

**ORDINANCE NO. 20-176**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A THREE (3) YEAR AGREEMENT WITH GARNER SANITATION SERVICE INC. OF SANDUSKY, OHIO, FOR THE RENTAL AND SERVICE OF PORTABLE RESTROOMS IN CITY PARKS; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, the City issued a Request for Proposals (RFP) on October 8, 2020, to provide and service ADA accessible portable restrooms at specific park locations and the only proposal received was from Garner Sanitation Service Inc., of Sandusky, Ohio, and it was determined to be the lowest and best proposal; and

**WHEREAS**, the cost of services per year is \$16,992.25 for a total cost of \$50,976.75 and will be paid with General Funds and Recreation Funds which have been proportionately budgeted for and available in the respective departments; and

**WHEREAS**, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to execute the agreement immediately as service is to begin on January 1, 2021; and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is authorized and directed to enter into a three (3) year agreement with Garner Sanitation Service Inc., for the rental and service of portable restrooms in City parks in the amount of \$16,992.25 per year for a total amount **not to exceed** Fifty Thousand Nine Hundred Seventy Six and 75/100 Dollars (\$50,976.75), consistent with the proposal submitted by Garner Sanitation Service Inc., a copy of which is marked Exhibit "A" and attached to this Ordinance.

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal

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actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



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RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST:

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MCKENZIE E. SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: November 23, 2020

2021 City of Sandusky Parks Portable Restroom Contract

Parks	type	qty	start	stop	Rate	Periods	Extra					
						Rent	Cleans					
Kiwanis	R	1	3/20/2021	11/15/2021	79.5	8	32	636	800	1436		
Wightman-Weiber	h/c	1	5/1/2021	10/18/2021	135	5.5	20	742.5	500	1242.5		
Jatcee South	R	1	3/20/2021	10/18/2021	79.5	7	28	556.5	700	1256.5		
Sprau	R	1	5/1/2021	8/31/2021	79.5	4	16	318	400	718		
Huron Park/Splash	H/C	1	5/1/2021	9/20/2021	135	4.5	16	607.5	400	1007.5		
Washington Pier	H/C	1	5/1/2021	11/15/2021	135	6.5	24	877.5	600	1477.5		
Amvets	R	1	5/1/2021	8/31/2021	79.5	4	16	318	400	718		
Washington Park	H/C	1	6/1/2021	9/20/2021	135	3.5	12	472.5	300	772.5		
Mills Golf	R	1	4/1/2021	11/15/2021	79.5	7.5	26	596.25	650	1246.25		
Oakland Cemetary	H/C	1	5/29/2021	6/1/2021	100	1		100	0	100		
Sandusky Bay Pav	H/C	1	5/1/2021	11/1/2021	duplicate							
Big Island Canoe	H/C	1	4/1/2021	11/15/2021	135	7.5	26	1012.5	650	1662.5		
Shelby St Boat	H/C	1	3/20/2021	5/10/2021	135	2	8	270	200	470		
Dorn Park	H/C	1	3/20/2021	5/10/2021	135	2	8	270	200	470		
Sandusky Bay Pav	H/C	1	1/1/2021	12/31/2021	135	12	48	1620	1200	2820		
Cental Park	R	1	6/1/2021	8/10/2021	79.5	2.5	8	198.75	200	398.75		
Churchwell Park	R	1	6/1/2021	8/10/2021	79.5	2.5	8	198.75	200	398.75		
Orlando Pace	R	1	6/1/2021	8/10/2021	79.5	2.5	8	198.75	200	398.75		
Foxborough Park	R	1	6/1/2021	8/10/2021	79.5	2.5	8	198.75	200	398.75		

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16992.25

2021  
Total  
Bid

Proposal Form

No alternatives, deletions or additions shall be made of this form as it may render the bid invalid. Alternative proposals can be submitted, where so designated within the bid proposal for review by the City, but of the understanding that the City of Sandusky has sole authority to consider or reject any alternative proposals.

