

Meeting Date: 5/25/10

AGENDA REPORT

City of Santa Clara, California

Agenda Item # 8B



DATE: May 20, 2010

TO: City Manager for Council Action

FROM: Acting Director of Streets & Automotive Services/City Arborist

SUBJECT: PUBLIC HEARING: for Adoption of a Resolution Setting the Overall Rates to be Charged to Customers for Collection and Disposal of Garbage, Refuse, Clean Green, Recycling, Annual Clean Up Campaign, and Household Hazardous Waste in the Residential, Institutional, and Commercial Property Zoned Areas

EXECUTIVE SUMMARY:

A notice was mailed to all current solid waste (garbage, Clean Green, recycling, Clean-Up Campaign, and household hazardous waste) customers on April 9, 2010. The notice informed solid waste customers that a Public Hearing was set for May 25 regarding proposed increases to solid waste rate charges and summarized the proposed rate increases. The notice was mailed out more than 45 days prior to the May 25 scheduled Public Hearing, as required by Article XIII D of the California Constitution.

At the Council meeting, Council will need to open the Public Hearing and hear protests regarding the proposed rates. In addition, the Council meeting will be the last opportunity for City solid waste customers to return written protests against the proposed rates. At the close of the Public Hearing, the protests will be tabulated. If a majority of solid waste customers protest the proposed rates, Council will be unable to raise the solid waste rates. If there is not a majority protest of the rates, Council may increase the solid waste rates as specified in Table A of the Resolution.

Agreements are in place with Mission Trail Waste Systems (MTWS) for collection of solid waste in the exclusive franchise area, with Recology Santa Clara to provide residential single-stream recycling, and with IDC/Newby Island Landfill to provide solid waste disposal and composting services. Each agreement contains cost-of-living adjustment formulae, which adjust the rate of compensation paid to the service providers on an annual basis. Adjustments to service provider rates of compensation are then incorporated into customer rates in an effort to fully recover the cost of services. The proposed shift in rates for garbage, Clean Green, and recycling services for FY 2010-11 are higher than the typical cost-of-living formulae because new agreements with enhanced services have created new baseline levels of compensation for the service providers.

In accordance with its exclusive franchise agreement that was approved by Council on December 15, 2009, MTWS will receive a 2.0% increase to its Schedule of Tariffs on July 1, 2010, followed by a 7.9% increase on January 1, 2011, assuming it has placed all of its new CNG fuel residential collection vehicles in service by that date. Recology Santa Clara implemented the new residential single-stream recycling program on December 7, 2009 and received a mid-year increase from \$1.37 per household per month to \$2.39 per household per month to reflect the enhanced service. The average cost for recycling services (\$1.97 per month) for all of FY 2009/10 was passed on to rate payers effective July 1, 2009, so the full effect of the \$2.39 per household per month payment to Recology Santa Clara has not been incorporated into current customer rates.

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The overall proposed summary change to the “Basic Service” (one 32-gallon can/small cart garbage; Clean Green; Recycling; Annual Clean-Up Campaign; and Household Hazardous Waste charges) is +\$2.70 (+12.2%) per month per residence. This includes +\$0.51 per month for garbage collection/disposal, +\$0.98 per month for Clean Green collection/composting, +\$1.16 per month for residential recycling, +\$0.05 for household hazardous waste. No change is proposed for the Clean-Up Campaign charge (\$3.80 per month).

It is proposed to increase the monthly garbage service component of the solid waste rates by 5.5% for single-family 1-can, 2-can, 3-can, front-load bin, and drop body debris bin services. No increase is proposed for extra bag tags. The proposed increase for 20-gallon Supersaver Cart service garbage component is +\$0.21 (+5.5%), which raises it to \$4.11 per month. The 20-gallon Supersaver Cart customers are subject to the same proposed rate increases to the Clean Green, residential recycling, and household hazardous waste collection components of the solid waste rates listed in the paragraph above.

The full slate of proposed customer rate increases for all levels of service are presented in Table A of the Resolution. Santa Clara’s total charges for residential and commercial solid waste services will remain among the lowest and much less than the average in Santa Clara County. Table I and Table II detail rate comparisons (both current and proposed rates) among other jurisdictions throughout the County for specific container sizes.

ADVANTAGES AND DISADVANTAGES OF ISSUE:

Rate increases are necessary to pay for increases to garbage, Clean Green, and recycling, collection and disposal/processing, which are contractually required under the agreements with MTWS, Recology Santa Clara, and IDC/Newby Island Landfill. One of the City’s budget principles is to increase certain fees that reduce subsidy from the General Fund while maintaining the City’s low fee structure.

ECONOMIC/FISCAL IMPACT:

There will be an increased total charge of \$2.70 per month for single-can (32-gallon capacity)/Small Cart residential service, which includes increases of \$0.51 for garbage services, \$0.98 for Clean Green services, \$1.16 for recycling services, and \$0.05 for hazardous waste services. Rates for commercial front-load dumpster and drop body debris bin garbage services will be raised 5.5%. No increase is proposed for the Clean-Up Campaign.

