

RESOLUTION NO. 18-03

A RESOLUTION OF THE BOARD OF PUBLIC UTILITIES OF THE CITY OF TULARE RESCINDING RESOLUTION 09-03 AND ESTABLISHING REFUSE COLLECTION/DISPOSAL AND STREET SWEEPING RATES EFFECTIVE JULY 1, 2018, JULY 1, 2019, JULY 1, 2020, JULY 1, 2021 AND JULY 1, 2022

BE IT RESOLVED BY THE BOARD OF PUBLIC UTILITIES COMMISSIONERS OF THE CITY OF TULARE AS FOLLOWS:

SECTION 1. Resolution No. 09-03 is hereby repealed.

SECTION 2. The rates described herein will be executed as described. Where a rate is described as "CPI", it is understood to be a percentage increase from the prior year's rate. The percentage increase will take effect in July, but will be based on the Consumer Price Index annual percentage change for the month of January immediately prior to the July it changes. The applicable CPI rate will be identified from the Bureau of Labor Statistics West region, Los Angeles-Long Beach-Anaheim area.

SECTION 3. The basic service for automated residential refuse collection and disposal shall provide (in addition to street sweeping) one standard 96-gallon container for refuse, one standard 96-gallon container for green waste/food waste , and one standard 96-gallon container for recyclables each collected weekly. No container substitutions will be allowed with the basic service.

SECTION 4. The single family monthly residential rate for refuse collection/disposal and street sweeping services in the City of Tulare shall be as follows (regardless of container size) which includes \$5.00 per month for street sweeping effective:

July 1, 2018	July 1, 2019	July 1, 2020	July 1, 2021	July 1, 2022
\$25.30	\$25.30	\$25.30	CPI	CPI

SECTION 5. The multiple family residential rate for refuse collection/disposal (regardless of container size) and street sweeping services shall be as follows: Effective:

July 1, 2018 the first unit will be \$25.30 and each additional unit will be \$20.50

July 1, 2019 the first unit will be \$25.30 and each additional unit will be \$20.50

July 1, 2020 the first unit will be \$25.30 and each additional unit will be \$20.50

July 1, 2021 the first unit and each additional unit will increase by CPI as described in Section 2

July 1, 2022 the first unit and each additional unit will increase by CPI as described in Section 2

if the entire residential development constitutes a single account. If each unit constitutes a separate account, the standard rates in Section 4 will apply to each unit.

SECTION 6. Mobile home park residential rate for refuse collection/disposal and street sweeping services shall be the same as the rates in Section 5 if the entire mobile home park constitutes a single account. If each mobile home unit is billed separately, the standard residential rate in Section 4 will apply to each unit.

SECTION 7. Additional 96 gallon automated refuse containers will be supplied to a customer upon their request at an additional cost of \$8.00 per month per container (regardless of container size). Effective July 1, 2021 and July 1, 2022, this will increase by CPI as described in Section 2.

SECTION 8. Additional 96 gallon automated green waste/food waste containers will be supplied to a customer upon their request at an additional cost of \$8.00 per month per container (regardless of container size). Effective July 1, 2021 and July 1, 2022, this will increase by CPI as described in Section 2.

SECTION 9. Additional 96 gallon automated recyclables containers will be supplied to a customer upon their request at an additional cost of \$8.00 per month per container (regardless of container size). Effective July 1, 2021 and July 1, 2022, this will increase by CPI as described in Section 2.

SECTION 10. Additional non-scheduled automated collection will be provided to a customer upon their request at an additional cost of \$20.30 per collection. Effective July 1, 2021 and July 1, 2022, this will increase by CPI as described in Section 2.

SECTION 11. A clean up charge will be assessed to customers for spillage caused by overfilled containers in the amount of \$5.00. Containers will be steam cleaned at customer's request for \$25.00. Effective July 1, 2021 and July 1, 2022, these will increase by CPI as described in Section 2.

