

**City of Cloverdale
City Council
Resolution No. 016-2012**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVERDALE
APPROVING MAXIMUM ALLOWABLE SOLID WASTE, COMPOSTING AND RECYCLING RATES AND
REPEALING RATE SCHEDULES ADOPTED UNDER RESOLUTION NO. 047-2009**

WHEREAS, in May of 2007, USA Waste informed the City of its intent to sell its holdings in Sonoma County to the Ratto Group of Companies, Inc., including its interest in the Franchise Agreement for Garbage and Rubbish Disposal with the City of Cloverdale; and

WHEREAS, the City Council consented to the assignment of the Franchise Agreement effective January 1, 2008; and

WHEREAS, the City entered into a First Amendment to Agreement for Garbage and Rubbish Disposal ("First Amendment") with the Ratto Group and its subsidiary Redwood Empire Disposal, Inc.; and

WHEREAS, pursuant to the First Amendment, the rate structure that was in place at the time of the assignment from USA Waste was to remain in effect until June 30, 2008; and

WHEREAS, the rate structure in place at the time of the assignment was the rate structure adopted by Resolution No. 65-2006; and

WHEREAS, pursuant to Resolution No. 96-2008, the City Council authorized effective August 1, 2008 rate increases of 7.22% residential and 10.21% commercial, which included the rate increases previously approved in Resolution No. 65-2006 in addition to rate increases of 2.21% based on CPI and tipping fees as permitted in the Franchise Agreement; and

WHEREAS, on July 22, 2009, in addition to the rate increases authorized by Resolution No. 65-2006, at the request of Redwood Empire Disposal, Inc. the City Council approved Resolution No. 047-2009 authorizing rate increases of 4.78% for residential and commercial customers based on CPI and tipping fees as permitted in the Franchise Agreement; and

WHEREAS, on February 23, 2011, the City Council adopted Ordinance No. 677-2011 repealing Cloverdale Municipal Code Chapter 8.12, and adding a new Chapter 8.12, entitled, "Collection, Disposal and Processing of Solid Waste Recyclables and Compostable Materials and Related Activities" to the Cloverdale Municipal Code; and

WHEREAS, on March 23, 2011, the City Council approved Resolution No. 021-2011 adopting a new franchise agreement with Redwood Empire Disposal Inc. that, among other things, established a new franchise term provided for amendment of franchise rates, and provided for new services to be provided by RED to the City and to its residents; and

WHEREAS, the maximum allowable rates remained unchanged in the new franchise agreement pending an analysis of rates of solid waste, composting and recycling; and

WHEREAS, the franchise included an increase to 12% from 9% of the franchise fee payable by RED to the City, of which 11% was allowed to be recoverable by franchise service charges; and

WHEREAS, implementation of two percent of the franchise fee was to take place once the analysis of maximum allowable rates was conducted; and

WHEREAS, the analysis is still in process and the City desires to implement the final two percent of the franchise fees, with any other approved adjustments to take place once the analysis is complete; and

WHEREAS, on February 23, 2012, the Finance & Administration Subcommittee reviewed and recommended approval of the maximum allowable rate structure proposed by Redwood Empire Disposal, Inc.; and

WHEREAS, on March 14, 2012, the City Council reviewed the maximum allowable rate structure and directed staff to schedule a public hearing to consider the revised structure; and

WHEREAS, The proposed rate structure is consistent with the Franchise Agreement and will provide Redwood Empire Disposal with a fair rate of return.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cloverdale as follows:

1. The above recitals are true and correct and are hereby incorporated into this resolution as findings of the Cloverdale City Council.
2. The City Council of the City of Cloverdale approves the rate schedule shown in **Exhibit A** attached hereto, to be effective June 1, 2012.
3. Resolution No. 047-2009 is hereby repealed.

It is hereby certified that the foregoing Resolution No. 016-2012 was duly introduced and duly adopted by the City Council of the City of Cloverdale at its regular meeting held on April 11, 2012, by the following vote (5-ayes, 0-noes):

AYES in favor of: Mayor Cox, Vice Mayor Palla, Councilmember Maacks, Councilmember Russell, and Councilmember Wolter


NOES:

ABSENT:

ABSTAIN:

APPROVED:

ATTESTED:



Robert M. Cox, Mayor



Roberto J Bartoli Jr., Deputy City Clerk

CITY OF CLOVERDALE SUMMARY OF ELEMENTS

Rates Effective June 1, 2012

Residential and Commercial Services

	Current Rate	Proposed Rate
Residential Schedule		
Cans (weekly collection)		
1-20 GAL	13.39	13.66
1-32 GAL	18.86	19.23
1-64 GAL	30.37	30.98
1-96 GAL	39.83	40.63
Road Charge*	6.20	6.33
Extra Pick-up	8.40	8.56
Carry charge per cart**	1.72	1.76
Low Income Discount		
Cans (weekly collection)		
1-32 GAL	16.97	17.31
1-64 GAL	27.33	27.88
1-96 GAL	35.85	36.56
Road Charge*	5.59	5.70
Carry charge per cart**	1.55	1.58
Commercial Schedule		
1.5 Cubic Yd Bin		
1 x week	153.10	156.16
2 x week	268.51	273.88
3 x week	381.64	389.27
Extra Pick-up	53.95	55.03
2 Cubic Yd Bin		
1 x week	191.97	195.81
2 x week	335.77	342.48
3 x week	479.91	489.51
Extra Pick-up	67.04	68.38
3 Cubic Yd Bin		
1 x week	239.92	244.72
2 x week	433.09	441.75
Extra Pick-up	82.67	84.32
4 Cubic Yd Bin		
1 x week	284.58	290.27
2 x week	506.13	516.26
3 x week	721.26	735.69
Extra Pick-up	96.08	98.00

	Current Rate	Proposed Rate
6 Cubic Yd Bin		
1 x week	413.10	421.36
2 x week	673.53	687.00
Extra Pick-up	133.29	135.96
Carts		
1 -35 Gal Cart 1xw	25.33	25.84
1-64 Gal Cart 1xw	50.67	51.69
1-96 Gal Cart 1xw	76.00	77.52
Extra Pick-up	11.24	11.47

*Service on Private Roads **For Walk-in Service

Commercial Solid Waste Compactor Special Services

Backyard Charge	27.97	28.53
Sideyard for Fee Service	27.97	28.53
Key Charges (1)	11.20	11.42
Enclosure Charges (2)	27.97	28.53
Gate Service Charges (3)	11.20	11.42
Long Walk Charge (4)	27.97	28.53
Commercial Overage per cubic yard	48.38	49.35
4 Yd Cleanup Bin (3 days)	190.63	194.44
Contaminated Recycle, yard waste or food scrap:		
Cart	20.00	20.40
Bin	20.00	20.40
	plus \$82 per yard	
Cleaning Fee for food scrap	50.00	51.00
Bin/Cart in excess of 1 per year	0.00	0.00
Replacement Cart after 1/year	78.00	79.56
Replacement Bin after 1/year	132.00	134.64
Same day return trip for Bin/	16.50	16.83
Cart blocked or not at curb	0.00	0.00
Fee to reinstate account closed	25.00	25.50
for nonpayment	0.00	0.00
Add'l Recycle or Yard Waste cart (after 2)	16.50	16.83

Commercial Solid Waste Debris Box Service:

20 yard or less	381.30	388.93
30 yard & 40 yard	409.29	417.48
Disposal per ton over 2 tons	120.00	122.40

C&D Debris Box containing >10% recyclables (2 tons c

20 yard or less	381.30	388.93
30 yard & 40 yard	409.29	417.48

	Current Rate	Proposed Rate
Wood (disposal billed separately @ \$33 per ton based on tag)		
20 yard or less	116.40	118.73
30 yard & 40 yard	128.48	131.05
Brush (disposal billed separately @ \$40.22 per ton based on tag)		
20 yard or less	116.40	118.73
30 yard & 40 yard	128.48	131.05
Recycling		
20 yard or less	128.48	131.05
30 yard & 40 yard	128.48	131.05
Concrete - half-full box allowed (disposal billed separately @ \$5.56 per ton based on tag)		
20 yard or less	256.96	262.09
Dirt - half-full box allowed (disposal billed separately @ \$22.22 per ton based on tag)		
20 yard or less	128.48	131.05
Compactor MSW Solid Waste Compactors		
3 yard once/week	439.34	448.13
3 yard twice/week	878.67	896.24
3 yard three times/week	1,317.02	1,343.36
Other sized compactors (disposal billed separately)		
20 yard or less compactor	223.79	228.27
25 yard compactor	279.74	285.34
30 yard compactor	335.69	342.40
Bulky Items		
Furniture		
Twin Bed	64.24	65.52
Double/Full Bed	64.24	65.52
Queen Bed	64.24	65.52
King Bed	64.24	65.52
Bed Frame	49.41	50.40
Couch (under 6 feet)	49.41	50.40
Upholstered Chairs	49.41	50.40
Wooden Chairs	49.41	50.40
Dinette Tables	49.41	50.40
Household Items		
Rug (9 X 12)	49.41	50.40
Vacuum	49.41	50.40

	Current Rate	Proposed Rate
Appliances		
Water Heater- up to 100 gallon	49.41	50.40
Oven	54.36	55.44
Oven (stove top)	54.36	55.44
Oven (stove unit)	54.36	55.44
Microwave	49.41	50.40
Garbage Compactor	49.41	50.40
Refrigerator	64.24	65.52
Freezer	64.24	65.52
Air Conditioner	64.24	65.52
Washing Machine	54.36	55.44
Dryer	54.36	55.44
Building Materials		
Household Doors	49.41	50.40
Sink	49.41	50.40
Toilets	49.41	50.40
Windows (less than 3' X 4')	49.41	50.40
Windows (larger than 3' X 4')	70.28	71.68
Yard & Garden		
Gas Mower (must be drained of gas and oil)	49.41	50.40
BBQ	49.41	50.40
Ping Pong table	49.41	50.40
Exercise Bike	49.41	50.40
Swing Sets	49.41	50.40
Bicycle	49.41	50.40
Electronics		
Computer Monitor or Computer Tower/CPU	49.41	50.40
Television	49.41	50.40
Large Screen Television	59.30	60.48
Console Television	59.30	60.48
Stereo Equipment	49.41	50.40
VCR/Home Entertainment	49.41	50.40
Printer/Fax	49.41	50.40
Copier (table top)	49.41	50.40
Copier (small stand alone)	113.65	115.93
Oversize office equipment***	35.00	35.70

	Current Rate	Proposed Rate
Car Parts		
Engine Block (must be completely drained of fluid)	49.41	50.40
Car Seat	49.41	50.40
Bumper/Grill, etc.	49.41	50.40
Passenger Vehicle Tire	49.41	50.40
Truck or Tractor Tire****		
Additional Items		
Items under 60 pounds	49.41	50.40
Items over 60 pounds***	50.00	51.00
Items requiring special handling or disposal***	50.00	51.00

Plus the cost of disposal *Special pricing applies