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RECOMMENDATION:

That the Council:

1. open the Public Hearing to receive testimony regarding the proposed rates to be charged to customers for collection and disposal of garbage, refuse, Clean Green, recycling, annual Clean-Up Campaign, and household hazardous waste in the residential, institutional, and commercial property zoned areas, and
2. adopt a Resolution setting the overall rates to be charged to customers for the collection and disposal of garbage, refuse, Clean Green, recycling, annual Clean-Up Campaign, and household hazardous waste in the residential, institutional, and commercial property zoned areas, effective with the July 2010 billing cycle.

For [Signature]

John Mendoza
Acting Director of Streets & Automotive Services/City Arborist

APPROVED:

Jennifer Sparacino

Jennifer Sparacino
City Manager

Documents Related to this Report:

- 1) Resolution
- 2) Table I – Monthly Residential Refuse Service Rates in Santa Clara County
- 3) Table II – Commercial/Industrial Debris Box Refuse Service Rates in Santa Clara County

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DISCUSSION

A. GARBAGE COLLECTION AND DISPOSAL: 5.5% INCREASE ON MOST RESIDENTIAL AND COMMERCIAL GARBAGE SERVICE LEVELS

The negotiated increases for garbage collection (paid to Mission Trail Waste Systems) and estimated adjustment formulae for garbage disposal (paid to IDC/BFI/Newby Island Landfill) combine to increase garbage rates for most residential and all commercial garbage service levels by 5.5%. Effective July 1, 2010, MTWS' Schedule of Tariffs will be increased by 2.0% on all types of service (residential cart/can service, front-load dumpster, and drop body debris bin). The Schedule of Tariffs will also be increased by 7.9% on January 1, 2011 if MTWS places a new CNG fuel residential side-load collection fleet into service.

The proposed increase in the garbage collection/disposal component of the solid waste rate takes into account that the full +9.9% shift in the Schedule of Tariffs is only occurring during the last six (6) months of the fiscal year. Staff does not intend to propose an additional increase to garbage rates mid fiscal year. The proposed +5.5% in garbage rates is designed to cover both the July 1, 2010 and January 1, 2011 shifts in the Schedule of Tariffs.

It should be noted that the recently amended franchise agreement (December 15, 2009) also provides an additional +9.9% shift in the Schedule of Tariffs, effective July 1, 2011. The garbage collection component of the solid waste rate will need to be shifted by a larger percentage than +9.9% in FY 2011/12 to keep pace with cost recovery because the FY 2010/11 proposed increases are not capturing the full effect of the shift in tariffs. The garbage disposal component adjustment formulae weights the San Francisco-Oakland-San Jose Consumer Price Index for 80% of its calculation. As a general rule of thumb, garbage collection costs are responsible for two-thirds, and disposal costs are responsible for one-third of the overall garbage component.

The garbage component of the solid waste rates for residential cart/can service will be \$9.76 per month for the 32-gallon cart (1-Can Service), \$19.21 per month for the 65-gallon cart (2-Can Service), and \$28.66 per month for the 96-gallon cart (3-Can Service). Customers with additional carts with continuous monthly service will be charged \$9.45 per 32-gallon container per month. Rates for front-load bin and drop body debris box services have been increased by 5.5%. The City of Santa Clara's rates for solid waste services will remain among the lowest, even if the proposed rate adjustments are approved by Council. See Tables I and II for a comparison of solid waste rates for different collection services in Santa Clara County.

The garbage component of the 20-gallon Supersaver cart rate is currently set at \$3.90 per month. Effective July 1, 2010, the City will pay MTWS \$4.60 per month to service 20-gallon Supersaver carts. It is estimated that the disposal component will be an additional \$2.30 per month, which brings the total cost of providing garbage service to 20-gallon Supersaver cart customers to \$6.90 per month. The garbage component of the 20-gallon Supersaver cart rate is proposed to increase by +5.5% to \$4.11 per month (+\$0.21) effective July 1, 2010. It is proposed to charge customers \$2.79/month less than 20-gallon Supersaver cart service costs in order to provide residents with the economic incentive to produce less garbage and utilize the landfill diversion programs offered by the City. Customers with the 20-gallon Supersaver cart service do pay the full cost of the Clean Green, residential recycling, household hazardous waste, and Clean-Up Campaign programs. 1,190 customers currently subscribe to the 20-gallon Supersaver cart.

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Effective July 1, 2010, residents qualifying for Low Income Rate Discount will be eligible to receive \$1.25 per month discount off of their monthly garbage service. The current Low Income Rate Discount is \$0.90 per month. 26 customers currently receive the Low Income Rate Discount on garbage services.