Name of Organization: Garner Sanitation Services Inc

Business Address: 2525 W. Monroe St Sandusky OH

Telephone Number

Other Phone 419-625-8764

Other Phone 419-656-1825

Fax 419-625-6240

Email garner@LRBC6.com

Name and Title of Contact Individual for Further Information

Phillip G. Myers Pres.

Legal Status of Organization: (Check one)

- For-profit corporation or joint venture corporation  
 For-profit partnership or sole proprietorship  
 Non-profit corporation Public agency Other (identify)  
 Non-profit corporation Private agency Other (identify)

Attach your proposal with any additional information that you feel necessary to help in the City's evaluation of your qualifications and proposed operation of the facilities.

Garner is located in Sandusky city limits, giving us the ability to respond to any request the city has in a quick and efficient manner.

### Organization History

Has Respondent, or any officer or partner of respondent, failed to complete a contract?  
Yes \_\_\_\_\_ No . If yes, give details on separate sheet.

Is any litigation pending against Respondent or any officer or partner of Respondent's organization? Yes \_\_\_\_\_ No . If yes, give details on separate sheet.

### Experience History

List three similar contracts which the Respondent Organization has provided service under. Indicate current or recent, along with a contact person and phone number. If no, so state. Attach extra page(s) if necessary.

<u>Municipality</u>	<u>Current or Recent</u>	<u>Contact Person/Phone No.</u>
City of Willard	Current	Kim Williams 419-933-7531
City of Bellevue	current	Admin office 419-484-8400 419-207-1555
Huron Parks + Rec	current Brian Couchner	419-656-5668
Eric Metro Parks	current	Admin office 419-602-9362 419-625-7783 ext 3

Waiver and Release Form

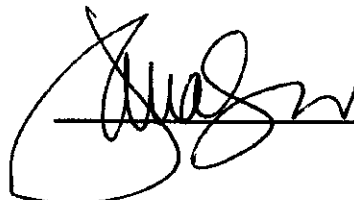
In consideration of the review by the City of Sandusky, Ohio, of a contract proposal and bid submitted by the undersigned, and as a condition precedent thereto, the undersigned does hereby authorize and direct the release to administrative officers of the City of any and all information related to the current obligations of the undersigned to the City, including, but not by way of limitation, obligations under the City's income tax, hereby waiving any privilege, statutory or otherwise, as to the same, and releasing the City of Sandusky, Ohio, its officers, agents, and employees from any liability in relation thereto.

Coarner Sanitation Services Inc

BY: Phillip D Myree Pres

DATE: 10/21/20

SIGNED IN THE PRESENCE OF:

  
\_\_\_\_\_  
\_\_\_\_\_

**NEW DECLARATION \* \* \* \* \* EFFECTIVE 10/01/20**
**N 00**

POLICY NUMBER		POLICY PERIOD		AGENCY	P
		FROM	TO		
CPP 6232361		10/01/20	10/01/21	0004059	04
NAMED INSURED AND ADDRESS				AGENCY	ACCT#AC01915660
GARNER SANITATION SERVICES INC				TEL. NO. 419-668-4402	
PO BOX 1234				BATTLES INS AGENCY INC	
SANDUSKY OH 44871				PO BOX 109	
				NORWALK OH 44857	
INSURED SINCE: 10/2020				THIS POLICY IS BILLED BY THE COMPANY	

**AUDIT FREQUENCY: ANNUAL**
**LIMITS OF INSURANCE:**

GENERAL AGGREGATE LIMIT - PREMISES/OPERATIONS	\$2,000,000	
PRODUCTS - COMPLETED OPERATIONS AGGREGATE LIMIT	\$2,000,000	
EACH OCCURRENCE LIMIT	\$1,000,000	
PERSONAL AND ADVERTISING INJURY LIMIT	\$1,000,000	
MEDICAL EXPENSE LIMIT, ANY ONE PERSON	\$5,000	
DAMAGE TO PREMISES YOU RENT LIMIT	\$100,000	
<b>LIMITED EMPLOYERS LIABILITY:</b>		
BY ACCIDENT - EACH ACCIDENT	\$1,000,000	BODILY INJURY
BY DISEASE - EACH EMPLOYEE	\$1,000,000	BODILY INJURY
BY DISEASE - AGGREGATE	\$1,000,000	BODILY INJURY
CYBER LIABILITY/DATA BREACH RESPONSE AGGREGATE LMT	\$50,000	

