

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



9.5

9:30 p.m. being the time set for public hearing on the recommendation from Community Health Agency/Environmental Health regarding a Public Hearing on Adoption of Resolution 2012-076, A Resolution of the county of Riverside Establishing Waste Hauler Fees for all Franchise areas, the Chairman called the matter for hearing.

John Watkins presented the matter.

The chairman closed the public hearing.

On motion of Supervisor Ashley, seconded by Supervisor Stone and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Roll Call:

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

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on April 24, 2012 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: April 24, 2012
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

(seal)

By: [Signature] Deputy

AGENDA NO.
9.5

xc: CHA-Environ. Health, Auditor

2 **RESOLUTION NO. 2012-076**

3 **A RESOLUTION OF THE COUNTY OF RIVERSIDE ESTABLISHING**

4 **WASTE HAULER FEES FOR ALL FRANCHISE AREAS**

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

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

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

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

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

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

22 WHEREAS additional reasonable charges have been requested by the waste hauler for Franchise
23 Area 1, 3, 4 and 8 to cover the cost associated with compliance of Ordinance 745 and the Board of
24 Supervisor's direction. Specifically, to allow for the charging of a \$30.00 administrative fee, to be
25 assessed on the tax roll, that would apply to residents and property owners who have multiple instances
26 of unpaid balances; to establish a rate for instances when a commercial recyclable container contains
27 excessive solid waste, in an amount that is the same as the rate for unscheduled Extra Pickup – Separate
28 trip; and, to establish a Mixed Construction and Demolition (C&D) waste rate of \$300.00 to cover

1 excessive solid waste, in an amount that is the same as the rate for unscheduled Extra Pickup – Separate
2 trip; and, to establish a Mixed Construction and Demolition (C&D) waste rate of \$300.00 to cover
3 processing costs of recycled materials.

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

6 BE IT RESOLVED AND ORDERED that the Board of Supervisors of the County of Riverside,
7 State of California, in regular session assembled on April 24, 2012 , finds that the waste hauler fees in
8 Franchise Areas 1-13 shall receive an increase, based on the CPI of 2.2% to the service component of
9 their fees for fiscal year 2012-2013; and the additional revisions noted above;

10 BE IT FURTHER RESOLVED AND ORDERED that a copy of the increased waste rates
11 specifying the new rate for each service area pursuant to this Resolution be received and filed to the Clerk
12 of the Board of Supervisors no later than July 31, 2012.

13 ROLL CALL:

14 Ayes: Buster, Stone, Benoit, and Ashley
15 Nays: None
16 Absent: Tavaglione

17 The foregoing is certified to be a true copy of a resolution duly
18 adopted by said Board of Supervisors on the date therein set forth.

19 KECIA HARPER-IHEM, Clerk of said Board

20 By: _____
21 Deputy



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

April 5, 2012

PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

E-MAIL: legals@pe.com
FAX: (951) 368-9018

RE: NOTICE OF PUBLIC HEARING: Annual Rate Adjustment to the Waste
Collection Agreements for Riverside County

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME on Sunday, April 8, 2012.**

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office in duplicate, **WITH TWO CLIPPINGS OF THE PUBLICATION.**

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Mcgil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From: PE Legals <legals@pe.com>
Sent: Thursday, April 05, 2012 8:22 AM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Waste Hauler Fees

We received your email and will publish on April 8.

Nick Eller
Legals

enterpris@media
Publisher of The Press-Enterprise
1-800-880-0345

From: Gil, Cecilia [<mailto:CCGIL@rcbos.org>]
Sent: Thursday, April 05, 2012 8:13 AM
To: PE Legals
Subject: FOR PUBLICATION: Waste Hauler Fees

Good Morning! Attached is a Notice of Public Hearing, for publication on Sunday, April 8, 2012. Please confirm. THANK YOU!