SECTION 12. Any customer whose green waste/food waste, or recyclables containers are contaminated with items other than "green waste", "food waste", or recyclables as defined in Section 7.16.010 of the Tulare Municipal Code shall be assessed additional charges to offset contractual greenwaste cleaning services as follows:

1st Offense - Written Warning

2nd Offense - \$5.00

3rd Offense - \$10.00

4th Offense - \$15.00

Any Additional Offense - \$20.00

Any customer whose automated containers are left on the curb after collection in violation of Section 7.16.080 of the Tulare Municipal Code shall be assessed additional charges as follows:

- 1st Offense – Written Warning
- 2nd Offense - \$10.00
- 3rd Offense - \$25.00
- 4th Offense - \$50.00
- Any Additional Offense - \$100.00

Any customer who has in their possession automated containers not assigned to that address shall be assessed additional charges as follows:

- 1st Offense – Written Warning
- 2nd Offense - \$50.00
- 3rd Offense - \$75.00
- 4th Offense - \$100.00
- Any Additional Offense - \$200.00

SECTION 13. All commercial and industrial establishments shall contract for commercial service unless residential type service is authorized by the Solid Waste Manager.

SECTION 14. The commercial rate for refuse collection/disposal and street sweeping services in the City of Tulare includes \$5.00 per month for street sweeping. A \$10 charge will be assessed customers for blocked or overloaded containers not able to be serviced. The following monthly schedule is effective on the date shown:

EFFECTIVE JULY 1, 2018

A.) Direct Truck Access Service (Basic Rate per container): Includes \$5.00 per month for street sweeping services

Minimum BIN SIZE	\$65.96					
	NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
2 Yard	\$91.69	\$183.56	\$250.30	\$367.30	\$476.76	\$551.01
3 Yard	\$117.38	\$235.00	\$352.58	\$470.13	\$587.73	\$705.28
4 Yard	\$143.13	\$286.40	\$429.70	\$573.01	\$716.28	\$859.59
6 Yard	\$194.54	\$389.28	\$583.99	\$778.71	\$973.42	\$1,168.15

B.) Gated Access Service: Add \$2.00 per weekly collection (\$8.00 per month) to basic rate per container

Minimum BIN SIZE	\$73.96					
	NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
2 Yard	\$99.69	\$191.56	\$258.30	\$375.30	\$484.76	\$559.01
3 Yard	\$125.38	\$243.00	\$360.58	\$478.13	\$595.73	\$713.28
4 Yard	\$151.13	\$294.40	\$437.70	\$581.01	\$724.28	\$867.59
6 Yard	\$202.54	\$397.28	\$591.99	\$786.71	\$981.42	\$1,176.15

C.) Roll-Out Access Service: Add \$3.00 per weekly collection (\$12.00 per month) to basic rate per container. Maximum container size is three (3) yard.

Minimum BIN SIZE	\$77.96					
	NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
2 Yard	\$103.69	\$195.56	\$262.30	\$379.30	\$488.76	\$563.01
3 Yard	\$129.38	\$247.00	\$364.58	\$482.13	\$599.73	\$717.28

D.) Combined Access Service: Add \$4.00 per weekly collection (\$16.00 per month) to basic rate per container. Maximum container size is three (3) yard.

Minimum BIN SIZE	\$81.96					
	NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
2 Yard	\$107.69	\$199.56	\$266.30	\$383.30	\$492.76	\$567.01
3 Yard	\$133.38	\$251.00	\$368.58	\$486.13	\$603.73	\$721.28

EFFECTIVE JULY 1, 2019

A.) Direct Truck Access Service (Basic Rate per container): Includes \$5.00 per month for street sweeping services

Minimum BIN SIZE	\$78.15 NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
2 Yard	\$109.03	\$219.27	\$299.36	\$439.76	\$571.11	\$660.21
3 Yard	\$139.86	\$281.00	\$422.10	\$563.16	\$704.28	\$845.34
4 Yard	\$170.76	\$342.68	\$514.64	\$686.61	\$858.53	\$1,030.51
6 Yard	\$232.45	\$466.13	\$699.79	\$933.45	\$1,167.11	\$1,400.78

B.) Gated Access Service: Add \$2.00 per weekly collection (\$8.00 per month) to basic rate per container

Minimum BIN SIZE	\$86.15 NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
2 Yard	\$117.03	\$227.27	\$307.36	\$447.76	\$579.11	\$668.21
3 Yard	\$147.86	\$289.00	\$430.10	\$571.16	\$712.28	\$853.34
4 Yard	\$178.76	\$350.68	\$522.64	\$694.61	\$866.53	\$1,038.51
6 Yard	\$240.45	\$474.13	\$707.79	\$941.45	\$1,175.11	\$1,408.78

C.) Roll-Out Access Service: Add \$3.00 per weekly collection (\$12.00 per month) to basic rate per container. Maximum container size is three (3) yard.