B. CLEAN GREEN PROGRAM CHARGE: INCREASE TO \$8.53 PER MONTH PER RESIDENCE

The current service charge associated with the residential "Clean Green" (unlimited yard waste) collection service is \$7.55 per month per single-family and multi-family residence. The budgeted cost for providing this service in FY 2010/11 is approximately \$8.53 per month. It is proposed that the monthly Clean Green charge be increased to \$8.53 (+\$0.98). This will eliminate the General Fund subsidy for the Clean Green program and bring it to full cost recovery.

The cost for the Clean Green program is based on the exclusive franchise agreement with Mission Trail Waste Systems, and long-term landfill processing and disposal agreement with IDC/BFI Newby Island Landfill. The amount paid to MTWS to collect Clean Green will increase by 2.0% on July 1, 2010, and by 7.9% on January 1, 2011, if the fleet of CNG fuel collection vehicles is in service.

C. RESIDENTIAL RECYCLING PROGRAM CHARGE: INCREASE TO \$2.36 PER RESIDENCE PER MONTH

On September 22, 2008, Council approved a new agreement with the City's current recycling program collector, Recology Santa Clara, to implement a residential single-stream recycling program. The single-stream recycling program was implemented in November/December 2009. Effective in December 2009, the amount paid to Recology Santa Clara shifted from \$1.37 to \$2.39 per month. The average cost for recycling services (\$1.97 per month) for all of FY 2009/10 was passed on to rate payers effective July 1, 2009, so the full effect of the \$2.39 per household per month payment to Recology Santa Clara has not been incorporated in customer rates yet.

Recology Santa Clara will not be eligible for an adjustment to its collection tariff until July 1, 2011, per its agreement with the City. The rate adjustment formulae is based solely on the percentage change to the San Francisco-Oakland-San Jose Consumer Price Index over the calendar year.

The projected operating expenditures for FY 2010/11 for the Solid Waste Fund's Recycling Program are \$1,228,000. If the proposed monthly residential recycling charge of \$2.36 per month is approved, projected revenues for the recycling program will achieve full cost recovery.

Funding the recycling program has become more challenging. In FY 2009/10, the State reduced revenues for beverage container payment disbursements. In addition, the revenues received from the AB 939 implementation fee (\$1.50 per ton disposed – collected at landfills and directed back to cities in Santa Clara County to fund landfill diversion programs) are down 10%, due to declining tonnage at landfills. The combined effect is about \$45,000 in lost revenue to the City to fund the residential recycling program.

A full year of the City's new residential single-stream recycling program, plus the roll-out of single-stream recycling for commercial businesses as part of the amended exclusive franchise agreement with MTWS,

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will divert significantly more materials from the landfill in FY 2010/11, and in future years. This will reduce the amount of AB 939 implementation fees coming into the City to fund recycling programs.

D. ANNUAL CLEAN-UP-CAMPAIGN CHARGE: NO INCREASE – REMAIN AT \$3.80 PER RESIDENCE PER MONTH

In 1992, a uniform levy per month was charged to all residential users in the City to pay for the availability of the Clean-Up Campaign, but did allow exceptions for tenants of large apartment complexes (50 or more units) if the owner entered into an agreement with the City assuring that there would be no participation by their tenants in the Clean-Up Campaign. The current charge is \$3.80 per month per residence. Actual costs of providing the annual Clean-Up Campaign service equates to about a cost of \$3.80 per month per participating residence. The 2009 Clean-Up Campaign was fully funded by the monthly charge, although tonnage was down significantly, compared to historical averages. Staff projects that the 2010 Clean-Up Campaign met full cost recovery, although the final accounting for the project is not yet complete. If the rate is held flat at \$3.80 per month and set-out sizes increase closer to historical averages, staff projects the 2011 Clean-Up Campaign to fall \$20,000 short of full cost recovery. Any difference between the actual cost of Clean-Up Campaign and the amount charged is made up by the City's General Fund. No increase in charge is proposed.

E. HOUSEHOLD HAZARDOUS WASTE (HHW) CHARGE: INCREASE TO \$0.30 PER RESIDENCE PER MONTH

It is proposed that the monthly HHW charge to residents be increased by \$0.05 to \$0.30 per month. The number of Santa Clara residents that utilize the Countywide Household Hazardous Waste Program (CoHHWP) has increased by more than 20% over the last five years. The City's participation in the CoHHWP is mostly funded by a \$2.60 per ton HHW charge that is included on each ton of garbage that is disposed of at landfills. As discussed in Section C above, disposal tonnage is down about 10%, so the HHW revenues collected at landfills are down. The increase of \$0.05 per month per residence charge should enable the City to achieve cost recovery for HHW related programs.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA,
CALIFORNIA, SETTING THE OVERALL RATES TO BE
CHARGED TO CUSTOMERS FOR COLLECTION AND
DISPOSAL OF GARBAGE, REFUSE, CLEAN GREEN,
RECYCLING, ANNUAL CLEAN-UP CAMPAIGN, AND
HOUSEHOLD HAZARDOUS WASTE IN THE CITY OF
SANTA CLARA FOR BILLING CYCLES BEGINNING
JULY 1, 2010**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, the City Council of the City of Santa Clara (herein “City”) has provided, by contract or with its own forces, certain garbage and refuse collection and disposal services, Clean Green, recycling, Annual Clean-Up Campaign, and household hazardous waste (herein “Solid Waste Services”) within the corporate limits of the City of Santa Clara;