**TOTAL ADVANCE GENERAL LIABILITY COVERAGE PART PREMIUM: INCL**
**FORMS AND ENDORSEMENTS:**

PD 02 62 1015*	BLANKET ADD'L INSURED END W/ LTD PROD-COMPLETED OPS COV
CG 21 47 1207*	EMPLOYMENT - RELATED PRACTICES EXCLUSION (CGL)
IL 00 21 0908*	NUCLEAR ENERGY LIABILITY EXCLUSION ENDORSEMENT (BROAD)
CG 21 50 0413*	AMENDMENT OF LIQUOR LIABILITY EXCLUSION (CGL)
CG 00 01 0413*	COMMERCIAL GENERAL LIABILITY COVERAGE FORM
CG 21 67 1204*	FUNGI OR BACTERIA EXCLUSION
CG 22 94 1001*	EXCL - DAMAGE TO WORK PERFORMED BY SUBS
CG 21 70 0115*	CAP ON LOSSES FROM CERTIFIED ACTS OF TERRORISM
CG 21 87 0115*	COND'L EXCL OF TERRORISM (RELATED TO DISP FED ACT)
IL 02 44 0907*	OHIO CHANGES - CANCELLATION AND NONRENEWAL
2-653 08/99*	AMENDMENT OF EXCLUSION FOR EXPECTED OR INTENDED INJURY
2-677 03/91*	EXCLUSION - ASBESTOS EXPOSURES
PD 02 66 0111*	OHIO EXCL PUNITIVE DAMAGES, FINES, PENALTIES, COST ATTYFEE
CG 24 26 0413*	AMENDMENT OF INSURED CONTRACT DEFINITION
2-643 04/13*	SELECTED CONTRACTORS BROADENED COVERAGE
CG 21 65 1204*	TOTAL POLLUTION EXCL W/A BLDG HEAT EXCEPT & HOSTILE FIRE
CG 04 41 0311*	STOP GAP - LTD EMPLOYERS LIABILITY COVERAGE ENDORSEMENT
PD 03 55 0318*	CYBER LIABILITY/DATA BREACH RESPONSE COVERAGE FORM

# Ohio

**Bureau of Workers'  
Compensation**

30 W. Spring St.  
Columbus, OH 43215

## Certificate of Ohio Workers' Compensation

This certifies that the employer listed below participates in the Ohio State Insurance Fund as required by law. Therefore, the employer is entitled to the rights and benefits of the fund for the period specified. This certificate is only valid if premiums and assessments, including installments, are paid by the applicable due date. To verify coverage, visit [www.bwc.ohio.gov](http://www.bwc.ohio.gov), or call 1-800-644-6292.

This certificate must be conspicuously posted.

Policy number and employer  
01214934

Period Specified Below  
07/01/2020 to 07/01/2021

GARNER SANITATION SERVICE INC  
PO BOX 1234  
SANDUSKY, OH 44871-1234



[www.bwc.ohio.gov](http://www.bwc.ohio.gov)  
Issued by: BWC

*Stephanie McCloud*

Administrator/CEO

You can reproduce this certificate as needed.

## Ohio Bureau of Workers' Compensation

### Required Posting

Section 4123.54 of the Ohio Revised Code requires notice of rebuttable presumption. Rebuttable presumption means an employee may dispute or prove untrue the presumption (or belief) that alcohol, marijuana or a controlled substance not prescribed by the employee's physician is the proximate cause (main reason) of the work-related injury.

The burden of proof is on the employee to prove the presence of alcohol, marijuana or a controlled substance was not the proximate cause of the work-related injury. An employee who tests positive or refuses to submit to chemical testing may be disqualified for compensation and benefits under the Workers' Compensation Act.

# Ohio

**Bureau of Workers'  
Compensation**

You must post this language with the Certificate of Ohio Workers' Compensation.