

FORM APPROVED COUNTY COUNSEL
 BY: GREGORY P. PRIAMOS DATE: 3/19/15

518



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

FROM: Department of Environmental Health

SUBMITTAL DATE:
 March 25, 2015

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. 2015-075 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. 2015-075 Adjusting Waste Hauler Fees for all Franchise areas.

BACKGROUND:

Summary

Waste Collection Franchise Agreements covering most unincorporated portions of Riverside County were phased in between 1997 and 1998.

(continued)

SVS:JW

Steve Van Stockum
 Steve Van Stockum
 Director

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	

SOURCE OF FUNDS: Franchise Fee Revenue
 Budget Adjustment: No
 For Fiscal Year: 15/16

C.E.O. RECOMMENDATION:

APPROVE
 BY: *Alex Gann*
 Alex Gann

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Ashley, seconded by Supervisor Benoit and duly carried, IT WAS ORDERED that the above matter is approved as recommended, and is set for public hearing on Tuesday, April 28, 2015, at 9:30 a.m.

Ayes: Jeffries, Washington, Benoit and Ashley
 Nays: None
 Absent: Tavaglione
 Date: April 7, 2015
 xc: Environmental Health ,COB

Kecia Harper-Ihem
 Clerk of the Board
 By: *Kecia Harper-Ihem*
 Deputy

Prev. Agn. Ref.: | District: | Agenda Number:

3-19

FISCAL PROCEDURES APPROVED
 PAUL ANGULO, CPA, ASSISTANT CONTROLLER
 BY: *Russell Dominski*
 Russell Dominski 3-23-15 Departmental Concurrence

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

**SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: Annual Rate Adjustment to the Waste Collection Agreements for Riverside County**

DATE: March 25, 2015

PAGE: 2 of 2

BACKGROUND:

Summary (continued)

In each of the existing twelve Franchise Agreements there is a provision for an adjustment of the rates the customers are charged implemented annually in July.

This 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 Consumer Price Index for All Urban Consumers (CPI), for the balance of the rate. There will also be the continued adjustment of fees charged in Desert Center due to the reduction of the County subsidy. All non-disposal costs are adjusted by the CPI for the Los Angeles/Anaheim/Orange County, CA, as published by the United States Department of Labor, Bureau of Labor Statistics. The proposed rates were adjusted as delineated in the franchise agreement using a CPI of 0.7% for the twelve (12) month period January 2014 through December 2014.

Impact on Residents and Businesses

The approval of the proposed 0.7% increase would raise the typical residential rate in the Franchise Areas approximately \$0.20 per month. The detailed rate sheets will be provided to the Clerk of the Board upon completion of the final calculations no later than July 31, 2015.

SUPPLEMENTAL:

Additional Fiscal Information

The proposed rate adjustments are a 0.7% increase for all Franchise Areas (1-13), based on the CPI, as described above.

The approval of the proposed 0.7% increase would raise the typical residential rate in the Franchise Areas approximately \$0.20 per month. The detailed rate sheets will be provided to the Clerk of the Board upon completion of the final calculations no later than July 31, 2015.

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

2 **RESOLUTION NO. 2015-075**

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

24 BE IT RESOLVED AND ORDERED that the Board of Supervisors of the County of Riverside,
25 State of California, in regular session assembled on _____, finds that the waste hauler fees in
26 Franchise Areas 1-13 shall receive an increase, based on the CPI of 0.7% to the service component of
27 their fees for fiscal year 2015-2016; and the additional revisions noted above;

IRM APPROVED COUNTY COUNSEL
3/29/15
DATE
ERIC STOPHER

1 BE IT FURTHER RESOLVED AND ORDERED that a copy of the increased waste rates
2 specifying the new rate for each service area pursuant to this Resolution be received and filed to the Clerk
3 of the Board of Supervisors no later than July 31, 2015.

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**Riverside County Board of Supervisors
Request to Speak**

Submit request to Clerk of Board (right of podium),
Speakers are entitled to three (3) minutes, subject
to Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: Debbie Walsh

Address: _____
(only if follow-up mail response requested)

City: Mesa Valley **Zip:** _____

Phone #: _____

Date: 4-7 **Agenda #** 3-19

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

_____ **Support** **Oppose** _____ **Neutral**

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

_____ **Support** _____ **Oppose** _____ **Neutral**

I give my 3 minutes to: _____

BOARD RULES

Requests to Address Board on "Agenda" Items:

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

Requests to Address Board on items that are "NOT" on the Agenda:

Notwithstanding any other provisions of these rules, member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES.