WHEREAS, City entered into an agreement entitled the “Agreement for Disposal of Municipal Solid Waste, dated March 7, 1989 with International Disposal Corporation of California (a wholly owned subsidiary of Browning Ferris Industries (BFI)”, (herein “Disposal Agreement”) as amended by Amendment No. 1 dated February 10, 1998, for cost of disposing of garbage and refuse collected in the City at Newby Island Landfill for a term commencing March 7, 1989 and terminating on December 31, 2024;

WHEREAS, City entered into an amended agreement entitled “Second Amended and Restated Exclusive Franchise Agreement for Collection, Transportation and Disposal of Refuse By and Between the City of Santa Clara, California and Mission Trail Waste Systems, Inc.” (herein “Refuse Franchise Agreement”) on December 15, 2009, that contains terms that will take effect on July 1, 2010 and terminate on December 30, 2021;

WHEREAS, the overall adjustments to the monthly rates charged to customers for Solid Waste Services made by this Resolution do not in any way modify the rates of compensation which Mission Trail Waste Systems, Inc. is entitled to under the Refuse Franchise Agreement;

WHEREAS, City entered into an agreement entitled “Exclusive Franchise Agreement for Collection and Handling of Recyclables Between the City of Santa Clara and Los Altos Garbage Company” (herein “Residential Recycling Services Agreement”) for the residential single-stream recycling collection program on September 28, 2008, for a term commencing December 7, 2009 and ending January 10, 2020, which was subsequently amended by Amendment No. 1 on October 20, 2009 to change the corporate name to Recology South Bay dba Recology Santa Clara;

WHEREAS, City entered into “Agency Agreement for Countywide Household Hazardous Waste Collection Program with the County of Santa Clara” (herein “CoHHWP Agreement”) to provide household hazardous waste collection, drop-off, and disposal services on April 20, 2010 for a term commencing on July 1, 2010 and terminating on June 30, 2011;

WHEREAS, City periodically adjusts rates charged to customers for Solid Waste Services to incorporate adjustments in compensation paid to the contractors providing Solid Waste Services with the goal of achieving full cost recovery, with no subsidy from the General Fund;

WHEREAS, on April 9, 2010, the City mailed notices of a public hearing to property owners paying fees for Solid Waste Services that detailed proposed rate adjustments in accordance with Proposition 218; and

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WHEREAS, on May 25, 2010, the City held a public hearing on the proposed adjustments to fees for Solid Waste Services.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That following a public hearing, the City Council approves the rates for collection and disposal of garbage, refuse, Clean Green, recycling, Annual Clean-Up Campaign, and household hazardous waste set forth in Table A, incorporated here by reference.

2. That any and all amounts by which the fees set forth in Table A exceed monies paid to contractors that provide Solid Waste Services in accordance with their respective agreements, shall solely belong to City and shall constitute cost recovery for Solid Waste Services rendered by City.

3. That a true and correct copy of this Resolution shall be kept on file in the Office of the City Clerk and in the Billing Division of the City Finance Department at all times in which the rates are operable or until replaced with any future adjusted monthly charges by the City Council and shall be open to public inspection during the regular hours of such offices.

4. That the adjusted monthly charges described herein are ordered to be effective and operative with, and for services rendered during periods covered by billing cycle July 2010 and subsequent billing cycles.

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5. Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this resolution is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the resolution. The City of Santa Clara, California, hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

6. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE ___ DAY OF _____, 2010, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST:

ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Table A – City of Santa Clara Rates for Collection and Disposal of Garbage, Refuse, Clean Green, Recycling, Annual Clean-Up Campaign, and Household Hazardous Waste Services (Effective Billing Cycle July 2010)

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TABLE A
CITY OF SANTA CLARA
RATES FOR COLLECTION AND DISPOSAL OF GARBAGE,
REFUSE, CLEAN GREEN, RECYCLING, ANNUAL CLEAN-UP CAMPAIGN,
AND HOUSEHOLD HAZARDOUS WASTE SERVICES
(Effective Billing Cycle July 2010)

I. RESIDENTIAL USERS:

A. All Occupancy Classes (separate line billing)

- | | |
|---|---------------------------|
| 1. Annual Clean-Up Campaign | \$3.80/month ¹ |
| 2. Extra Bag Tag Pre-Paid Sticker Program for extra garbage bag setouts (purchase stickers at City Hall Municipal Services counter) | \$3.00/bag tag |
| 3. Household Hazardous Waste | \$0.30/month |

