

**MEMORANDUM OF UNDERSTANDING BETWEEN REPUBLIC SERVICES INC.
AND THE CITY OF AVON, LORAIN COUNTY, OHIO FOR THE
COLLECTION AND DISPOSAL OF SOLID WASTE, RECYCLABLE MATERIAL
COLLECTION/PROCESSING, YARD WASTE COLLECTION AND BULK PICK-UP**

Beginning May 1, 2019 and continuing through April 30, 2024, curbside solid waste collection and disposal, recyclable material collection/processing, yard waste collection and bulk pick-up services will continue to be provided to all City of Avon residents who contract with Republic Services, Inc. Republic Services, Inc. provides a ninety-six (96) or sixty-four (64) gallon automated refuse cart to their residential customers. Republic Services, Inc. supplies thirty-two (32) gallon automated refuse carts for residents of certain apartment and condominium developments. All automated carts are and will remain the property of Republic Services, Inc.

With the exception of BULK WEEK, Republic Services, Inc. will only remove refuse and recyclables contained within the automated refuse and recycling carts (with the lid closed). Republic Services, Inc. will collect bulk items from individual households during the designated bulk week pick-up (see attached calendar, Exhibit B). Bulk items include, but are not limited to, washers, dryers, household furniture, carpeting, window air conditioning units, freezers, refrigerators, dehumidifiers, etc. (Freon must be removed from appliances prior to placing them at the curb.) Republic Services, Inc. also collects additional residential refuse during BULK WEEK. Each household will be allowed to place up to three (3) thirty-two gallon containers or as many as six (6) large trash bags at the curb next to their automated refuse cart for removal of trash that cannot be accommodated by said cart. If a refuse cart is not adequate to contain the volume of residential waste generated by a household, and BULK WEEK is not a viable option for that residence for any reason, the resident may make arrangements with the Hauler for removal of additional refuse by calling Republic Services, Inc. at (440) 458-5191.

There is a large container, clearly marked for collection of recyclables, in the Avon City Hall parking lot, located at 36080 Chester Road. This container is for use by Avon residents who do not have access to curbside service. Residents will be able to recycle the same materials in this container as those with residential curbside service.

Recyclable materials for collection by Republic Services, Inc. include: plastic nos. 1 through 7, aseptic containers (sterile, sealed containers, such as milk cartons & juice boxes), aluminum cans, bi-metal cans, glass bottles and jars, telephone books, newspapers, magazines, catalogues, junk mail, cardboard and paperboard and all office/school paper. Recyclables do not have to be separated according to material type. All food and beverage containers must be rinsed prior to placing them in an automated cart or in the recycling container at City Hall. If materials are bagged before being placed in a recycling container, the bags must be blue or clear.

Weather permitting, beginning the week of April 15 through November 30, Republic Services, Inc. will collect residential yard waste on the same day of the week as residents' usual curbside service. Yard waste must be placed at the curb in brown paper bags specifically designed for composting,

or loose in cans of the same type as a trash can, clearly marked "YARD WASTE" and must be of a manageable weight. Plastic bags, duct tape or any material that will not compost will not be collected.

Residential curbside service will be one day later than the regular day of service after these holidays: New Year's Day, Memorial Day, the 4th of July, Labor Day, Thanksgiving Day and Christmas Day.

It is understood that Avon residents contract individually for refuse removal and there is no additional charge to the resident for BULK WEEK or for the removal of yard waste. **Republic Services will provide written notice to the Mayor and City Council of any proposed governmental fee increases to be incurred for disposal or processing of Solid Waste or Recycling Materials at least Sixty (60) days prior to any implementation of the rate increases for residential curbside refuse service.**

Republic shall save, indemnify and hold all the City of Avon and each resident it contracts with harmless from and against any liabilities, claims, demands, causes of action, penalties, judgments, forfeitures, liens, suits, costs and expenses whatsoever and the cost and expenses incident thereto which any indemnitee may hereafter incur, become responsible for, or pay out for or resulting from contamination of or adverse effects on the environment, or any violation of governmental laws, regulations or orders in each case, to the extent caused by Republic's negligent, reckless or willful misconduct relating to this MOU. The indemnitee shall promptly notify Republic of any assertion of any claim against it for which it is entitled to be indemnified, shall give Republic the opportunity to defend such claim and shall not settle such claim without the approval of Republic. This section shall survive early termination or expiration of this MOU.

Any breach of the terms of this Memorandum of Understanding and/or the Exhibits attached hereto and incorporated herein by this reference by Republic can, at the City's option, be grounds to terminate this MOU.

CITY OF AVON, OHIO

REPUBLIC SERVICES, INC.

Bryan K. Jensen
Mayor, City of Avon

Richard Brogan
General Manager