Common Council to establish a fee to pay the cost of the City to collect and dispose of garbage and other trash in a sanitary manner and to collect said cost as part of the charges collected by the City's sewage, water and or electric works;

WHEREAS, the Common Council believes that it is fair and equitable to impose a fee to pay the costs of trash collection services provided to City residents;

WHEREAS, pursuant to Indiana law, the City solicited and received bids to provide trash collection services for City residents through its Board of Public Works and Safety ("Board of Works");

WHEREAS, Ray's Trash Service, Inc. ("Ray's") was the lowest, responsive, responsible bidder and the Board of Works awarded the contract for trash collection for 2022- 2027.

WHEREAS, in order to provide a procedure for collection of the monthly trash collection costs from all residents who are provided trash collection services by the City, it is necessary to enter into this Ordinance 2022-14 to include all of the terms of this Ordinance.

NOW THEREFORE, BE IT ORDAINED, BY THE COMMON COUNCIL, CITY OF LEBANON, BOONE COUNTY INDIANA AS FOLLOWS:

Section 1. The foregoing recitals are incorporated herein by reference.

Section 2. Chapter 51 of the Municipal Code of the City of Lebanon is amended as set forth in **Exhibit A**, attached hereto and incorporated herein.

Section 3. All other ordinances or provisions thereof not specifically changed shall remain in full force and effect.

Section 4. If any portion of this Ordinance is for any reason declared to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance so long as enforcement of the same can be given the same effect.

Section 5. This ordinance is and shall be effective as of the date of passage and upon notice provided pursuant to Indiana law.

Section 6. The rates and charges set out herein shall become effective on July 1, 2022.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

ALL OF WHICH IS ORDAINED THIS 13 DAY OF June 2022.

LEBANON CITY COUNCIL

<u>Voting For</u>	<u>Voting Against</u>	<u>Abstain</u>
<u>Keith Campbell</u> Keith Campbell	_____ Keith Campbell	_____ Keith Campbell
<u>John D. Copeland</u> John Copeland	_____ John Copeland	_____ John Copeland
<u>Morris Jones</u> Morris Jones	_____ Morris Jones	_____ Morris Jones
<u>Mike Kincaid</u> Mike Kincaid	_____ Mike Kincaid	_____ Mike Kincaid
<u>Sierra Messenger</u> Sierra Messenger	_____ Sierra Messenger	_____ Sierra Messenger
<u>Dick Robertson</u> Dick Robertson	_____ Dick Robertson	_____ Dick Robertson
<u>Brent Wheat</u> Brent Wheat	_____ Brent Wheat	_____ Brent Wheat

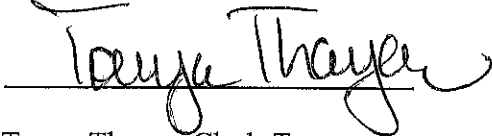
ATTEST:

Tonya Thayer

Tonya Thayer, Clerk Treasurer

I hereby certify that ORDINANCE No. 2022-14 was delivered to the Mayor of Lebanon

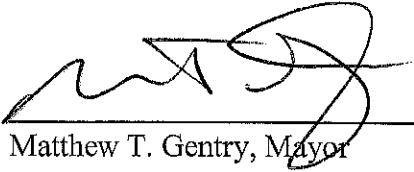
on the 13 day of June, 2022, at 8:12pm.



Tonya Thayer, Clerk-Treasurer

I hereby APPROVE ORDINANCE No. 2022-14

this 13 day of June, 2022.



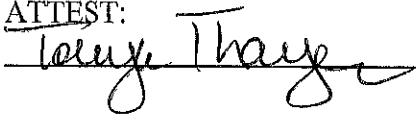
Matthew T. Gentry, Mayor

I hereby VETO ORDINANCE No. 2022-14

this _____ day of _____, 2022.

Matthew T. Gentry, Mayor

ATTEST:



Tonya Thayer, Clerk Treasurer

SCHEDULE A

City of Lebanon

User Fee for Solid Waste and Recycling Service

Section A. Monthly Service Fee – Residential Solid Waste Service

Monthly Service Fee per Residential Unit:

Year 1 - \$12.30 (\$13.05 with admin fee)
Year 2 - \$12.50 (\$13.25 with admin fee)
Year 3 - \$12.70 (\$13.45 with admin fee)
Year 4 - \$12.92 (\$13.67 with admin fee)
Year 5 - \$13.17 (\$13.92 with admin fee)

Section B. Monthly Service Fee – Optional Residential Recycling

Monthly Service Fee per Residential Unit:

Year 1 - \$4.60 (\$5.35 with admin fee)
Year 2 - \$4.75 (\$5.50 with admin fee)
Year 3 - \$4.90 (\$5.65 with admin fee)
Year 4 - \$5.10 (\$5.85 with admin fee)
Year 5 - \$5.25 (\$6.00 with admin fee)

Section C. Other Charges. In addition to the fees set forth above, all Customers/Users (and owners of Residential Units) located within the Town shall be billed the following rates and charges when deemed appropriate.

Section B.1. Administrative Fee. All Customers shall be subject to a monthly administrative fee to recoup administrative costs associated with management and billing in the amount of \$0.75 per month per service.

Section B.2. Container Charge. The cost of any replacement Containers that arise out of Residential Unit negligence, plus applicable delivery fee, will be charged to the Customer.

Section B.3. Overage Bags. Customers shall pay for each Overage Bag, which may be purchased from the Contractor based on the following schedule:

Fee per Residential Unit Overage Bag:

Year 1 - \$2.00

Year 2 - \$2.00

Year 3 - \$2.25

Year 4 - \$2.25

Year 5 - \$2.50

Section B.4. Bulky Waste. Customers shall pay for each item of additional Bulky Waste the Customer requests be removed in excess of one item per month. Additional Bulky Waste removal may be purchased from the Contractor based on the following schedule:

Fee per Residential Unit per Additional Bulky Waste Removal:

Year 1 - \$30.00

Year 2 - \$31.00

Year 3 - \$32.00

Year 4 - \$33.00

Year 5 - \$34.00