B. Single Occupancy (includes Multi-Family Complexes of 4 or Less Units)^{2 & 3}

- | | |
|---|---------------|
| 1. Regular service, (includes Clean Green Collection, and Recycling Services) single collection weekly: | |
| a. One (1) thirty-two-gallon capacity garbage can or Small Cart | \$20.65/month |
| b. One (1) twenty-gallon capacity super saver can or Super Saver Cart | \$15.00/month |
| c. Two (2) thirty-two-gallon capacity garbage cans or Medium Cart | \$30.10/month |
| d. Three (3) thirty-two-gallon capacity garbage cans or Large Cart | \$39.55/month |
| e. Additional thirty-two (32) gallon container | \$9.45/month |

C. Multi-Family Occupancies where Clean Green Collection Services Provided:
Regular service, single collection weekly:

- | | |
|--|---------------|
| 1. First dwelling unit (includes Clean Green Collection and Recycling Services): | |
| a. One (1) thirty-two-gallon capacity garbage can or Small Cart | \$20.65/month |

1 Exemption with no charge to some multiple occupancies whose large complex, consisting of 50 units or more, if have entered into an exemption agreement with City.

2 Last two weeks of each year, encompassing the Christmas holiday and the week following, single occupancy customer may set out up to four (4) extra thirty (30) gallon garbage bags total at no extra charge.

3 Low income rate discount of \$1.25 per can per month available up approved application.

b.	One (1) twenty-gallon capacity Super Saver garbage can or Super Saver Cart only for duplexes and trailer parks where can setout and billed individually at each residence	\$15.00/month
c.	Two (2) thirty-two-gallon capacity garbage cans or Medium Cart	\$30.10/month
d.	Three (3) thirty-two-gallon capacity garbage cans or Large Cart	\$39.55/month
2.	Each additional dwelling unit exceeding one (1) unit (includes recycling charge, but not Clean Green charge)	\$11.81/month
3.	For each additional thirty-two-gallon capacity container	\$9.45/month
4.	Recycling Service: (first unit includes recycling charge automatically) dwellings four (4) units and under are required to have recycling services. The monthly charge is unbundled for additional units after the first unit. Recycling service is voluntary for dwellings five (5) units or greater. Property owner or manager of complexes with 5+ units must sign an agreement for multi-family recycling services	\$2.36/month/unit
D. Townhouses – garbage and recycling provided (recycling not bundled into rate, but billed as a separate line item on utility bill); no Clean Green services:		
1.	Regular service, single collection weekly:	
a.	One (1) thirty-two-gallon capacity garbage can or Small Cart	\$9.76/month
b.	One (1) twenty-gallon capacity super saver garbage can or Super Saver Cart only where can setout and billed individually at each residence	\$4.11/month
c.	Two (2) thirty-two-gallon capacity garbage cans or Medium Cart	\$19.21/month
d.	Three (3) thirty-two-gallon capacity garbage cans or Large Cart	\$28.66/month
e.	Additional thirty-two (32) gallon capacity container	\$9.45/month
2.	Recycling Service, single collection weekly, additional charge per participating dwelling unit	\$2.36/month/unit

II. COMMERCIAL AND INSTITUTIONAL ESTABLISHMENTS; AND RESIDENTIAL APARTMENT COMPLEXES (WHERE DWELLING UNITS NOT SERVED SEPARATELY)

A. Regular Can/Cart Service: Variable

CONTAINER SIZE (CAPACITY)	ONE TO SIX COLLECTIONS PER WEEK⁴					
	ONE	TWO	THREE	FOUR	FIVE	SIX
One 32 gallon capacity can, or Small Cart	\$9.76	\$19.52	\$29.28	\$39.04	\$48.80	\$58.56
Two 32 gallon capacity cans, or Medium Cart	\$19.21	\$38.42	\$57.63	\$76.84	\$96.05	\$115.26
Three 32 gallon capacity cans, or Large Cart	\$28.66	\$57.32	\$85.98	\$114.64	\$143.30	\$171.96
Each additional 32 gallon capacity container	\$9.45	\$18.90	\$28.35	\$37.80	\$47.25	\$56.70
Rates shown applicable where no Recycling or Clean Green collection services provided. Notwithstanding the above, in no event will the minimum charge for service for commercial and institutional establishments be less than \$9.76.						

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⁴ For complexes with recycling services, add \$2.36 per unit per month charge.

B. Bin Service: Variable, for commercial, institutional, and residential multiple family occupancy customers; monthly charge (for weekly collections) with container furnished by Mission Trail.