Cecilia Gil

Board Assistant to the
Clerk of the Board of Supervisors
951-955-8464

**THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.**



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
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PHONE: (909) 955-1060
FAX: (909) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

April 5, 2012

DESERT SUN
ATTN: LEGALS
P.O. BOX 2734
PALM SPRINGS, CA 92263

E-MAIL: legals@thedesertsun.com
FAX: (760) 778-4731

RE: NOTICE OF PUBLIC HEARING: Annual Rate Adjustment to the Waste
Collection Agreements for Riverside County

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME on Sunday, April 8, 2012.**

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Sincerely,

Mcgil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From: Moeller, Charlene <CMOELLER@palmspri.gannett.com>
Sent: Thursday, April 05, 2012 8:51 AM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Waste Hauler Fees

Ad received and will publish on date(s) requested.

Charlene Moeller | Media Sales Legal Notice Coordinator

The Desert Sun Media Group
750 N. Gene Autry Trail, Palm Springs, CA 92262
t 760.778.4578 | f 760.778.4731
legals@thedesertsun.com / dpwlegals@thedesertsun.com

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This email and any files transmitted with it are confidential and intended for the individual to whom they are addressed. If you have received this email in error, please notify the sender and delete the message from your system

From: Gil, Cecilia [<mailto:CCGIL@rcbos.org>]
Sent: Thursday, April 05, 2012 8:13 AM
To: tds-legals
Subject: FOR PUBLICATION: Waste Hauler Fees

Good Morning! Attached is a Notice of Public Hearing, for publication on Sunday, April 8, 2012. Please confirm. THANK YOU!

Cecilia Gil

Board Assistant to the
Clerk of the Board of Supervisors
951-955-8464

**THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.**

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF RIVERSIDE COUNTY

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of Riverside County, California, on the 1st Floor Board Chambers, County Administrative Center, 4080 Lemon Street, Riverside, on **Tuesday, April 24, 2012, at 9:30 a.m.** to consider the following Annual Rate Adjustment to the Waste Collection Agreements for Riverside County:

RESOLUTION NO. 2012-076

**A RESOLUTION OF THE COUNTY OF RIVERSIDE ESTABLISHING
WASTE HAULER FEES FOR ALL FRANCHISE AREAS**

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

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

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

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

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

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

WHEREAS additional reasonable charges have been requested by the waste hauler for Franchise Area 1, 3, 4 and 8 to cover the cost associated with compliance of Ordinance 745 and the Board of Supervisor's direction. Specifically, to allow for the charging of a \$30.00 administrative fee, to be assessed on the tax roll, that would apply to residents and property owners who have multiple instances of unpaid balances; to establish a rate for instances when a commercial recyclable container contains excessive solid waste, in an amount that is the same as the rate for unscheduled Extra Pickup – Separate trip; and, to establish a Mixed Construction and Demolition (C&D) waste rate of \$300.00 to cover processing costs of recycled materials.

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

BE IT RESOLVED AND ORDERED that the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on _____, finds that the waste hauler fees in Franchise Areas 1-13 shall receive an increase, based on the CPI of 2.2% to the service component of their fees for fiscal year 2012-2013; and the additional revisions noted above;

BE IT FURTHER RESOLVED AND ORDERED that a copy of the increased waste rates specifying the new rate for each service area pursuant to this Resolution be received and filed to the Clerk of the Board of Supervisors no later than July 31, 2012.

Any person wishing to testify in support of or in opposition may do so in writing between the date of this notice and the public hearing, or may appear and be heard at the time and place noted above. All written comments received prior to the public hearing will be submitted to the Board of Supervisors and the Board of Supervisors will consider such comments, in addition to any oral testimony, before making a decision on the proposed Annual Rate Adjustment.

