

RESOLUTION NO. 90-13

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND
AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL
AGREEMENTS NECESSARY TO AMEND AND ASSESS FRANCHISE FEES FOR
THE COLLECTION AND PROCESSING OF WASTE, RECYCLABLES AND GREEN
WASTE TO COMPENSATE THE CITY FOR FISCAL IMPACTS CAUSED BY
ROADWAY MAINTENANCE, LITTER ABATEMENT AND STORM WATER
PROGRAM MANAGEMENT**

WHEREAS, the City is currently negotiating enhanced solid waste collection and processing services with Richmond Sanitary Service; and

WHEREAS, as part of the negotiations, City staff is recommending that the collection and processing franchise fees be amended to compensate the City for fiscal impacts caused by roadway maintenance, litter abatement and storm water program management.; and

WHEREAS, The City currently collects franchise fees in the amount of: 1) 5 percent collection franchise fee on the collection services for approximate annual amount of \$600,000; and 2) a processing franchise fee of \$1.50 per ton of trash processed at the Golden Bear Transfer Station for approximate annual amount of \$250,000; and

WHEREAS, a majority of cities within West Contra Costa County have assessed their collection franchise fees at 10 percent; and

WHEREAS, the processing franchise fee for trash entering BMPC has remained constant at \$1.50 per ton and has not been adjusted per the consumer price index for the last 12-years; and

WHEREAS, a processing franchise fee of \$1.50 per ton is currently assessed to trash processed at the Bulk Materials Processing Center and not to other materials that are processed within the City's boundary including construction and demolition (C&D) debris and green waste.

WHEREAS, with the continued regional implementation of recycling programs and rebounding construction sector, City staff anticipate that C&D and green waste tonnage is likely to increase relative to that of trash tonnage, and in some cases, will offset trash tonnage.

WHEREAS, City staff anticipates that the proposed collection and processing franchise fee increases will be offset by a decrease in rates due by the repayment of the bond to construct the City's recycling facility; and

NOW, THEREFORE, the Richmond City Council does resolve as follows:

SECTION 1. The City Council does hereby authorize the City Manager to execute any and all agreements necessary to amend the solid waste collection franchise fee from 5 percent to 10 percent of total collection costs.

SECTION 2. The City Council does hereby authorize the City Manager to execute any and all agreements necessary to amend the solid waste processing franchise fee on trash entering the Golden Bear Transfer Station to an amount of \$3 per ton with future annual increases indexed to the Bay Area Consumer Price Index.

SECTION 3. The City Council does hereby authorize the City Manager to execute any and all agreements necessary to assess a solid waste franchise fee to all materials entering the Bulk Materials Processing Center including, but not limited to Construction and Demolition Debris and Green Waste, to an amount of \$3 per ton with future annual increases indexed to the Bay Area Consumer Price Index.

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a special regular meeting thereof held September 10, 2013, by the following vote:

AYES: Councilmembers Bates, Beckles, Butt, Myrick, Rogers, Vice Mayor Boozé, and Mayor McLaughlin.

NOES: None.

ABSTENTIONS: None.

ABSENT: None.

DIANE HOLMES
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

BRUCE GOODMILLER
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 90-13**, finally passed and adopted by the City Council of the City of Richmond at a special regular meeting held on September 10, 2013.