

## RESOLUTION NO. 2008-79

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE CALLING A PUBLIC HEARING AND AUTHORIZING PUBLIC NOTICE FOR CONSIDERATION OF AN INCREASE IN RESIDENTIAL COLLECTION AND DISPOSAL SOLID WASTE SERVICE RATES

**WHEREAS**, the City Council of the City of Elk Grove approved a Franchise Agreement with Allied Waste for the collection, transport and disposal of residential trash and the collection, transport, processing and marketing of recyclables and green waste; and

**WHEREAS**, under the Franchise Agreement, Allied Waste is entitled to an annual compensation adjustment reflecting changes in specified indices, including the Consumers Price Index and Producers Price Index for motor fuel; and

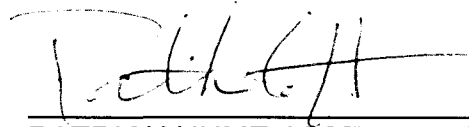
**WHEREAS**, the City Council of the City of Elk Grove understands the need to adjust residential customer service rates to reflect changes in Allied Waste's compensation, does not want to burden the General Fund with these costs incurred on behalf of residential customers, and pursuant to authority, including Section 40059 of the Public Resources Code, has provided in Article 5 of Chapter 6.20 of the Elk Grove Municipal Code for establishing, revising, billing and collecting of residential solid waste handling service charges; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Elk Grove:

1. **Public Hearing**. The City Council hereby fixes 6:00 p.m., or as soon practicable thereafter, on Wednesday, June 25, 2008, at the regular meeting place of the City Council, City Council Chambers, 8400 Laguna Palms Way, Elk Grove, California, as the time and place for a public hearing on proposed increases to the City's solid waste collection and disposal services rates.

2. **Notice of Hearing**. The City Council directs the City Clerk to mail a notice of the hearing, in substantially the form attached hereto as Attachment 1, which describes the proposed increases, to each solid waste service customer and each record owner of property within the City upon which the service rates would be imposed. The mailing shall be completed no later than Friday, May 5, 2008, which date is at least 45 days before the date of the public hearing.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 9th day of April 2008.



PATRICK HUME, VICE MAYOR of the  
CITY OF ELK GROVE

ATTEST:

APPROVED AS TO FORM:



SUSAN J. BLACKSTON,  
ASSISTANT CITY CLERK



SUSAN COCHRAN, CITY ATTORNEY

**ATTACHMENT 1**  
**NOTICE OF PUBLIC HEARING TO CONSIDER PROPOSED INCREASES TO**  
**SOLID WASTE SERVICE RATES**

This NOTICE explains proposed increases to the City of Elk Grove's solid waste service rates. These proposed rate increases will be recommended for adoption by the City Council after the public hearing described below. This notice also provides information on the reason for the proposed rate increases and how the additional revenue generated would be used. If approved, these rate increases would take effect on July 1, 2008.

**Notice of Public Hearing**

A public hearing on the proposed rate increases will be held on Wednesday, June 25, 2008, at 6:00 p.m., or as soon as practical thereafter, at the Elk Grove City Council Chambers located at 8400 Laguna Palms Way, Elk Grove. This notice describes how to file a protest against the proposed rate increases.

Proposed Solid Waste Collection and Disposal Rate Increase

The following table provides a summary of the proposed increases in the City of Elk Grove's solid waste service rates, which will be considered by the City Council at the public hearing noted above. The City proposes to increase its solid waste collection and disposal rates in order to fund the increase in payments that are owed to Allied Waste under its contract with the City.

Under this agreement, Allied Waste is allowed an annual adjustment to their rates in accordance with the contract. This adjustment has been calculated and is shown in Table 1, incorporated herein. The majority of residents utilize 64-gallon trash carts, and if approved, will experience a \$0.56 rate increase in their monthly fee.

<b>Table 1</b>				
<b>Residential Basic Monthly Service Fee</b>				
<b>Size of Cart Used by Resident</b>	<b>Percentage of residents with cart size</b>	<b>Current Solid Waste Rate 2007/2008</b>	<b>Allied Waste Contractual Allowance</b>	<b>Total Proposed Increase</b>
32 gallon	12%	\$17.10	\$17.58	\$0.48
64 gallon	74%	\$19.78	\$20.34	\$0.56
96 gallon	14%	\$25.15	\$25.88	\$0.73