Please send all written correspondence to:

Clerk of the Board
4080 Lemon Street, 1st Floor
Post Office Box 1147
Riverside, CA 92502-1147

Dated: April 5, 2012

Kecia Harper-Ihem
Clerk of the Board
By: Cecilia Gil, Board Assistant

219



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

FROM: Community Health Agency/Department of Environmental Health

SUBMITTAL DATE:
March 19, 2012

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. 2012- 076 Adjusting 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. 2012-076 Adjusting 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.

Steve Van Stockum, Director

(continued)
SVS:JW

FINANCIAL DATA	Current F.Y. Total Cost:	N/A	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	12/13

SOURCE OF FUNDS: Contract revenue and department budget	Positions To Be Deleted Per A-30	<input type="checkbox"/>
APPROVE	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

BY:
Debra Cournoyer

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Benoit, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and is set for public hearing on Tuesday, April 24, 2012 at 9:30 a.m.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: March 27, 2012
 xc: CHA/Environmental Health, Auditor, COB

Kecia Harper-Ihem
 Clerk of the Board
 By:
 Deputy

Prev. Agn. Ref.: 3/29/11 3.10 | District: All | Agenda Number:

3.9

FISCAL PROCEDURES APPROVED
 PAUL ANGILO, CPA, AUDITOR-CONTROLLER
 BY:
 RUSSELL S. DOMINSKI 3-14-12
 Departmental Concurrence
 DATE 3/21/12
 BY: ERIC STOPHER
 FORM APPROVED COUNTY COUNSEL
 Dept's Recomm.: Consent Policy
 Per Exec. Ofc.: Consent Policy



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

April 10, 2012

RIVERSIDE COUNTY RECORD
P.O. BOX 3187
RIVERSIDE, CA 92519

PH: (951) 685-2961
E-MAIL: recordmde@aol.com

RE: NOTICE OF PUBLIC MEETING: RESOLUTION NO. 2012-008 Intent to Convey Fee Simple Interest in Real Property – Jurupa Valley

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Thursday: April 12, 2012.**

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office in duplicate, **WITH TWO CLIPPINGS OF THE PUBLICATION.**

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Mcgil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

NOTICE OF PUBLIC MEETING BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE

**RESOLUTION NO. 2012-008
NOTICE OF INTENTION TO CONVEY FEE SIMPLE INTEREST
IN REAL PROPERTY TO THE ESTATE OF CALIFORNIA**

WHEREAS, the County of Riverside (County) acquired a fee simple interest in a portion formerly known as Assessor's Parcel Number 174-180-009 to improve the State Route 60 and Valley Way Hook Ramp; and

WHEREAS, this conveyance will fulfill the County's obligation to convey this interest that is located within the State of California's right-of-way; now, therefore,

BE IT RESOLVED AND DETERMINED that the Board of Supervisors of the County of Riverside, in regular session assembled on April 10, 2012 hereby directs the Clerk of the Board of Supervisors to give notice pursuant to Government Code Section 6061, of the following:

NOTICE IS HEREBY GIVEN by the Board of Supervisors of the County of Riverside intends to convey to the State of California, the following described real property: Fee Simple interest located at Valley Way and State Route 60 in the City of Jurupa Valley, County of Riverside, California, formerly identified as Assessor's Parcel Number 174-180-009, Parcel 20073-1, consisting of 957.3 square meters of land. The terms and conditions of the proposed conveyance are as follows: To fulfill County's obligation, County will convey the described fee simple interest to the State of California that was located within the State's right-of-way and affected by the State Route 60 and Hook Ramp Project.

The Board of Supervisors intends to meet to conclude the proposed transaction on or after April 24, 2012 at 9:00 am at the meeting of the Board of Supervisors located on the 1st floor of the County Administrative Center, 4080 Lemon Street, Riverside, California.

ROLL CALL:

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

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on April 10, 2012.

KECIA HARPER-IHEM, Clerk of said Board

By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public meeting or may appear and be heard in support of or opposition to the project at the time of the meeting. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public meeting described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public meeting.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147.

Dated: April 10, 2012

Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant