

2 **RESOLUTION NO. 2009-175**

3 **A RESOLUTION OF THE COUNTY OF RIVERSIDE REVISING WASTE HAULER**

4 **FEES AND THE PROVISION OF NEW SERVICES FOR ALL FRANCHISE AREAS**

5
6 WHEREAS, California Government Code section 25827 authorizes the Board of Supervisors to
7 prescribe terms and conditions for the collection of solid waste in the unincorporated areas of Riverside
8 County; and

9 WHEREAS, California Public Resources Code section 40059 authorizes the County of Riverside
10 to determine all aspects of solid waste handling which are of local concern, including whether the services
11 are to be provided by nonexclusive franchise, and the charges and fees for such service; and

12 WHEREAS, Riverside County Ordinance 745 has established that a solid waste hauler, duly
13 permitted or franchised by the County of Riverside pursuant to the provisions of Riverside County
14 Ordinance No. 657, shall be entitled to payment for services rendered in the amounts as specified in a
15 Resolution adopted by the Board of Supervisors; and

16 WHEREAS, the Board of Supervisors recognizes the benefits of entering into Waste Hauler
17 Franchise Agreements for the efficiency of solid waste management; and

18 WHEREAS, the County of Riverside has entered into Waste Hauler Franchise Agreements with 5
19 waste haulers to cover Franchise Areas 1 through 13; and

20 WHEREAS, each Waste Collection Franchise Agreement covering Franchise Areas 1 through 13,
21 contains a provision for an annual adjustment of the rates customers are charged based on the consumer
22 price index ("CPI");

23 WHEREAS additional reasonable charges have been requested by the waste hauler for Franchise
24 Areas 1, 3, 4 and 8 as follows: an additional \$0.88 for an "extra" solid waste container to Waste
25 Management of the Inland Empire excluding Area 8, change the existing commercial bin exchange fee to
26 \$45.00 per each exchange request, establish a haul or call fee of \$25.00, establish a tire haul charge to
27 cover the cost of transporting waste tires to a recycling location in Los Angeles County in the amount of
28 \$350.00, establish a rate of \$9.00 per month for a 96 gallon recycle cart in the Temecula Wine Country

1 area upon request;

2 WHEREAS additional reasonable charges have been requested by the waste hauler for Franchise
3 Area 2 as follows: establish a compactor bin rate equal to a similar size bin with the disposal rate
4 calculated at 3:1 of the non-compacted rate, establish a rate for the collection of electronic waste (E-
5 Waste) of \$30.00 beyond the first two pickups that are provided for free, establish a rate for the relocation
6 of roll-offs in the amount of \$67.14, establish a roll off extra trip charge of \$67.14, establish a fee to
7 provide an extra pickup of compactors in the amount of \$82.00, establish a roll-off daily rental charge of
8 \$25.00, establish a commercial bulky item pickup fee of \$32.81 for the first item and \$19.69 for any
9 subsequent items, establish a fee for the retrieval of residential barrels from a side yard in the amount of
10 \$13.42 (free service will continue to be provided for the elderly and disabled), establish a fee for 26-50
11 foot retrieval of a commercial bin in the amount of \$10.00 per month; 51-75 foot retrieval charge in the
12 amount of \$15.00 per month; and 76-100 foot retrieval charge of \$20.00 per month, establish a bin steam
13 cleaning charge of \$35.00, establish a charge for the extra pickup of a residential barrel in the amount of
14 \$13.29, and establish a delinquent/late fee in the amount of 1.5% for each month an invoice remains
15 unpaid;
16

17 WHEREAS additional reasonable charges have been requested by the waste hauler for Franchise
18 Area 12 as follows: establish a rate for the relocation of roll-offs in the amount of \$67.14, establish a roll
19 off extra trip charge of \$67.14, establish a fee to provide an extra pickup of compactors in the amount of
20 \$82.00, establish a delinquent/late fee in the amount of 1.5% for each month an invoice remains unpaid,
21 establish a rate for the collection of electronic waste (E-Waste) in the amount of \$30.00, establish a fee for
22 26-50 foot retrieval of a commercial bin in the amount of \$10.00 per month; 51-75 foot retrieval charge in
23 the amount of \$15.00 per month; and 76-100 foot retrieval charge of \$20.00 per month and establish a bin
24 steam cleaning charge of \$35.00;
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26 WHEREAS additional reasonable charges have been requested by the waste hauler for Franchise
27 Area 13 as follows: increase the commercial bin delivery fee to Desert Center to \$50.00; and
28

