

1 **BEFORE THE BOARD OF SUPERVISORS, COUNTY OF SAN BENITO**

2 A RESOLUTION OF THE SAN BENITO COUNTY)
3 BOARD OF SUPERVISORS APPROVING THE)
4 MAXIMUM ALLOWABLE SOLID WASTE)
5 COLLECTION RATES EFFECTIVE)
6 NOVEMBER 1, 2018 TO JUNE 30, 2019)
7

Resolution No. 2018-_____

8 **WHEREAS**, on June 12, 2018, following a competitive procurement process, the San Benito
9 County Board of Supervisors approved Recology of San Benito County as the new franchise
10 agreement collection hauler within the County of San Benito, with a term beginning November 1,
11 2018; and

12 **WHEREAS**, the new franchise agreement includes significant changes to recycling and organics
13 collection programs for residents and businesses, in compliance with state mandates AB 939,
14 AB 341, AB 1826 and SB 1383; and

15 **WHEREAS**, Recology of San Benito County determined the Solid Waste Collection Rates,
16 attached hereto and incorporated herein by reference as Exhibit 1, as part of the competitive
17 procurement process; and

18 **WHEREAS**, while not currently required by law, the Board of Supervisors followed the noticing
19 procedure set forth in Article XIID §6 of the California Constitution (Proposition 218) and in
20 accordance with Proposition 218, the Board authorized staff to proceed with noticing and protest
21 proceedings for the proposed Solid Waste Collection Rates; and

22 **WHEREAS**, the public was noticed of such proposed Solid Waste Collection Rates by a notice
23 mailed to property owners and ratepayers within the unincorporated County of San Benito on
24 August 1, 2018; and

25 **WHEREAS**, the Board of Supervisors held a public hearing on October 9, 2018 to consider the
26 proposed Solid Waste Collection Rates and to receive and consider any protests received; and

27 **WHEREAS**, at the public hearing, the Board of Supervisors heard and received all oral and written
28 testimony and evidence that was made, presented, or filed, and all persons present at the hearings
29 were given ample opportunity to hear and be heard with respect to any matter related to the Solid
30 Waste Collection Rates; and

31 **WHEREAS**, at the conclusion of public testimony, the Board of Supervisors closed the public
32 hearing, determined that there was not a majority protest, and deliberated and considered the merits
33 of the proposed Solid Waste Collection Rates.

34 **NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of San
35 Benito that it hereby finds and determines as follows:

36 1. In accordance with Article XIID §6 of the California Constitution:

- 37 a. The revenues derived from the Solid Waste Collection Rates (Exhibit 1) will not exceed
38 the funds required to provide solid waste collection service;
39 b. The revenues derived from the Solid Waste Collection Rates (Exhibit 1) will not be used
40 for any purpose other than solid waste collection;

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- c. The Solid Waste Collection Rate charged will not exceed the cost of solid waste collection per parcel;
- d. Any surplus monies collected from the Solid Waste Collection Rates will be used to offset revenue requirements;
- e. The Solid Waste Collection Rate is only charged for solid waste collection service that is currently available; and
- f. The Solid Waste Collection Rate is not charged for general governmental services.

BE IT FURTHER RESOLVED by the Board of Supervisors of the County of San Benito that it hereby approves the maximum allowable Solid Waste Collection Rates set forth in Exhibit 1, effective November 1, 2018 to June 30, 2019.

PASSED AND ADOPTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BENITO THIS 9th DAY OF OCTOBER, 2018 BY THE FOLLOWING VOTE:

Ayes: Supervisor(s):
Noes: Supervisor(s):
Absent: Supervisor(s):
Abstain: Supervisor(s)

