

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



FROM: Waste Management Department

SUBMITTAL DATE:
May 28, 2014

SUBJECT: Public Hearing for Approval of Requested Gate Fee Increase at Edom Hill Transfer Station, District 4/4 [\$0]

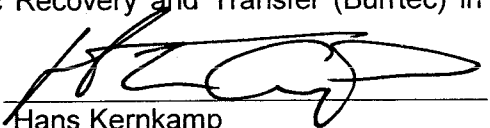
RECOMMENDED MOTION: That the Board of Supervisors approve the requested Edom Hill Transfer Station (EHTS) gate fee increases at the close of the June 3, 2014, public hearing, to be effective July 1, 2014.

BACKGROUND:

Summary

On May 6, 2014, the Board approved the introduction of the requested Gate Fee changes at the EHTS as proposed by Burrtec Recovery and Transfer in accordance with the Master Lease Agreement related to operations at the EHTS and entered into on November 5, 2002. The public hearing was set for June 3, 2014.

On November 5, 2002, the County entered into an agreement with Waste Management of the Desert (WMOD) to develop, construct, and operate a transfer station at the Edom Hill Landfill site once the landfill closed. The Edom Hill Landfill closed in November 2004, and the transfer station began operation at that time. WMOD sold their rights in the agreement to Burrtec Recovery and Transfer (Burrtec) in 2006. (continued)


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	\$ N/A	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ N/A	

SOURCE OF FUNDS: N/A	Budget Adjustment: No
	For Fiscal Year: 14/15

C.E.O. RECOMMENDATION:

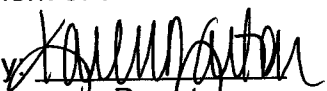
County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Benoit and Ashley
Nays: None
Absent: Tavaglione
Abstain: Stone
Date: June 3, 2014
xc: Waste

Kecia Harper-Ihem
Clerk of the Board

By 
Deputy
COUNTY

Prev. Agn. Ref.: 12-1C (5/6/14) | **District:** 4/4 | **Agenda Number:**

12-1

Departmental Concurrence

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

BACKGROUND:
Summary (continued)

The Agreement between the County and Burrtec as Lessee, states that gate fee adjustments are to be approved by the County Board of Supervisors following a public hearing. On April 15, 2014, Burrtec contacted the Waste Management Department to communicate their intent to request a rate increase as outlined in the Agreement. Pursuant to Section 5(b) of the Agreement, the Waste Management Department, on behalf of Burrtec, is presenting the request to the Board of Supervisors for action.

The gate fee at the Edom Hill Transfer Station is made up of four component parts. The recapture of the capital investment (i.e. the Facility Element) and the City Mitigation Fee are fixed by contract. The Disposal Fee element is based on the long-term hauling contract that Burrtec has with the County and is scheduled to be increased effective July 1, 2014. The Operating & Transport Element is the only component that Burrtec, Inc., can increase on an annual basis.

The maximum increase allowable in any one year is equal to 80% of the percent change in the CPI for all Urban Consumers for the Los Angeles/Anaheim/Riverside Metropolitan Area as published by the United States Department of Labor, Bureau of Labor Statistics for the twelve month period ended December 31 of the year prior to the July 1 effective date. For July 1, 2014, the percent increase in the Operating and Transport element of the gate fee, based on 80% of the change in CPI on December 31, 2013 is 0.92%.

The proposed adjustments are summarized below:

Gate Fee Components	Gate Fee per Lease Agreement July 1, 2013	Increase based on 2013 CPI *	Total Proposed Gate Fee effective July 1, 2014
Facility Element	\$0.89	N/A	\$0.89
Operating Element	\$5.49	\$0.05	\$5.54
Transport Element	\$6.46	\$0.06	\$6.52
Disposal Fee	\$27.44	\$0.31**	\$27.75
City Mitigation Fee	\$ 1.00	N/A	\$ 1.00
Total:	\$41.28	\$0.42	\$41.70

*80% of CPI for 12 month period ending December 2013

**Approved by BOS on May 6, 2014

Impact on Residents and Businesses

The Edom Hill Transfer Station is an essential service facility that provides a necessary outlet for solid waste in the Coachella Valley. The proposed rate increase, based on 80% of CPI, will result in a small cost increase to customers of the facility.

Contract History and Price Reasonableness

The lease agreement between the County and the lessee was competitively bid and awarded based largely on the gate rates proposed at that time. The gate rate proposed under this action remains the lowest transfer station rate in Riverside County.