1 WHEREAS, the Board of Supervisors acknowledges the need for the CPI increase of the hauler
2 fees to meet the needs of cost of living increase, and added costs of providing these new services;

3 BE IT RESOLVED AND ORDERED that the Board of Supervisors of the County of Riverside,
4 State of California, in regular session assembled on _____, finds that the waste hauler fees in
5 Franchise Areas 1-13 shall receive an increase, based on the CPI of 0.1% to the service component of
6 their fees for fiscal year 2009-2010; and the additional revisions noted above;

7 BE IT FURTHER RESOLVED AND ORDERED that a copy of the increased waste rates
8 specifying the new rate for each service area pursuant to this Resolution be received and filed to the Clerk
9 of the Board of Supervisors no later than July 1, 2009.

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FORM APPROVED COUNTY COUNSEL
BY: JIMMY H. RA 4/15/09
DATE



**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

513



FROM: Community Health Agency/Department of Environmental Health

SUBMITTAL DATE:
April 21, 2009

SUBJECT: Annual Rate Adjustment to the Waste Collection Agreements for Riverside County

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Introduce and set for public hearing the adoption of Resolution No. 2009-175 Establishing Waste Hauler Fees for All Franchise Areas;
- 2) Authorize the Clerk of the Board to place an advertisement for the public hearing in the appropriate local publications; and
- 3) Upon the close of the Public Hearing, adopt Resolution No. 2009-175 Establishing Waste Hauler Fees for All Franchise Areas.

BACKGROUND: Waste Collection Franchise Agreements covering all unincorporated portions of Riverside County were phased in between 1997 and 1999. In each of the thirteen Franchise Agreements there is a provision for an adjustment of the rates the customers are charged for regular services, to be implemented annually in July. (continued)

Steve Van Stockum

Steve Van Stockum, Director

FINANCIAL DATA

Current F.Y. Total Cost:	N/A	In Current Year Budget:	Yes
Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
Annual Net County Cost:	\$ 0	For Fiscal Year:	08/09

SOURCE OF FUNDS: Contract revenue and department budget

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: *Debra Courmoyer*
Debra Courmoyer

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and set for public hearing Tuesday, June 2, 2009, at 1:30 p.m.

Ayes: Buster, Tavaglione, Stone, Wilson and Ashley
Nays: None
Absent: None

Kecia Harper-Ihem
Clerk of the Board

Date: May 5, 2009

BY: *[Signature]*
Deputy

xc: CHA/Env. Health, Auditor, Waste Mgmt., COB

Prev. Agn. Ref.: 6/17/2008

District: All

Agenda Number:

ATTACHMENTS FILED WITH
THE CLERK OF THE BOARD

FORM APPROVED COUNTY COUNSEL BY: JIMMY H. RA... DATE 4/15/09
 FISCAL PROCEDURES APPROVED BY: Russell Dominick...
 ROBERT E. BYRD-AUDITOR-CONTROLLER
 Policy Consent
 Policy Consent
 Dep't Recomm.: Per Exec. Ofc.:

BACKGROUND (continued):

The adjustment allows a "pass through" for any changes to landfills including the Alternative Daily Cover (ADC) surcharge or transfer station fees, and a cost of living increase, based on CPI, for the balance of the rate. All non-disposal costs are adjusted by the Consumer Price Index for All Urban Consumers (CPI) for the Los Angeles/Anaheim/Riverside Metropolitan Area, as published by the United States Department of Labor, Bureau of Labor Statistics. The proposed rates implement the adjustment methodology using a CPI of 0.1% for the twelve (12) month period January 2008 through December 2008.

PROPOSED ADJUSTMENT DETAILS

The rates for each Franchise Area can be increased by 0.1% based on the CPI as described above.

Three of the solid waste hauling companies have requested additional changes to their rate structure to cover the costs to provide services. These services were either provided for no charge in the past, or provided at a rate that did not cover the cost, or is a new service. The requested changes are provided below:

