

816

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



**FROM:** Waste Management Department

**SUBMITTAL DATE:**  
March 18, 2014

**SUBJECT:** Introduction of Ordinance No. 779.15 Amending Ordinance 779, Relating to County Solid Waste Facilities and Establishing Fees [\$0 – Waste Management Department Enterprise Funds]

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Introduce and set for public hearing those changes set forth in Ordinance No 779.15; and
2. Direct the Clerk of the Board to publish a notice of public hearing date of May 6, 2014, and the proposed Waste Management Department charges as provided in Government Code Section 6066; and
3. Adopt Ordinance No. 779.15 at the close of public hearing on May 6, 2014, with the changes to the appendices to be effective July 1, 2014.

**BACKGROUND:**

**Summary**

Ordinance No. 779 outlines the General Manager-Chief Engineer's authority to manage the disposal sites and transfer stations in Riverside County. In addition to establishing fees and penalties, this ordinance includes the basis for operation regulations including waste inspection, salvaging and safety. (cont'd)

Hans Kernkamp  
General Manager-Chief Engineer

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 0	\$ 0	\$ 0	\$ 0	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	

<b>SOURCE OF FUNDS:</b> Waste Management Department Disposal Fees	<b>Budget Adjustment:</b> No
	<b>For Fiscal Year:</b> FY 14/15

**C.E.O. RECOMMENDATION:**

**APPROVE**

BY: Alex Gann

**County Executive Office Signature**

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Jeffries, seconded by Supervisor Stone and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended, the above ordinance is approved as introduced with waiver of the reading and is set for hearing on Tuesday, May 6, 2014 at 10:30 a.m.

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley  
 Nays: None  
 Absent: None  
 Date: April 1, 2014  
 xc: Waste, COB

Kecia Harper-Ihem  
 Clerk of the Board  
 By:   
 Deputy

**Prev. Agn. Ref.:**

**District:** All

**Agenda Number:**

12-1 C

FISCAL PROCEDURES APPROVED

PAUL ANGULO, CPA, AUDITOR-CONTROLLER  
BY:   
RUSSELL S. DOMINSKI 3-25-14

FORM APPROVED BY COUNTY COUNSEL  
BY:   
NEAL R. KIPNIS DATE

Departmental Concurrence

- A-30
- 4/5 Vote
- Positions Added
- Change Order

**SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA****FORM 11: Introduction of Ordinance No. 779.15 Amending Ordinance 779, Relating to County Solid Waste Facilities and Establishing Fees [\$0 – Waste Management Department Enterprise Funds]****DATE: March 18, 2014****PAGE: 2 of 3****BACKGROUND: Summary (continued)**

In order to verify that current refuse rates are appropriately set to offset expenses, the Waste Management Department (Department) prudently reviews its operations annually and forecasts capital improvements and expansion projects with a projection of 20 years. Since revenue from in-county tonnage delivered to the landfills represents the majority of the Enterprise Fund's total revenue, it is important to accurately project future tonnage growth or decline (as has been the case in recent years). While there is a projected slight increase in overall in-county tonnage (2%) in FY 13/14 over the previous year, the Department is conservatively assuming no growth in tonnage for the next fiscal year (FY 14/15). Additionally, the Department's costs continue to increase relative to inflation factors in the area, salary increases and increased regulatory fees. The Department is limited to annual Consumer Price Index (CPI) increases for all of its long-term, contracted transfer station haulers and contract franchise area district haulers. These haulers represent approximately 90% of the in-county tonnage accepted at the landfills (in FY 12/13). For these reasons, it is recommended that the Ordinance be amended to allow for certain fee increases based on the change in CPI for the 12-month period ending December 31, 2013. The CPI adjustment for this period is 1.14%.