By: _____
Anthony Botelho, Chair

ATTEST:
Janet Slibsager, Clerk of the Board

APPROVED AS TO LEGAL FORM:
San Benito County Counsel's Office

By: _____

By: Shirley L. Murphy
Shirley L. Murphy, Deputy County Counsel

Date: _____

Date: Oct. 4, 2018

Resolution 2018-~~1~~, Exhibit 1

Attachment F3

Form 2.3: Proposed First-Year Rates - Single-Family Cart Service: San Benito County		
Recology - Base - Final Negotiated		
	A	B
Row	Service Category	Maximum Monthly Rate
	Standard Service: Includes one (1) solid waste cart (size is customer choice); one (1) 64 gallon cart recycling materials cart; and, one (1) 96 gallon organic materials cart.	
1	20-gallon cart (every other week)	\$22.00
2	20-gallon cart	\$25.75
3	32-gallon cart	\$31.00
4	64-gallon cart	\$51.00
5	96-gallon cart	\$78.00
	Low Income	
6	20-gallon cart	\$19.31
7	32-gallon cart	\$23.25
	Additional Solid Waste Carts (beyond one (1) cart provided as standard service.)	
9	20-gallon cart	\$20.00
10	32-gallon cart	\$25.00
11	64-gallon cart	\$35.00
12	96-gallon solid waste	\$45.00
	Additional Recycling Carts (beyond one (1) cart provided as standard service.)	
13	64-gallon cart	\$4.50
14	96-gallon cart	\$5.50
	Additional Organics Carts (beyond one (1) cart provided as standard service.)	
15	64-gallon cart (set at 50% of standard rate.)	\$25.50
16	96-gallon cart (set at 50% of standard rate.)	\$39.00
	Bulky Item	
17	Additional charge for service in excess of up to two (2) cubic yards of Reusable Materials, up to five (5) E-Waste Items, AND up to two (2) Appliance or Bulky Item	\$39.00
18	Additional charge for collection events beyond two (2) times per year.	\$120.00
19	Backyard Service (in addition to standard service fee.)	\$50.00
20	Extra Solid Waste Collection¹	\$10.00
21	Enclosure or Lock Charge at Curb²	\$10.00
22	Long Walk Charge³	\$20.00
23	Saturday Collection Surcharge⁴	\$75.00
24	Non-Scheduled Collection⁵	\$20.00
25	Small Vehicle Service on Private Road & Driveways over 100 Feet from Road⁶	\$33.00
26	Cart Exchange⁷	\$13.00
27	Cart Replacement Fee⁸	\$79.00
28	Contamination Fee (per incident)	\$20.00
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¹ For each set out of an additional bag or 32/35 gallon can equivalent on the scheduled collection day.

² Enclosure charges apply when collection requires removing/replacing cart from enclosure when emptied.
Lock charges apply when access requires driver to unlock to empty the cart.
Lock charge does not apply lock is unlocked.

³ For carts further than 10 ft. from defined edge of road used by the collection vehicle.

⁴ For customers requesting regular scheduled service on Saturdays.

⁵ For collection of a missed pick-up scheduled on a day other than customer's regular collection day.

⁶ Applies to Total Monthly Customer Rates for schedules 1 and 2.

⁷ If more than one exchange of cart(s) is requested per billing period.

⁸ Replacement of carts due to customer negligence or repetitive losses.