Minimum BIN SIZE	\$90.15 NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
2 Yard	\$121.03	\$231.27	\$311.36	\$451.76	\$583.11	\$672.21
3 Yard	\$151.86	\$293.00	\$434.10	\$575.16	\$716.28	\$857.34

D.) Combined Access Service: Add \$4.00 per weekly collection (\$16.00 per month) to basic rate per container. Maximum container size is three (3) yard.

Minimum BIN SIZE	\$94.15 NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
2 Yard	\$125.03	\$235.27	\$315.36	\$455.76	\$587.11	\$676.21
3 Yard	\$155.86	\$297.00	\$438.10	\$579.16	\$720.28	\$861.34

EFFECTIVE JULY 1, 2020

A.) Direct Truck Access Service (Basic Rate per container): Includes \$5.00 per month for street sweeping services

Minimum BIN SIZE	NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
	\$85.47					
2 Yard	\$119.43	\$240.70	\$328.80	\$483.24	\$627.72	\$725.74
3 Yard	\$153.34	\$308.61	\$463.81	\$618.97	\$774.21	\$929.37
4 Yard	\$187.33	\$376.45	\$565.61	\$754.77	\$943.88	\$1,133.06
6 Yard	\$255.19	\$512.24	\$769.26	\$1,026.30	\$1,283.32	\$1,540.36

B.) Gated Access Service: Add \$2.00 per weekly collection (\$8.00 per month) to basic rate per container

Minimum BIN SIZE	NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
	\$93.47					
2 Yard	\$127.43	\$248.70	\$336.80	\$491.24	\$635.72	\$733.74
3 Yard	\$161.34	\$316.61	\$471.81	\$626.97	\$782.21	\$937.37
4 Yard	\$195.33	\$384.45	\$573.61	\$762.77	\$951.88	\$1,141.06
6 Yard	\$263.19	\$520.24	\$777.26	\$1,034.30	\$1,291.32	\$1,548.36

C.) Roll-Out Access Service: Add \$3.00 per weekly collection (\$12.00 per month) to basic rate per container. Maximum container size is three (3) yard.

Minimum BIN SIZE	NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
	\$97.47					
2 Yard	\$131.43	\$252.70	\$340.80	\$495.24	\$639.72	\$737.74
3 Yard	\$165.34	\$320.61	\$475.81	\$630.97	\$786.21	\$941.37

D.) Combined Access Service: Add \$4.00 per weekly collection (\$16.00 per month) to basic rate per container. Maximum container size is three (3) yard.

Minimum BIN SIZE	NUMBER OF COLLECTIONS EACH WEEK					
	1	2	3	4	5	6
	\$101.47					
2 Yard	\$135.43	\$256.70	\$344.80	\$499.24	\$643.72	\$741.74
3 Yard	\$169.34	\$324.61	\$479.81	\$634.97	\$790.21	\$945.37

A) Effective July 1, 2021, the commercial rate for refuse collection/disposal and street sweeping services in the City of Tulare effective July 1, 2020 will increase by CPI as described in Section 2.

B) Effective July 1, 2022, the commercial rate for refuse collection/disposal and street sweeping services in the City of Tulare effective July 1, 2022 will increase by CPI as described in Section 2.

C) The rates established for gated, roll-out and combined access service will be collected based on enclosure or standard container locations. It is not the City's intent to promote non-use of locations that were established for aesthetic or other reasons.

D) The customer is responsible for any lost or damaged auto-lock release mechanism and/or locks. Charges for locked bins: \$50 for automatic lock release, \$25 per lock.

E) Bins with lids must have the lids closed for collection. Failure to have the lids closed when the truck arrives for collection will result in the following additional charges:

1st Offense – Written Warning

2nd Offense - \$5.00

3rd Offense - \$10.00

4th Offense – \$15.00

Any Additional Offense - \$25.00

F) Requests for additional bin service in addition to the normal scheduled service shall be billed at the customer's normal single service rate plus \$6.00 effective July 1, 2018. Effective July 1, 2019, this rate will be \$7.20. Effective July 1, 2020 this rate will be \$7.92. Effective July 1, 2021 and July 1, 2022, this rate will increase by CPI as described in Section 2.

SECTION 15. The Solid Waste Manager may approve the sharing of a container by multiple commercial establishments. The sharing parties shall agree to a sharing of the cost of service. The amount paid shall be the commercial rate for service provided, plus \$5.00 per month for each additional party. The minimum charge to each business shall be equivalent to the Commercial Minimum container charge. Where customers share a container or containers under one property ownership, the owner of the property will be encouraged to sign up for service to minimize the cost to customers.

