

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



ITEM
3.13
(ID # 9472)

MEETING DATE:
Tuesday, May 7, 2019

FROM : ENVIRONMENTAL HEALTH:

SUBJECT: ENVIRONMENTAL HEALTH: Set a Public Hearing for the Annual Rate Adjustment to Waste Collection for Desert Valley Disposal, Inc. within Riverside County Waste Franchise Area 10, Districts 4 & 5. [\$0] (Clerk to Advertise - Set for Hearing May 21, 2019)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Set the public hearing to receive public comments on the Annual Adjustment to the Waste Collection Rates within the County Franchise Area 10;
2. Direct the Clerk of the Board to advertise said public hearing for May 21, 2019 at the hour of 9:00 a.m. or as soon as possible thereafter; and
3. At the conclusion of the public hearing, adopt Resolution No. 2019-082 adjusting the rates by the Consumer Price Index (CPI) and approving the additional recycling processing increase.


ACTION: Policy, Clerk to Advertise, Set for Hearing


Keith Jones, Director Environmental Health 4/15/2019

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Perez 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, May 21, 2019 at 9:00 a.m. or as soon as possible thereafter.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: May 7, 2019
xc: Environmental Health, COB

Kecia Harper
Clerk of the Board
By: 
Deputy

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

| FINANCIAL DATA | Current Fiscal Year: | Next Fiscal Year: | Total Cost: | Ongoing Cost |
|-------------------------|-----------------------------|--------------------------|---------------------------|---------------------|
| COST | \$ 0 | \$ 0 | \$ 0 | \$ 0 |
| NET COUNTY COST | \$ 0 | \$ 0 | \$ 0 | \$ 0 |
| SOURCE OF FUNDS: | | | Budget Adjustment: | No |
| | | | For Fiscal Year: | 19/20 |

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

Waste Collection Franchise Agreements covering most unincorporated portions of Riverside County were phased in between 1997 and 1998. Within each of the existing eleven Franchise Agreements is a provision for an annual adjustment of the rates effective each July 1st. The franchise areas (Areas) are spread throughout the entire county unincorporated area and are present within each Supervisor's District.

This adjustment allows a pass through for any changes to landfill costs including the Alternative Daily Cover surcharge or transfer station fees, plus an increase based on Consumer Price Index (CPI) for the balance of the rate. Costs are adjusted by the CPI for the Riverside/San Bernardino/Ontario, California, 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 3.0% for the twelve (12) month period January 2018 through December 2018.

The detailed rate calculation worksheets factoring in the CPI increase have been reviewed for accuracy and the updated rate sheets are maintained by the Department of Environmental Health.

Recycling Processing Fees

California Law mandates each jurisdiction divert at least 50% of the waste material it generates. To meet that mandate, the waste haulers provide residential curbside recycling bins and commercial recycling bins to divert recyclables to processors and away for the landfill. In the past these programs provided the waste haulers with a marketable commodity that could be used to offset the costs associated with collection, processing and transporting recyclable materials to other markets. Recent changes in the global market for recyclable materials have had a negative impact on a large number of recyclable material types and raised the price of processing and moving material while also depressing the commodity prices of those materials. Foreign initiatives, such as Green Fence, National Sword and Blue Sky from China, have limited or removed markets for materials while also causing a ripple effect of similar limitations or bans in other countries where recyclable materials were previously accepted.

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To offset the rising costs of recyclable collection, the waste haulers in all franchise areas are requesting the addition of a new line item to the rate schedules that accounts for the cost of processing recyclable material. These costs are based on the previous year's costs for collection, processing and transport of recyclables. This new line item will not be subject to annual CPI adjustments but will be based on the prior year's actual costs for recycling processing.

For the 19/20 fiscal year, Desert Valley Disposal, Inc. (DVD) is requesting a \$0.86 monthly increase for all residential customers with recycling bins. Commercial recycling accounts will be increased an equivalent rate based on bin sizes and frequency of pick-up.

Impact on Residents and Businesses

The current typical residential accounts pay \$24.47 a month. The approval of the proposed 3.0% CPI increase and recycling processing fee would result in an increase of \$1.59 per month. Commercial customers rates vary based on the size of bins and frequency of services provided. Waste service would increase by 3.0% of the base rate. The recycling fees increase would only affect those commercial accounts that have subscribed to a recycling program.