Attachment F3: 2.6A Comm Rates-SBC

Proposed First-Year Rates - Commercial and Multi-Family: San Benito County										
		Proposer: Recology - Base - Final Negotiated								
A		B	C	D	E	F	G	H	I	
		Proposed Maximum Monthly Rates for Solid Waste								
Row	Container Type/Size or Service Type	Frequency of Collections per Week						Additional Pick Up		
		0.5	1	2	3	4	5	6		
1	1 cubic yard bin	\$140.80	\$160.00	\$320.00	\$480.00	\$640.00	\$800.00	\$1,068.80	\$48.00	
2	1 cubic yard compactor	\$214.02	\$243.20	\$486.40	\$729.60	\$972.80	\$1,216.00	\$1,624.58	\$72.96	
3	1.5 cubic yard bin	\$204.16	\$232.00	\$464.00	\$696.00	\$928.00	\$1,160.00	\$1,549.76	\$69.60	
4	2 cubic yard bin	\$130.00	\$200.00	\$400.00	\$600.00	\$800.00	\$1,000.00	\$1,336.00	\$60.00	
5	2 cubic yard compactor	\$237.90	\$366.00	\$732.00	\$1,098.00	\$1,464.00	\$1,830.00	\$2,444.88	\$109.80	
6	3 cubic yard bin	\$178.75	\$275.00	\$550.00	\$825.00	\$1,100.00	\$1,375.00	\$1,837.00	\$82.50	
7	3 cubic yard compactor	\$333.65	\$513.32	\$1,026.63	\$1,539.95	\$2,053.26	\$2,566.58	\$3,428.94	\$153.39	
8	4 cubic yard bin	\$240.50	\$370.00	\$740.00	\$1,110.00	\$1,480.00	\$1,850.00	\$2,471.60	\$111.00	
9	4 cubic yard compactor	\$448.77	\$690.42	\$1,380.84	\$2,071.26	\$2,761.68	\$3,452.10	\$4,612.00	\$207.12	
10	6 cubic yard bin	\$341.25	\$525.00	\$1,050.00	\$1,575.00	\$2,100.00	\$2,625.00	\$3,507.00	\$157.50	
11	6 cubic yard compactor	\$644.96	\$992.25	\$1,984.50	\$2,976.75	\$3,969.00	\$4,961.25	\$6,618.23	\$297.68	
12	8 cubic yard bin	\$461.50	\$710.00	\$1,420.00	\$2,130.00	\$2,840.00	\$3,550.00	\$4,742.80	\$213.00	
13	64 gallon cart ²	\$38.25	\$51.00	\$102.00	\$153.00	\$204.00	\$255.00	\$340.05	\$15.30	
14	96 gallon cart ²	\$58.50	\$78.00	\$156.00	\$234.00	\$312.00	\$390.00	\$511.05	\$23.40	
15	Sundry collection surcharge	\$53.00	\$55.00	\$55.00	\$55.00	\$55.00	\$55.00	\$55.00		
16	Push/Lock/Enclosure/Long	\$12.25	\$21.50	\$49.00	\$73.50	\$98.00	\$122.50	\$163.65		
17	Bin exchange	\$45.00	\$45.00	\$45.00	\$45.00	\$45.00	\$45.00	\$45.00		
18	Stream cleaning (>1 per year)	\$75.00	\$75.00	\$75.00	\$75.00	\$75.00	\$75.00	\$75.00		
19	Contamination fee	\$85.00	\$85.00	\$85.00	\$85.00	\$85.00	\$85.00	\$85.00		

A		B	C	D	E	F	G	H	I
Proposed Maximum Monthly Rates for Organic Materials ¹									
Row	Container Type/Size or Service Type	Frequency of Collections per Week						Additional Pick Up	
		0.5	1	2	3	4	5	6	
20	64 gallon cart	na	\$30.60	\$61.20	\$91.80	\$122.40	\$153.00	\$204.41	\$9.18
21	96 gallon cart	na	\$46.80	\$93.60	\$140.40	\$187.20	\$234.00	\$312.62	\$14.04
22	1 cubic yard bin	na	\$96.00	\$192.00	\$288.00	\$384.00	\$480.00	\$641.28	\$28.80
23	2 cubic yard bin	na	\$150.00	\$300.00	\$450.00	\$600.00	\$750.00	\$1,002.00	\$45.00

¹ Organic materials collection for Multi-Family Customers will consists of 64 Gallon or 96 gallon up to 3 times per week.

² Multi-Family Customers with no greater than once per week individual cart service will receive one (1) Recyclable Materials cart free of additional charge.

Attachment F3

Form 2.9: Proposed First-Year Revenue - On-Call Services: San Benito County		
Recology - Base - Final Negotiated		
	A	B
Row	Container Size/Type	Maximum Customer Rate
	Drop-Box Service	
1	Standard Roll-Off Box	\$305.00
2	Low Boy Roll-Off Box	\$305.00
3	Compactor (all sizes)	\$305.00
	Drop-Box Disposal/Processing per Ton	
5	Solid Waste Disposal	\$70.00
6	Recycling Materials Processing	\$0.00
7	Organic Materials Processing	\$70.00
8	C&D Materials Processing	\$70.00
	Temporary Bin 3 Cubic Yard	
11	Flat Rate - Includes disposal	\$175.00
	On-Call Bulky Item - Multi-Family Dwellings	
12	Additional charge for service in excess of up to two (2) cubic yards of Reusable Materials, up to five (5) E-Waste items, AND up to two (2) Appliance or Bulky Item	\$39.00
13	Additional charge for collection events beyond two (2) times per year.	\$120.00