BIN SIZE (Cubic Yards)	ONE TO SIX COLLECTIONS PER WEEK^{4, 5}					
	ONE	TWO	THREE	FOUR	FIVE	SIX
1	\$60.86	\$119.76	\$176.08	\$230.05	\$284.34	\$336.54
1½	\$88.04	\$174.77	\$254.99	\$331.31	\$408.95	\$486.19
2	\$115.21	\$225.89	\$336.56	\$438.07	\$539.59	\$626.17
3	\$170.45	\$331.31	\$483.76	\$627.25	\$775.53	\$921.20
4	\$222.83	\$436.35	\$642.03	\$830.97	\$1,025.80	\$1,192.58
6	\$313.97	\$618.78	\$894.05	\$1,169.54	\$1,444.83	\$1,708.63
8	\$400.94	\$798.39	\$1,199.49	\$1,508.16	\$1,874.53	\$2,248.10

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4 For complexes with recycling services, add \$2.36 per unit per month charge.
 5 Customer entitled to one (1) extra bin collection per year, by appointment with Mission Trail, at no charge to customer.
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- C. Drop Body Bulk Roll Off Bin Service and Compacted Front Loader Bin Service: Per collection with roll off container furnished by Mission Trail and front loader compactor bin furnished by customer.

<i>BIN SIZE/CAPACITY</i>	<i>OPEN (Loose) CONTAINER⁶ (per cubic yard)</i>	<i>COMPACTED (Closed) CONTAINER (per cubic yard)</i>
10 cubic yards or less	\$29.53	\$36.28
11 to 15 cubic yards	\$29.53	\$33.34
16 to 20 cubic yards	\$27.82	\$31.52
21 to 29 cubic yards	\$26.47	\$31.52
30 cubic yards	\$24.05	\$31.52
31 to 39 cubic yards	\$22.45	\$31.52
40 cubic yards & over	\$19.65	\$31.52

D. Special Charges

In all instances where the charges set forth above are inapplicable, charges for the particular service shall be negotiated by the customer to be served, the franchise holder and the City of Santa Clara, with the decision of said City to be final.

⁶ If bin used for concrete, dirt, asphalt loose wastes, or compactor containers over 800 pounds per cubic yard, add charge of \$9.14 per cubic yard.

PALO ALTO (current)	\$31.00	\$64.00	\$96.00		\$15.00			Yes, for \$4 per residence	Service incl. weekly recycling & yardwaste collection. 20-gal cart-\$15; extra can/bag-\$9.59.
PALO ALTO (2010/11) Updated per P. Borges 4/12/10	\$31.00	\$64.00	\$96.00		\$15.00			Yes, for \$4 per residence	Service incl. weekly recycling & yardwaste collection. 20-gal cart-\$15; extra can/bag-\$9.59.
SAN JOSE (current)	\$27.50	\$55.00	\$82.50	No		\$6.25	Yes	Yes, extra charge	Service incl. weekly recycling & loose in street yardwaste collection and monthly street sweeping; optional yardwaste cart \$4.00 per month; optional cleanup service \$25 for 3 items.
SAN JOSE (2010/11) Updated per C. Rios 4/12/10	\$27.50	\$55.00	\$82.50	No		\$6.25	Yes	Yes, extra charge	Service incl. weekly recycling & loose in street yardwaste collection and monthly street sweeping; optional yardwaste cart \$4.00 per month; optional cleanup service \$25 for 3 items.
SARATOGA (current)	\$21.37	\$42.74	\$64.10	No	\$21.37	None	Yes	Disabled residents only	Billed quarterly. Cart sizes 35-gallon, 65-gallon, and 95-gallon. 20-gallon cart available for \$16.07. Includes up to 95-gallon recycling cart and up to three 95-gallon yard debris carts.
SARATOGA (proposed 2010/11)									NO UPDATES AVAILABLE UNTIL MAY 27, 2010 per B. Helms 4/12/10
SUNNYVALE (current)	\$26.70	\$32.60	\$38.51	No	No	\$6.00	Yes	Disabled residents only	Can size are 35, 65 and 95 gallon. Billed bi-monthly. Weekly cart service, incl. recycling/yardwaste.
SUNNYVALE (proposed 2010/11)									
AVERAGE CURRENT RATE	\$24.18	\$44.99	\$65.71	\$27.07	\$19.67	\$5.73			
AVERAGE proposed 10/11 RATE	\$28.31	\$53.36	\$78.18	\$27.72	\$19.03	\$5.93			
SANTA CLARA (current)	\$18.00	\$26.94	\$35.88	No	\$8.94	\$3.00	Yes	Disabled residents only	Service incl. weekly unlimited greenwaste & unlimited recycling collection (reduced greenwaste/recycling subsidy to \$8.24-\$7.55 = \$0.69); Clean-Up Campaign charge of \$3.80/mo. NOT included; low-income rate 90¢ reduction per can/cart; 20-gal Super-Saver can/cart \$12.65
SANTA CLARA (proposed 2010/11)	\$20.65	\$30.10	\$39.55	No	\$9.45	\$3.00	Yes	Disabled and qualifying senior residents only	Service incl. weekly unlimited greenwaste & unlimited recycling collection; Clean-Up Campaign charge of \$3.80/mo and HHW charge of 30¢/mo. NOT included.