SECTION 16. The Solid Waste Manager may approve residential type service for commercial establishments when unusual circumstances make such service desirable. The residential type service for commercial establishments is up to three brown cans with service available once a week. The rate shall be the equivalent of the Commercial Minimum as determined by the Solid Waste Manager. The minimum charge to each business shall be equivalent to the Commercial Minimum.

SECTION 17. An "Inactive Business" property that needs to continue water and sewer services for landscaping or for health and safety reasons shall also contract for refuse service. Qualifying business owners may request of the Solid Waste Superintendent minimal refuse collection/disposal and street sweeping service at a rate equivalent to that of a single family residence.

SECTION 18. The rate for scheduled roll-off containerized refuse collection and disposal in the City of Tulare shall be based on actual county landfill or disposal site fees, plus:

- A) 40 yard loose container or smaller and 40 yard compacted containers or smaller (per empty)**
Effective:

July 1, 2018	July 1, 2019	July 1, 2020	July 1, 2021	July 1, 2022
\$150.48	\$158.00	\$158.00	CPI	CPI

- B) 40 Yard Compacted Containers**
Effective:

July 1, 2018	July 1, 2019	July 1, 2020	July 1, 2021	July 1, 2022
\$150.48	\$158.00	\$158.00	CPI	CPI

- C) Requested cleanup by city forces in and around detachable compactor units shall be \$25.00 (minimum) per collection per unit, or as established by the Solid Waste Manager.**

- D) Add \$2.00 per collection per container for gated access service.**

- E) Add \$10.00 per collection per container for integrated compaction units, which require container turn around.**

- F) A \$40.00 return charge will be assessed customers for blocked or overloaded roll-off containers not able to be serviced.**

- G) A minimum collection rate of once per week is required.**

- H) When commercial service includes the handling and disposal of recyclable materials with a resale value, normal collection rates will be applicable and the Solid Waste Manager will be authorized to negotiate a revenue sharing of the product value with the customer.**

SECTION 19. Multiple family residences, Mobile Homes Park and others entitled to residential service may request commercial service at the established commercial rate. Multiple family developments of four (4) or more residences are encouraged to request commercial service.

SECTION 20. The level of service required together with the location, orientation and physical surroundings of each pickup site must meet the approval of the Solid Waste Manager.

SECTION 21. All tires shall be separated from the regular refuse. Commercial accounts will be charged the following special rates up to 9 tires: Passenger car, pickup and motorcycle tires -\$3.00 per tire; truck tires - \$10.00 per tire; bulk tires (in excess of 9 tires), heavy equipment, tractor, or other tires larger than a truck tire - \$185.00 per ton. If, in the opinion of the Solid Waste Manager, an exceptional number of tires are discarded by a residential account, the standard charges for tires will be assessed to that account.

SECTION 22. All computer monitors, electronics, televisions, refrigerators, cathode ray tubes (CRT's), and fluorescent ballasts shall be separated from the regular refuse. Monitors, televisions and cathode ray tubes are now classified in California as hazardous waste and may not be disposed as refuse. There is a no-cost drop off location at the city corporation yard.

SECTION 23. TEMPORARY ROLLOFF SERVICE. The fee charged for a "Special Haul" service, excluding roll-off container service, shall be as follows:

Item 1: Each Employee - \$42.00 per hour

Item 2: Each Tractor Loader - \$72.50 per hour

Item 3: Each Dump Truck - \$57.75 per hour

Item 4: The minimum charge shall be \$25.00 for a special haul service.

The fee charged for each temporary roll-off container used for "Special Haul" service, including construction and demolition debris shall be as follows:

- A) \$171.00 effective July 1, 2018, \$179.55 effective July 1, 2019, and CPI effective July 1, 2021 and July 1, 2022 plus;
- B) Actual county landfill or disposal site fees, plus;
- C) A container rental rate of \$2.28 per calendar day effective July 1, 2018, \$2.39 effective July 1, 2019, and CPI effective July 1, 2021 and July 1, 2022.
- D) A minimum collection of once per month is required.
- E) A deposit or down payment shall be required for this service. Additional billing or refund will be made to the customer as necessary. The deposit will be \$171.00 effective July 1, 2018, \$179.55 effective July 1, 2019, and CPI effective July 1, 2021 and July 1, 2022.