The Department is also recommending an increase to the minimum load (0.4 tons or less) charge from a flat fee of \$8.00 to \$9.00 per load. This proposed rate represents a 38% discount compared to a load weighing 0.4 tons pro-rated at \$36.21 per ton. Loads containing more than 50% yard or wood waste are proposed to be increased from a flat fee of \$11.00 to \$12.00. This proposed rate represents a 35% discount compared to a load containing 50% or more wood or yard waste weighing 0.4 tons pro-rated at \$46.21 per ton. In our ongoing effort to reduce illegal dumping in the County, it is proposed that the discounted rates continue to be offered and subsidized by Waste Management Enterprise Funds. The rate for loads requiring special handling or immediate burial (hard-to-handle) weighing less than 0.25 tons is proposed to be increased from a flat fee of \$11.00 to \$12.00. Appendix A, Disposal Fee Schedule changes are proposed as follows:

Description	Current Rate Per Ton (FY 13/14)	Proposed Rate Per Ton (FY 14/15)	Amount of Increase
1. Routine Refuse (Transfer Station/Contracted In County)	\$27.44	\$27.75	\$0.31
Area 8 Transfer Trucks	\$28.06	\$28.38	\$0.32
2. Direct Haul/Non Contracted vehicles (vans, pickup trucks or any vehicle pulling a two-wheel trailer or any other vehicle):			
a.) Routine Refuse (loads more than .40 tons)	\$35.80	\$36.21	\$0.41
b.) Routine Refuse (loads .40 tons or less)	\$8.00	\$9.00	\$1.00
c.) Routine Refuse loads hauling 50% or more wood or yard waste not exceeding .40 ton	\$11.00	\$12.00	\$1.00
3. Any vehicles hauling loads of more than 9 tires (Tires cannot exceed 4 feet in diameter or weigh more than 200 pounds each.)	\$100.87	\$102.03	\$1.16
4. End dump vehicles or any other vehicle carrying wastes requiring special handling or immediate burial (Hard-to-Handle)	\$47.73	\$48.28	\$0.55
a.) Hauling Hard to Handle waste not exceeding .25 ton	\$11.00	\$12.00	\$1.00

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The Department also proposes to add a "Foodwaste Pilot Program" to the items accepted at No Charge. The Department is coordinating with the Banning Correctional Facility and Waste Management, Inc., for separation and collection of foodwaste material to be delivered to the Department's Lamb Canyon Landfill for our permitted food waste composting project. It is proposed that this material be accepted free of charge during the pilot program period.

The Department further proposes to eliminate the rate for "Bottom Ash from an approved facility". This waste type is no longer incentivized by the State to aid with diversion goals and has not been received in more than three years. If bottom ash is received in the future, it will be charged at the Routine Refuse rate.

Proposed Changes to Appendix B – Residential Self-Haul Permit Cards are as follows: None

Proposed Changes to Appendix C – Rural Site Access – Commercial Permit Cards are as follows:

Description	Current Rate (FY 13/14)	Proposed Rate (FY 14/15)	Amount of Increase
Rural Site Access Commercial Card	\$429.55 per card (24 half ton uses)	\$434.47 per card (24 half ton uses)	\$4.91

Proposed Changes of Appendix D – Schedule of Miscellaneous Fees are as follows:

The Department proposes to increase payment options to include credit cards in FY 14/15 and add a \$0.75 fee per transaction charge. The Department currently only allows for non-deferred account customers to pay for disposal fees with cash or via debit card. When paying by debit card, users are charged a \$0.75 processing fee. For credit cards, the rate per transaction that the Department is responsible for is based on the volume of sales, plus the interchange assessment rate charged by Mastercard/Visa. Piggybacking on the State Master Agreement for Point of Sale /Credit Card services with Elavon Merchant Services, the Department has been quoted a minimum rate of 2.05% per transaction plus a \$0.135 transaction fee. Based on the average cash transaction amount of \$33.00, the Department can expect to incur \$0.81 in additional costs for each credit card transaction. While the Department proposes to absorb a portion of this cost, the addition of a \$0.75 per transaction charge for credit card payments will help to defer these costs and will be consistent with ATM/debit card fees currently charged to customers.

**Impact on Citizens and Businesses**

California Environmental Quality Act (CEQA) Findings

Pursuant to CEQA Guidelines, Section 15273, the proposed changes to County Ordinance 779, Relating to County Solid Waste Facilities and Establishing Fees are found to be statutorily exempt from CEQA, because the proposed changes are for the purpose of:

- Meeting operating expense, including employee wage rates and fringe benefits;
- Purchasing or leasing supplies, equipment, or materials;
- Meeting financial reserve needs and requirements; and
- Obtaining funds for existing capital projects, necessary to maintain service within existing service areas.

A Notice of Exemption to this effect will be filed with the County Clerk upon adoption of Ordinance 779.15.