415

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



FROM: Waste Management Department

SUBMITTAL DATE:
April 22, 2014

SUBJECT: Introduction and Approval of Requested Gate Fee Increase at Edom Hill Transfer Station District 4/4; [\$0]


RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce the requested Gate Fee changes at the Edom Hill Transfer Station (EHTS) as proposed by Burrtec Recovery and Transfer in accordance with the Master Lease Agreement (the Agreement) related to operations at the EHTS and entered into on November 5, 2002; and
2. Set a date of June 3, 2014 for public hearing regarding the gate fee rate increase for EHTS; and
3. Direct the Clerk of the Board to advertise the public hearing through public notice for a minimum of fourteen (14) days pursuant to Section 5(d)(1) of the Agreement; and
4. Approve the requested EHTS gate fee increases at the close of the June 3, 2014, public hearing to be effective July 1, 2014.

BACKGROUND:

Summary

On November 5, 2002, the County entered into an agreement with Waste Management of the Desert (WMD) to develop, construct, and operate a transfer station at the Edom Hill Landfill site once the landfill closed. (continued)



 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	\$ N/A	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ N/A	

SOURCE OF FUNDS: N/A	Budget Adjustment: No
	For Fiscal Year: 14/15

C.E.O. RECOMMENDATION:

APPROVE

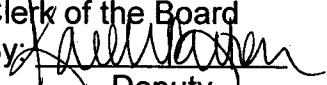
BY: 
 Alex Gann

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Ashley 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, June 03, 2014, at 10:30 a.m.

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: May 6, 2014
xc: Waste, COB

Kecia Harper-Ihem
 Clerk of the Board
 By: 
 Deputy

Prev. Agn. Ref.: 12-1C (6/25/13) | District: 4/4 | Agenda Number

12-1c

FORM APPROVED COUNTY COUNSEL DATE 2/24/14
 BY: NEAL R. KIPNIS Departmental Concurrence

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

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

FORM 11-Introduction and Approval of Requested Gate Fee Increase at Edom Hill Transfer Station

April 22, 2014

Page 2 of 2

BACKGROUND:

Summary (continued)

The Edom Hill Landfill closed in November 2004, and the transfer station began operation at that time. WMOD sold their rights in the agreement to Burrtec Recovery and Transfer (Burrtec) in 2006.

The Agreement between the County and Burrtec as Lessee, states that gate fee adjustments are to be approved by the County Board of Supervisors following a public hearing. On April 15, 2014, Burrtec contacted the Waste Management Department to communicate their intent to request a rate increase as outlined in the Agreement. Pursuant to Section 5(b) of the Agreement, the Waste Management Department, on behalf of Burrtec, is presenting the request to the Board of Supervisors for action.

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Total:	\$41.28	\$0.42	\$41.70

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Contract History and Price Reasonableness

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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

May 15, 2014

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

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

RE: NOTICE OF PUBLIC HEARING: Gate Fee Increase at Edom Hill Transfer
Station (EHTS)

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME on Sunday, May 18, 2014.**

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

Your invoice must be submitted to this office, **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,

Cecilia Gil

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

Gil, Cecilia

From: Moeller, Charlene <CMOELLER@palmspri.gannett.com>
Sent: Thursday, May 15, 2014 9:01 AM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: Gate Fee Increase at Edom Hill Transfer

Good Morning ☺ - Happy Thursday!

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, May 15, 2014 8:25 AM
To: tds-legals
Subject: FOR PUBLICATION: Gate Fee Increase at Edom Hill Transfer

Good morning! Attached is a Notice of Public Hearing, for publication on Sunday, May 18, 2014. Please confirm. THANK YOU!

Cecilia Gil
Board Assistant
Clerk of the Board
951-955-8464
MS# 1010

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, June 3, 2014, at 10:30 A.M.** regarding the Requested Gate Fee Increase at Edom Hill Transfer Station (EHTS) as proposed by the Burrtec Recovery and Transfer in accordance with the Master Lease Agreement related to operations at the EHTS and entered into on November 5, 2002.

The proposed Gate Fee change is as follows:

Gate Fee Components	Gate Fee per Lease Agreement July 1, 2013	Increase based on 2013 CPI*	Total Proposed Gate Fee effective July 1, 2014
Facility Element	\$0.89	N/A	\$0.89
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City Mitigation Fee	\$1.00	N/A	\$1.00
Total:	\$41.28	\$0.42	\$41.70

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 Gate Fee Increase.

