

BILL NO. 13-018

ORDINANCE NO. 4644

FIRST READING 8.6.2013

SECOND READING 8.20.2013

AN ORDINANCE CREATING CHAPTER 27, ARTICLE III, OF THE CODE OF THE CITY OF HANNIBAL, ADOPTED JANUARY 19, 1988, AND EFFECTIVE JANUARY 19, 1988 RELATIVE TO RECYCLING

WHEREAS, the City Council finds that concerns for the environment are paramount to improve the quality of life of the Citizens of Hannibal, and that key to this issue is the accumulation of recyclable waste in our landfills and in and around the City of Hannibal, and

WHEREAS, the recycling of resources benefits the citizens of Hannibal in the short run, by reducing the amount of material being placed in landfills, thereby keeping down the costs of landfill, and further in the long run by keeping down the costs of replacing scarce resources.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HANNIBAL, MISSOURI

SECTION ONE: That the Ordinances of the City of Hannibal, Chapter 27, is hereby amended to include the following Article as set out herein:

ARTICLE III. RECYCLING

Sec. 27-101. Funding

The City Recycling Program shall be funded by a fee which shall be in the amount as approved by the voters of the City of Hannibal.

1. The collection of said fee shall be under the supervision and control of the Board of Public Works, and shall be collected on each utility bill issued by the City of Hannibal Board of Public Works for service provided within the City Limits of Hannibal, Missouri.

2. The Board of Public works shall promulgate such rules, policies and regulations, as they deem appropriate in the implementation and billing of such fee. Such authority may include termination of utility services for failure to pay the said fee.

3. The Board of Public works shall not charge more than \$.10 per account for administration and processing, and the remainder of all funds collected shall be paid to the provider of services on a monthly basis.

Sec 27-102. Service.

1. Recycling Services for recyclable materials shall be provided by a third party provider. Upon termination of the then current contract, the City shall solicit sealed bids to enter into a contract to provide recycling services for such contract period as the City shall deem appropriate, which contract may be renewable at the City's option. To each interested bidder, the City shall provide a copy of its then current guidelines regarding Recycling Service. Any bid which does not meet the City's Guidelines, shall be rejected. Staff shall analyze each bid, and shall submit a recommendation to the Council. It being the policy of the City of Hannibal to encourage the employment of workers with disabilities, a preference shall be given to those entities which provide meaningful, productive employment for people with disabilities. Factors which shall be considered in awarding the contract shall include but not be limited to:

- a. employment of workers with disabilities
- b. price
- c. number of pickup locations offered.
- d. number of pickups on a monthly basis
- e. types of materials to be picked up

2. The winning bidder shall be required to enter into a written contract which shall include a requirement that they will comply with the Guidelines of the City of Hannibal Recycling Program.

3. The City may at its option offer recycling services for other items, including yard waste. Such services may be offered directly by the City or by a third party provider at the discretion of the City.

Sec 27-103. Guidelines

1. City staff at such intervals as they deem necessary shall promulgate guidelines of the City Recycling Program. Such guidelines shall include, but not be limited to:

- a. types of recyclable materials which must be accepted by the provider.
- b. minimum number of collection locations to be maintained.
- c. minimum number of pickups to be made on a monthly basis by the provider.
- d. required features of drop-off facilities.
- e. required maintenance of drop-off facilities.
- f. required contractual provisions including notice deadlines, compliance deadlines and terms of termination.

2. The guidelines of the City Recycling Program shall be printed and shall be made accessible to the Citizens of the City of Hannibal in either paper form for review at City Hall, or in web accessible format.

Sec 27-104. Termination of the contract.

The city's contract with the third party service provider may be terminated for any of the following causes:

1. Violation of the then current guidelines of the City of Hannibal Recycling Program by the service provider. Termination shall be upon no less than fifteen days written notice.
2. Failure to provide services for a period of 15 or more days. Termination shall be upon no less than fifteen days written notice.
3. Failure of the voters to approve the recycling fee. Termination shall be effective immediately upon written notice.
4. Upon 60 days prior written notice by either party.

Sect 27-105. Placing of unauthorized materials at the recycling collection point(s).

Any person who shall dump or otherwise deposit or cause, permit, suffer or allow the depositing of any unauthorized material, including but not limited to, garbage, rubbish, yard waste, litter, or any material which may be recyclable but is not accepted by the City Recycling Program at, on or in the premises of any recycling collection point is guilty of illegal dumping as defined and set out in this chapter.

SECTION TWO: It hereby is declared to be the intention of the City Council that each and every part, portion and sub-portion of this Ordinance shall be separate and severable from each and every other part, portion or sub-portion hereof and that the City Council intends to adopt each said part, portion or sub-portion separately and independently of any other part, portion or sub-portion. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, portions and sub-portions shall be and remain in full force and effect.

SECTION THREE: All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

SECTION FOUR: That this Ordinance shall be in full force and effect from and after its passage and approval.

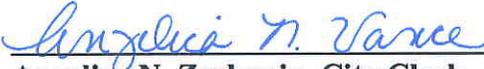
Adopted this 20th day of August, 2013.

Approved this 20th day of August, 2013



Roy G. Hark, Mayor

ATTEST:



Angelica N. Zerbonia, City Clerk