## (RATE YEAR 5)

## PROPOSED RATES (7/1/08 thru 6/30/09)

Residential Basic Monthly Service Rates						
Gallons	Total Rate with \$0.90 Utility Fee + \$1.41	1 Refuse Cart Rates w/ Franchise Fees	1 Refuse Cart Rates w/o Franchise Fees	Total Rate with \$0.90 Utility Fee + \$1.41	2 Refuse Carts Rates w/ Franchise Fees	2 Refuse Carts Rates w/o Franchise Fees
32	\$ 17.58	\$ 15.27	\$ 13.74	\$ 23.13	\$ 20.82	\$ 18.74
64	\$ 20.34	\$ 18.03	\$ 16.23	\$ 31.41	\$ 29.10	\$ 26.19
96	\$ 25.88	\$ 23.57	\$ 21.21	\$ 42.49	\$ 40.18	\$ 36.16
64 & 32	\$ 28.67	\$ 26.36	\$ 23.72	NA	NA	NA
96 & 32	\$ 31.41	\$ 29.10	\$ 26.19	NA	NA	NA
64 & 96	\$ 36.96	\$ 34.65	\$ 31.18	NA	NA	NA

Residential Miscellaneous Service Rates			
		Rates w/ Franchise Fees	Rates w/o Franchise Fees
CRTs Collected During Bulky Waste PU (Per Call)		\$ 43.64	\$ 39.27
On-Call Bulky Waste Collection 5CY no CRT's (Per Call)		\$ 31.07	\$ 27.96
Each Addn'l 5CY On-Call Bulky Waste no CRT's (Per Call)		\$ 18.70	\$ 16.83
Bulky Waste & CRT Combo (Per Call)		\$ 68.47	\$ 61.62
Cart Exchanges More Than 1X Year (Per Exchange)		\$ 21.81	\$ 19.63
CRT Drop Off at Elder Creek Transfer Station (Per CRT)		\$ 37.40	\$ 33.66
Destroyed Cart Replacement (Per Cart)		\$ 50.00	\$ 47.00
Excess Refuse Collection (Per Call)		\$ 9.36	\$ 8.42
Addn'l Recycling or Green Waste Cart Rental (Per Mo)		\$ 1.87	\$ 1.68
Drive-in Service (Per Mo)		\$ 7.71	\$ 6.94
Walk-in Service (Per Mo)		\$ -	\$ -

Commercial Basic Monthly Service Rates						
Gallons	Total Rate with \$0.90 Utility Fee + \$1.41	1 Refuse Cart Rates w/ Franchise Fees	1 Refuse Cart Rates w/o Franchise Fees		Each Additional Cart Rates w/ Franchise Fees	Each Additional Cart Rates w/o Franchise Fees
32	\$ 17.58	\$ 15.27	\$ 13.74		\$ 9.12	\$ 8.21
64	\$ 20.34	\$ 18.03	\$ 16.23		\$ 11.43	\$ 10.29
96	\$ 25.88	\$ 23.57	\$ 21.21		\$ 13.70	\$ 12.33
Addn'l Recycling or Green Waste Cart Rental (Per Mo)					\$ 12.43	\$ 11.19

## Comments on and protests to the proposed rate increases

The City Council invites you to comment on the proposed increases to the City's solid waste service rates. Please submit your comments in writing, even if you plan to attend the public hearing.

Under Proposition 218, any owner of a parcel that is subject to the proposed rate increases may protest the increase by filing a **written protest** with the City Clerk at or before the close of the public hearing on June 25, 2008. If you submit a protest, please include an identification of the affected parcel by street address or assessor's parcel number (APN). If written protests are filed by a majority of the affected parcel owners, the proposed rate increases will not be imposed.

Comments and protests regarding the proposed rate increases may be mailed to: **City of Elk Grove, City Clerk, re: Rates Proposal, 8380 Laguna Palms Way, Suite 200, Elk Grove, CA 95758**. Comments and protests may also be personally delivered to the City Clerk at the aforementioned address prior to 5:00 p.m. on June 25, 2008.

**CERTIFICATION  
ELK GROVE CITY COUNCIL RESOLUTION NO. 2008-79**

STATE OF CALIFORNIA            )  
COUNTY OF SACRAMENTO        )        ss  
CITY OF ELK GROVE             )

*I, Susan J. Blackston, Assistant City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on April 9, 2008 by the following vote:*

**AYES :**        **COUNCILMEMBERS:**        *Hume, Scherman, Cooper*

**NOES:**        **COUNCILMEMBERS:**        *None*

**ABSTAIN :**    **COUNCILMEMBERS:**        *None*

**ABSENT:**     **COUNCILMEMBERS:**        *Davis, Leary*

  
\_\_\_\_\_  
**Susan J. Blackston, Assistant City Clerk  
City of Elk Grove, California**