1. Franchise Areas 1, 3, 4, and 8 serviced by Waste Management of the Inland Empire is within portions of the Board of Supervisors' Districts 1, 2, 3, and 5. The waste company requests the following:
 - a. Establish an \$0.88 increase to the charges for an "extra" solid waste container except in Area 8 because the curb-side residential collection is not provided, which will bring this fee in line with the actual cost to provide the service.
 - b. Change the existing commercial bin exchange fee from \$80.17 to \$45.00 per each exchange request, instead of charging \$80.17 for any exchanges greater than one per year.
 - c. Establish a haul or call fee of \$25.00. This fee would be used if the bin is obstructed and the customer is not able to clear the obstruction while the driver is on site. The new fee would cover a portion of the cost for a return trip.
 - d. Establish a tire haul charge to cover the cost of transporting waste tires to a recycling location in Los Angeles County in the amount of \$350.00. This fee would be assessed when the service is requested by the customer.
 - e. Establish a rate of \$9.00 per month for a 96 gallon recycle cart. This would be for customers that use a 2 or 3 yard bin for waste disposal and request this extra service in the Temecula Wine Country area. The collection of recyclables has not been provided in the past for bin customers.
2. Franchise Area 2 serviced by Burrtec Waste is within portions of the Board of Supervisors' District 2. The waste company requests the following:

- a. Establish a compactor bin rate equal to a similar size bin with the disposal rate calculated at 3:1 of the non-compacted rate.
 - b. Establish a rate for the collection of electronic waste (E-Waste) which requires special disposal in the amount of \$30.00 beyond the first two pickups that are provided for free.
 - c. Establish a rate for the relocation of roll-offs in the amount of \$67.14 to cover the special trip to move the roll-off and establish a roll off extra trip charge of \$67.14.
 - d. Establish a fee to provide an extra pickup of compactors in the amount of \$82.00.
 - e. Establish a roll-off daily rental charge of \$25.00. This would be assessed when the roll-off is not serviced weekly and remains unused on the site.
 - f. Establish a commercial bulky item pickup fee of \$32.81 for the first item and \$19.69 for any subsequent items.
 - g. Establish a fee for the retrieval of residential barrels from a side yard in the amount of \$13.42. Burrtec will continue to offer free retrieval service for the elderly and disabled.
 - h. Establish a fee for 26-50 foot retrieval of a commercial bin in the amount of \$10.00 per month; 51-75 foot retrieval charge in the amount of \$15.00 per month; and 76-100 foot retrieval charge of \$20.00 per month. This would be assessed to retrieve the bin more than 25 feet from an area accessible by the collection truck.
 - i. Establish a bin steam cleaning charge of \$35.00 upon request of the customer. The cleaning would occur at the company yard with all run off properly contained and disposed of.
 - j. Establish a charge for the extra pickup of a residential barrel in the amount of \$13.29. This would be assessed for a special pickup that is not on the normal collection day.
 - k. Establish a delinquent/late fee in the amount of 1.5% for each month an invoice remains unpaid.
3. Franchise Area 12, serviced by Burrtec Waste is within portions of the Board of Supervisors' Districts 4 and 5. The waste company requests the following rates established for services already provided in their area. The changes/additions are as follows:
- a. Establish a rate for the relocation of roll-offs in the amount of \$67.14 to cover the special trip to move the roll-off and establish a roll off extra trip charge of \$67.14.
 - b. Establish a fee to provide an extra pickup of compactors in the amount of \$82.00.
 - c. Establish a delinquent/late fee in the amount of 1.5% for each month an invoice remains unpaid.
 - d. Establish a rate for the collection of electronic waste (E-Waste) which requires special disposal in the amount of \$30.00 beyond the first two pickups that are provided for free.
 - e. Establish a fee for 26-50 foot retrieval of a commercial bin in the amount of \$10.00 per month; 51-75 foot retrieval charge in the amount of \$15.00 per month; and 76-100 foot retrieval charge of \$20.00 per month. This would be assessed to retrieve the bin more than 25 feet from an area accessible by the collection truck.

- f. Establish a bin steam cleaning charge of \$35.00 upon request of the customer. The cleaning would occur at the company yard with all run off properly contained and disposed of.
4. Franchise Area 13, serviced by Palo Verde Disposal requests the commercial bin delivery fee to Desert Center be increased to \$50.00 from \$13.42. This increased fee would help cover the cost of the 100 mile roundtrip from Blythe to Desert Center by one of the hauling company's trucks.

SUMMARY

The approval of the proposed 0.1% increase would raise the typical residential rate in the Franchise Areas to approximately \$0.01 to \$0.03 per month.

The new services and charges above would mostly be assessed when the services are requested by the customer and would not result in an increase for the typical customer.

The detailed rate sheets will be provided to the Clerk of the Board upon completion of the final calculations before July 1, 2009.

FISCAL

The approval of this change will result in no cost to the County; implementation expenses are borne by the franchisee.