I:\PW\STRIBASW\RATECHANGESRES.TAB10 2010-11

TABLE II - COMMERCIAL/INDUSTRIAL DEBRIS BOX REFUSE SERVICE RATES IN SANTA CLARA COUNTY (as of 5/12/10)

CITY	DROP-BODY DEBRIS BIN										WEEKLY 3 C.Y. BIN SERVICE**	
	LOOSE ⁽¹⁾											COMPACTED RATE PER C.Y. ⁽²⁾
	10 c.y.	15 c.y.	16 c.y.	18 c.y.	20 c.y.	25 c.y.	30 c.y.	40 c.y.	50 c.y.			
CAMPBELL (current)					\$469.54		\$567.27	\$665.00				\$193.72
CAMPBELL (proposed 10/11)	NO UPDATES AVAILABLE UNTIL MAY 27, 2010 per B. Helms 4/12/10											
CUPERTINO (current)			\$375.44				\$679.29	\$724.65			\$31.52	\$178.54
CUPERTINO (proposed 10/11)	NO UPDATES AVAILABLE UNTIL AUGUST 1, 2010 per L. Tacke 4/14/10											
GILROY (current)					\$427.65			\$712.66			\$40.35	\$525.61
GILROY (2010/11) Updated per T. Eulo 4/13/10					\$434.31			\$723.92			\$40.99	\$257.19
LOS ALTOS (current)			\$ 564.95								\$39.98	\$238.22
LOS ALTOS (2010/11) Effective Sept '10. Updated per J. Gustafson 4/12/10	536.82 ⁽¹⁰⁾		536.82 ⁽¹⁰⁾		609.68 ⁽¹⁰⁾		614.60 ⁽¹⁰⁾	614.60 ⁽¹⁰⁾				330.94 ⁽¹⁰⁾
LOS ALTOS HILLS (current)			\$ 347.07								\$30.05	\$222.59
LOS ALTOS HILLS (proposed 10/11)												
LOS GATOS (current)					\$469.54		\$567.27	\$665.00				\$215.93
LOS GATOS (proposed 10/11)	NO UPDATES AVAILABLE UNTIL MAY 27, 2010 per B. Helms 4/12/10											
MILPITAS (current)	NON-EXCLUSIVE FRANCHISE - CITY DOES NOT SET RATE											
MILPITAS (proposed 10/11)	NON-EXCLUSIVE FRANCHISE - CITY DOES NOT SET RATE											
MORGAN HILL (current)					\$373.31						\$33.91	\$270.28
MORGAN HILL (2010/11) Updated per T. Eulo 4/13/10					\$373.61			\$622.73			\$33.94	\$270.50
MOUNTAIN VIEW (current)			513.05 ⁽⁵⁾		615.95 ⁽⁵⁾	711.35 ⁽⁵⁾	806.80 ⁽⁵⁾	933.00 ⁽⁵⁾			\$47.75	237.75 ⁽⁸⁾
MOUNTAIN VIEW (proposed 10/11) See footnote 5												
PALO ALTO (current)		\$727.00			\$822.00		\$1,014.00	\$1,093.00			\$64.00	\$382.00
PALO ALTO (2010/11) Updated per P. Borges 4/12/10		\$727.00			\$822.00		\$1,014.00	\$1,093.00			\$64.00	\$382.00
SAN JOSE (current)	NON-EXCLUSIVE FRANCHISE - CITY DOES NOT SET RATE											
SAN JOSE (2010/11)	NON-EXCLUSIVE FRANCHISE - CITY DOES NOT SET RATE											
SARATOGA (current)					\$483.03		\$584.79	\$686.56				\$271.79
SARATOGA (proposed 10/11)	NO UPDATES AVAILABLE UNTIL MAY 27, 2010 per B. Helms 4/12/10											
SUNNYVALE (current)		\$487.83			\$598.32		\$645.12					\$285.28

SUNNYVALE (proposed 10/11) (doesn't include mo. Rent)											
AVERAGE CURRENT RATE		\$ 607.42	\$ 450.13		\$ 532.42	\$ 711.35	\$ 694.93	\$ 782.84		\$ 41.08	\$ 278.40
AVERAGE 10/11 RATE (based on figures submitted so far)	\$536.82	\$727.00	\$536.82		\$559.90		\$814.30	\$763.56		\$46.31	\$310.16
SANTA CLARA⁽³⁾ (current)	\$279.90				\$527.40		\$684.00	\$745.20		\$29.88 to \$34.39	\$161.56
SANTA CLARA⁽³⁾ (proposed 10/11)	\$295.30				\$556.40		\$721.50	\$786.00		\$31.52 to \$36.28	\$170.45

NOTES:

- (1) One week rental and one dump.
- (2) Drop-body bin rate, compacted, per cubic yard, per collection.
- (3) For residential/commercial zoned properties. City does not set rates for non-exclusive franchises for industrial zoned property.
- (5) 3-ton weight limit; includes 30 day rental fee; **\$91.30** per add'l full or partial ton
- (8) Includes free recycling bin (any size)
- (9) Does not include monthly rent
- (10) Does not include debris box disposal costs, which are billed separately after box is weighed and emptied

