

# Agenda Report

TO: CITY COUNCIL

DATE: April 8, 2002

THROUGH: MUNICIPAL SERVICES COMMITTEE (APRIL 3, 2002)

FROM: CITY MANAGER

SUBJECT: PRESENTATION OF APPLICATIONS AND ADOPTION OF  
RESOLUTION FOR GRANTING NON-EXCLUSIVE SOLID WASTE  
FRANCHISES

## **RECOMMENDATION:**

It is recommended that City Council:

1. Adopt a resolution declaring its intention to consider the granting of non-exclusive franchises for completed applications, and
2. Set a public hearing for May 6 at 8:00 p.m., to consider granting these franchises, and
3. Direct the City Clerk to publish the resolution at least once in a newspaper of general circulation in the City not less than ten days prior to the date set for the hearing.

## **BACKGROUND:**

On November 3, 1992, the City Council adopted the Solid Waste Collection Franchise System. The purpose of that system was to provide standards and procedures for the granting of non-exclusive franchises for solid waste collection and to generate revenue for the preparation and implementation of an integrated waste management plan and for other municipal purposes. This ordinance provides that "[a]ny person who intends to operate as a franchisee shall apply to the city by paying an application processing fee, in an amount set by a resolution of the board of directors, and by filing with the Director of Public Works and Transportation, upon forms supplied by the city, a verified application...."

The franchise is a non-exclusive franchise permitting the hauler to collect, transport, dispose and/or recycle solid waste kept, accumulated, or produced in the City. The terms and conditions are the payment of a franchise fee based upon 11% of gross monthly receipts, indemnification of accepted accounting principles, and specified reporting of collection, disposal, waste reduction, and recycling activities.

To date 19 applications have been received by the city and 19 meet the application requirements as set forth in the non-exclusive Solid Waste Franchise section of the City Ordinance, 8.61.080.

The term of this franchise shall be for five (5) years beginning on the effective date of the ordinance approving each application, as specified by ordinance. There shall be no renewal of a non-exclusive franchise, but at any time within six months prior to its expiration date, a franchisee may submit a new application for a new non-exclusive franchise.

A public hearing shall be held on May 6 at City Hall in the City Council Chambers at 8:00 p.m. or as soon thereafter as each of the matters may be heard. At the hearings, all persons desiring, will be heard in favor of or in opposition to the granting of a non-exclusive franchise to the applicant.

### **FISCAL IMPACT**

For every franchise approved, the City will receive a fee of 11% of gross customer receipts collected by each of the franchisees.

Respectfully submitted,

  
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Cynthia J. Kurtz  
City Manager

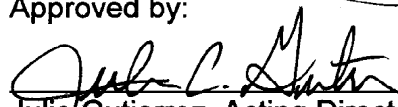
Prepared by:

  
\_\_\_\_\_  
Carmen Rubio, Program Coordinator I  
Street Maintenance & Integrated Waste Management

Reviewed by:

  
\_\_\_\_\_  
Jimmy S. Berryhill, Administrator  
Street Maintenance & Integrated Waste Management

Approved by:

  
\_\_\_\_\_  
Julie Gutierrez, Acting Director  
Public Works and Transportation