SECTION 24. Temporary service or additional service for two (2) through six (6) yard containers, inclusive, for material other than concrete, dirt, roofing material and sod will be provided upon request for a maximum of one (1) month at the following rates: Pick-up and delivery of bin shall be \$35.00; each pick-up \$6.00. Effective July 1, 2018, each yard of bin capacity for each pick-up will be \$4.98. Effective July 1, 2019, each yard of bin capacity for each pick-up will be \$5.97. Effective July 1, 2020, each yard of bin capacity for each pick-up will be \$6.57. This rate will increase by CPI effective July 1, 2021 and July 1, 2022 as described in Section 2. A \$10 charge will be assessed customers for blocked or overloaded containers not able to be serviced. A minimum collection rate of two (2) times per month is required. Container will be removed after 30

days. An additional charge of \$6.00 per service will be added for location of the bin other than curbside. Temporary service shall not exceed two (2) months per calendar year unless verification of remodeling or construction is supplied to the Solid Waste Manager.

SECTION 25. Temporary service or additional temporary service for ten (10) yard containers, for concrete, dirt, roofing material and sod will be provided upon request for a maximum of two (2) months at the following rates:

- A) \$171.00 effective July 1, 2018, \$179.55 effective July 1, 2019, and CPI effective July 1, 2021 and July 1, 2022 plus;
- B) Actual county landfill or disposal site fees, plus;
- C) A container rental rate of \$2.28 per calendar day effective July 1, 2018, \$2.39 effective July 1, 2019, and CPI effective July 1, 2021 and July 1, 2022.
- D) A minimum collection of once per month is required.
- E) A deposit or down payment shall be required for this service. Additional billing will be made to the customer as necessary. The deposit will be \$171.00 effective July 1, 2018, \$179.55 effective July 1, 2019, and CPI effective July 1, 2021 and July 1, 2022.

Clean concrete and dirt have no dump charge. Contaminated material will be charged at the County landfill rate per ton and Section 23 service charges will apply. A \$45.60 charge will be assessed customers for blocked or overloaded containers not able to be serviced. Effective July 1, 2019, this fee increases to \$47.88 and increases by CPI effective July 1, 2021 and July 1, 2022 as described in Section 2. A minimum collection rate of one (1) times per month is required. There shall be a maximum of two (2) months rental duration per calendar year except for construction or verified remodeling sites. A maximum duration of (3) months for remodeling or construction may be approved with verification of the remodeling or construction supplied to the Solid Waste Manager.

SECTION 26. Billing and collection charges for refuse and street-sweeping services shall be included on the regular city utility bill to customers who have city water service. When the refuse collection and street sweeping customer does not have city water service, a separate bill for refuse collection and street sweeping services shall be mailed in accordance with standard billing procedures to the person who owns or controls the premises serviced.

SECTION 27. REFUSE COLLECTION/DISPOSAL AND STREET SWEEPING SERVICES DELINQUENCIES

A) All charges for refuse collection and street sweeping services included on utility bills shall be due and payable at the same time as other city utility charges. If a bill for refuse collection and street sweeping services is not paid within the time provided, the city may discontinue water and other services to the premises.

B) All collection service bills, if not a part of the city utility bills, shall become delinquent at five o'clock (5:00) P.M. on the twentieth (20th) day following each applicable billing month. If a bill for refuse collection and street sweeping services is not paid within such

time, a collection charge of ten percent (10%) per month will be added and collection shall be enforced by law.

SECTION 28. RENTAL PROPERTY WITH BIN SHARING: It shall be the policy of the Board of Public Utilities Commissioners to encourage property owners to sign-up for accounts involving rental property utilizing shared bins.

SECTION 29. Effective date. These rates, rules and regulations shall be in full force and effect from and after the 1st day of July 2018, the 1st day of July 2019, the 1st day of July 2020, the 1st day of July 2021, and the 1st day of July 2022.

PASSED, ADOPTED AND APPROVED this 19th day of April 2018.



President of the Board of Public Utilities
Commissioners of the City of Tulare

ATTEST:

STATE OF CALIFORNIA)
COUNTY OF TULARE) ss.
CITY OF TULARE)

I, Willard Epps, Interim City Clerk of the City of Tulare, certify the foregoing is the full and true Resolution 18-03 passed and adopted by the Board of Public Utilities of the City of Tulare at a regular meeting held on April 19, 2018 by the following vote:

Aye(s): Jim Pennington, Howard Stroman, Thomas Griesbach

Noe(s): n/a Absent n/a

Dated: 4/19/18

Willard Epps, INTERIM CITY CLERK

By Melissa Hermann, DEPUTY CITY CLERK