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

ATTACHMENTS

Attachment A – Resolution 2019-082 DVD Rates FY 19/20
Attachment B – DVD Rates FY 19/20



Gregory F. Priamos, Director County Counsel 4/16/2019

RESOLUTION NO. 2019-082

**A RESOLUTION OF THE COUNTY OF RIVERSIDE ESTABLISHING WASTE HAULER FEES
FOR DESERT VALLEY DISPOSAL, INC. IN FRANCHISE AREA 10**

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, 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 Desert Valley Disposal, Inc. (DVD) to cover Franchise Area 10; and

WHEREAS, the Waste Collection Franchise Agreement covering Franchise Area 10, 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 provide cost of living increase to address the costs of providing these services; and

WHEREAS, DVD has requested the addition of a Recycling Processing fee where applicable to cover the increased cost of recyclable processing State-wide;

BE IT RESOLVED AND ORDERED that the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on May 21, 2019, finds that the waste hauler fees in Franchise Area 10 shall receive an increase, based on the CPI of 3.0% to the service component of their fees for fiscal year 2019-2020 and approve the addition of the Recycling Processing fee to the existing rate sheets.

FORM APPROVED COUNTY COUNSEL
BY: ERIC STOPHER
4/16/19



OFFICE OF THE
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 R. HARPER
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

May 9, 2019

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 for Waste Collection
within Riverside County Waste Franchise Areas Resolution 2019-082

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME on Monday, May 13, 2019.**

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,

Karen Barton

Board Assistant to:
KECIA R. HARPER, CLERK OF THE BOARD



OFFICE OF THE
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 R. HARPER
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

May 9, 2019

THE 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 for Waste Collection
within Riverside County Waste Franchise Areas Resolution 2019-082

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME on Saturday, May 11, 2019.**

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,

Karen Barton

Board Assistant to:
KECIA R. HARPER, CLERK OF THE BOARD

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, May 21, 2019, at 9:00 a.m.**, or as soon as possible thereafter, to consider the following Annual Rate Adjustment for Waste Collection within Riverside County Waste Franchise Areas:

RESOLUTION NO. 2019-082

A RESOLUTION OF THE COUNTY OF RIVERSIDE ESTABLISHING WASTE HAULER FEES FOR DESERT VALLEY DISPOSAL, INC. IN FRANCHISE AREA 10

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, 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 Desert Valley Disposal, Inc. (DVD) to cover Franchise Area 10; and

WHEREAS, the Waste Collection Franchise Agreement covering Franchise Area 10, 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 provide cost of living increase to address the costs of providing these services; and

WHEREAS, DVD has requested the addition of a Recycling Processing fee where applicable to cover the increased cost of recyclable processing State-wide;

BE IT RESOLVED AND ORDERED that the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on **May 21, 2019**, finds that the waste hauler fees in Franchise Area 10 shall receive an increase, based on the CPI of 3.0% to the service component of their fees for fiscal year 2019-2020 and approve the addition of the Recycling Processing fee to the existing rate sheets.

Alternative formats available upon request to individuals with disabilities. If you require reasonable accommodation, please contact Clerk of the Board at (951) 955-1063, at least 72 hours prior to hearing.

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

Dated: May 9, 2019

Kecia R. Harper, Clerk of the Board
By: Karen Barton, Board Assistant



CALL (951) 368-9222
EMAIL legalis@pe.com

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Env. Health
3.13 5/7/19

Placed by: Karen Lynn Barton

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COUNTY OF RIVERSIDE
'PO BOX 1147'
RIVERSIDE, CA 92502

CALIFORNIA NEWSPAPER PARTNERSHIP
dba The Press-Enterprise
PO Box 65210
Colorado Springs, CO 80962-5210

THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
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951-368-9018 FAX

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Publication(s): The Press-Enterprise

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Ad Desc.: Res. 2019-082 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

05/13/2019

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: May 13, 2019
At: Riverside, California



Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
PO BOX 1147
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Dated: May 9, 2019

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By: Karen Barton, Board Assistant

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