* Mtn View notes that it is getting more cost recovery since going from charging per yard to charging per ton of material

**Includes bin rental charges

CITY OF SANTA CLARA

AGENDA MATERIAL ROUTE SHEET

Council Date: May 25, 2010

SUBJECT: PUBLIC HEARING: for Adoption of a Resolution Setting the Overall Rates to be Charged to Customers for Collection and Disposal of Garbage, Refuse, Clean Green, Recycling, Annual Clean Up Campaign, and Household Hazardous Waste in the Residential, Institutional, and Commercial Property Zoned Areas

PUBLICATION REQUIRED:

The attached Notice/Resolution/Ordinance is to be published _____ time(s) at least _____ days before the scheduled meeting/public hearing/bid opening/etc., which is scheduled for _____, 20__.

AUTHORITY SOURCE FOR PUBLICATION REQUIREMENT:

Federal Codes:

Title _____ U.S.C. § _____
(Titles run 1 through 50)

California Codes:

Code _____ § _____
(i.e., Government, Street and Highway, Public Resources)

Federal Regulations:

Title _____ C.F.R. § _____
(Titles run 1 through 50)

California Regulations:

Title _____ California Code of Regulations § _____
(Titles run 1 through 28)

City Regulations:

City Charter § _____
(i.e., 1310. Public Works Contracts. Notice published at least once at least ten days before bid opening)

City Code § _____

Reviewed and approved:

1. As to City Functions, by




Department Head

2. As to Legality, by



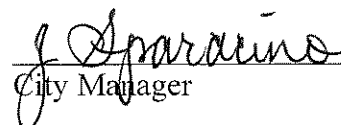
City Attorney's Office/CAO Assign. No 10.0593

3. As to Environmental Impact Requirements, by



Director of Planning and Inspection

4. As to Substance, by



City Manager

CITY OF SANTA CLARA
NOTICE OF PUBLIC HEARING FOR ADOPTION OF A RESOLUTION
OF THE CITY COUNCIL OF THE CITY OF SANTA CLARA
ADJUSTING THE OVERALL RATES TO BE CHARGED TO CUSTOMERS
FOR COLLECTION AND DISPOSAL OF GARBAGE, CLEAN GREEN, RE-
FUSE, RECYCLING SERVICES, ANNUAL CLEAN-UP CAMPAIGN, AND
HOUSEHOLD HAZARDOUS WASTE CHARGES IN THE CITY OF SANTA
CLARA

NOTICE IS HEREBY GIVEN that the City Council of the City of Santa Clara has determined and fixed its regularly scheduled meeting of May 25, 2010 at 7:00 p.m. or as soon thereafter as the matter may be heard, in the City Hall Council Chambers, 1500 Warburton Avenue, Santa Clara, California, as the location, date, and time to conduct a public hearing to consider the passage of a resolution as follows:

"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CLARA ADJUSTING THE OVERALL RATES TO BE CHARGED TO CUSTOMERS FOR COLLECTION AND DISPOSAL OF GARBAGE, CLEAN GREEN, AND RECYCLING SERVICES, ANNUAL CLEAN-UP CAMPAIGN, AND HOUSEHOLD HAZARDOUS WASTE CHARGES IN THE CITY OF SANTA CLARA."

The purpose of the public hearing is to provide City staff with an opportunity to present the City Council and the public with information and proposed increases to the current rates charged for the collection and disposal of Garbage, as well as collection services for Clean Green, Recycling and Household Hazardous Waste. No changes are being proposed to the charge for the Annual Clean-Up Campaign service. Increases for the monthly garbage collection charges are proposed to pay for contractual cost-of-living formulae increases to be paid for collection and disposal. Proposed monthly garbage collection increases are \$2.65 per month for one garbage can/Small Cart residential service (including increases of +\$0.51 for garbage collection/disposal; +\$0.98 for Clean Green services; +\$1.16 for recycling services), and an increase of \$0.51 per month for each additional 32-gallon garbage can service. The remainder of the garbage collection service rates are proposed to be increased 5.5%. It is proposed to increase the household hazardous waste charge by +\$0.05 per month for all residential customers. No change is proposed for the Annual Clean-Up Campaign charge. The public may submit any written protests and comments prior to, or make oral presentations, at the public meeting.

Rod Diridon, Jr.

City Clerk, City of Santa Clara

The public hearing location is accessible by wheelchair and public transportation. People with impaired speech or hearing may call (408) 615-2490 through 711 the nationwide Telecommunications Relay Service. The California Relay Service can also be reached in Spanish for both TDD and voice at 1-800-955-3000. Sign language interpretation, translation into languages other than English, and interpretation for persons with visual impairments are available. If you need sign or other interpretation, please call (408) 615-2490 at least one week in advance of the hearing. Reasonable modifications in policies, procedures and/or practices will be made as necessary to ensure access for all individuals with a disability or with limited English proficiency.

Pub.: 4/28/2010