Power Point Presentations/Printed Material:

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please insure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

Individual Speaker Limits:

Individual speakers are limited to a maximum of three (3) minutes. Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. **Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.**

Group/Organized Presentations:

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the front bottom of the form.

Addressing the Board & Acknowledgement by Chairman:

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in one of the chamber aisles in order to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman may result in removal from the Board Chambers by Sheriff Deputies.

**Riverside County Board of Supervisors
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SPEAKER'S NAME: Holmstrom

Address: _____
(only if follow-up mail response requested)

City: Mead Valley **Zip:** _____
-Pern's

Phone #: _____

Date: _____ **Agenda #** Postpone Both
3-19 and
3-20

PLEASE STATE YOUR POSITION BELOW:

Position on "Regular" (non-appealed) Agenda Item:

Support Oppose Neutral
Need to Reschedule after holding

Note: If you are here for an agenda item that is filed
for "Appeal", please state separately your position on
the appeal below:

Public + Env. Health + SUMMIT
Trash Hauler
Support Oppose Neutral

I give my 3 minutes to: _____

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FOR BILLING INQUIRIES:
CALL: (951) 368-9710
EMAIL: BillingInquiry@pe.com

THE PRESS-ENTERPRISE **PE** com

Date	Reference Number	Description	Product/Zone	Size	Billed Units	Times Run	Rate	Gross Amount	Net Amount	
4/12/2015	10035978	Annual Rate Adjustment to Waste Collecti	Press-Enterprise	2 x 84 Li	168	1	1.45	243.60	243.60	
Ordered By: Cecilia Gil										
Legal Advertising Invoice								Balance		
								\$243.60		
Sales Contact Information		Advertiser Information								
Maria Tinajero 951-368-9225		Billing Period	Billed Account Number	Advertiser/Client Number		Advertiser/Client Name				
		04/12/2015 - 04/12/2015	1100141323	1100141323		BOARD OF SUPERVISORS				

RECEIVED RIVERSIDE COUNTY
 CLERK / BOARD OF SUPERVISORS
 2015 MAY 14 PM 4:01

*Env. Health
3-19 of 04/07/15*

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR REMITTANCE

THE PRESS-ENTERPRISE **PE** com

Legal Advertising Invoice

Advertiser/Client Name		
BOARD OF SUPERVISORS		
Billing Period	Billed Account Number	Advertiser/Client Number
04/12/2015 - 04/12/2015	1100141323	1100141323
Balance	Invoice Number	Terms Of Payment
\$243.60	10035978	Due Upon Receipt

Billing Account Name And Address

Remittance Address

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
P.O. BOX 1147
RIVERSIDE, CA 92502

The Press-Enterprise
POST OFFICE BOX 12009
RIVERSIDE, CA 92502-2209

Printed at: 11:31 am

on: Wednesday, Apr 8, 2015

Ad #: 0010035978

Order Taker: mtinajero

THE PRESS-ENTERPRISE

Classified Advertising

Proof

1825 Chicago Ave, Suite 100

Riverside, CA 92507

(951) 684-1200

(800) 514-7253

(951) 368-9018 Fax

Account Information

Phone #: 951-955-1066
 Name: BOARD OF SUPERVISORS
 Address: COUNTY OF RIVERSIDE, P.O. BOX 1147,
 RIVERSIDE, CA 92502
 USA

Account #: 1100141323
 Client:
 Placed By: Cecilia Gil
 Fax #:

Ad Information

Placement: Legal Liner PE P2W Riverside P2W
 Publication: PE Riverside, PE.com

Start Date: 04/12/2015
 Stop Date: 04/12/2015
 Insertions: 1 print / 1 online

Rate code: County Ad Lgl-PE-LGL PE County-Legal
 Ad type: C Legal

Size: 2.0 X 84 Li
 Bill Size: 168.00

Amount Due: **\$243.60**

Ad Copy:

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 28, 2015, at 9:30 a.m.** to consider the following Annual Rate Adjustment to the Waste Collection Agreements for Riverside County:

RESOLUTION NO. 2015-075

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 4 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, 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 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 0.7% to the service component of their fees for fiscal year 2015-2016; 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, 2015.

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 8, 2015

Keelia Harper-Ihem, Clerk of the Board
 By: Cecilia Gil, Board Assistant 4/12