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

Dated: May 15, 2014

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

The Desert Sun

mydesert.com

750 N. Gene Autry Trail
Palm Springs, CA 92262
Billing Inquiries: (866) 875-0854
Main Office: (760) 322-8889

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RIVERSIDE COUNTY-BOARD OF SUP.
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RIVERSIDE CA 92502-1147

Customer No.	Invoice No.
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For the Period	Thru
05/05/14	06/01/14
Due Date	Amount Due
06/16/14	10,478.24
AMOUNT PAID	

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0509			PAYMENT - THANK YOU						1,149.42-								
0528			CREDIT CARD CHARGE						2,686.88-								
0427	CLS	0001	CECILIA NO 0676 NOTICE O	6	2	202.00	2424.00		1,327.08								
0511	CLS	0001	CECILIA GIL NO 0774 BOARD OF	2	2	630.00	2520.00		1,379.40								
0517	CLS	0001	CECILIA NO 0804 NOTICE O	2	2	233.00	932.00		513.94								
0518	CLS	0001	CECILIA NO 0792 - RES NO	1	4	16.00	64.00		976.64								
0518	CLS	0001	CECILIA NO 0811 NOTICE O	2	2	56.00	224.00		128.08								
0601	CLS	0001	CECILIA NO 0896 NOTICE O	2	2	118.00	472.00		263.24								
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:25%; vertical-align: top;"> <p><u>0676</u> EDA / Facilities 3-10 of 04/08/14 \$ 1,327.08</p> </td> <td style="width:25%; vertical-align: top;"> <p><u>0774 - Waste</u> 12-3C of 05/06/14 \$1,379.40</p> </td> <td style="width:25%; vertical-align: top;"> <p><u>0804 - Planning</u> 16-1 of 06/17/14 \$ 513.94</p> </td> <td style="width:25%; vertical-align: top;"> <p>2014 JUN 12 AM 11:55 RECEIVED RIVERSIDE COUNTY CLERK OF SUPERVISORS</p> </td> </tr> <tr> <td style="vertical-align: top;"> <p><u>0792 - EDA</u> 3-6 of 05/06/14 \$ 976.64</p> </td> <td style="vertical-align: top;"> <p><u>0811 - Waste</u> 12-1C of 05/06/14 \$ 128.08</p> </td> <td style="vertical-align: top;"> <p><u>0896 - Env. Health</u> 3-24 of 05/20/14 \$ 263.24</p> </td> <td></td> </tr> </table>										<p><u>0676</u> EDA / Facilities 3-10 of 04/08/14 \$ 1,327.08</p>	<p><u>0774 - Waste</u> 12-3C of 05/06/14 \$1,379.40</p>	<p><u>0804 - Planning</u> 16-1 of 06/17/14 \$ 513.94</p>	<p>2014 JUN 12 AM 11:55 RECEIVED RIVERSIDE COUNTY CLERK OF SUPERVISORS</p>	<p><u>0792 - EDA</u> 3-6 of 05/06/14 \$ 976.64</p>	<p><u>0811 - Waste</u> 12-1C of 05/06/14 \$ 128.08</p>	<p><u>0896 - Env. Health</u> 3-24 of 05/20/14 \$ 263.24</p>	
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County of Riverside**

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Newspaper: .The Desert Sun

5/18/2014

I acknowledge that I am a principal clerk of the printer of The Desert Sun, printed and published weekly in the City of Palm Springs, County of Riverside, State of California. The Desert Sun was adjudicated a newspaper of general circulation on March 24, 1988 by the Superior Court of the County of Riverside, State of California Case No. 191236.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 18th day of May, 2014 in Palm Springs, California.


Declarant's Signature

No 0811
**NOTICE OF PUBLIC HEARING BEFORE
THE BOARD OF SUPERVISORS OF RIV-
ERSIDE 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, June 3, 2014, at 10:30 A.M. regarding the Requested Gate Fee Increase at Edom Hill Transfer Station (EHTS) as proposed by the Burrtec Recovery and Transfer in accordance with the Master Lease Agreement related to operations at the EHTS and entered into on November 5, 2002.

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Riverside, CA 92502-1147

Dated: May 15, 2014
Kecia Harper-Ithem
Clerk of the Board
By: Cecilia Gil, Board Assistant

Published: 5/18/14