

CLACKAMAS COUNTY BOARD OF COUNTY COMMISSIONERS

Policy Session Worksheet

Presentation Date: December 8, 2020 **Approx. Start Time:** 4:00 **Approx. Length:** 30 minutes

Presentation Title: Proposed Fee Increase at Clackamas County Garbage & Recycling Transfer Station

Department: Transportation and Development - Sustainability & Solid Waste Program

Presenters: Rick Winterhalter, Senior Sustainability Analyst; Eben Polk, Sustainability Supervisor

Other Invitees: Dan Johnson, DTD Director; Cheryl Bell, DTD-Assistant Director; Beth Vargas Duncan representing *Clackamas County Refuse & Recycling Assoc.*

WHAT ACTION ARE YOU REQUESTING FROM THE BOARD?

To take action on the November 23, 2020 recommendation from the Solid Waste Commission:

Approve a fee increase at the Clackamas County Garbage & Recycling Transfer Station to recover costs for recent storm water improvements.

EXECUTIVE SUMMARY:

The County's transfer station, located east of the City of Sandy, is a small drop-off facility serving about 34,000 customers a year bringing trash, metal, electronics and recyclables for disposal. The last fee increase at the Transfer Station was approved and made effective by the Board on July 1, 2016.

Recently the franchised operator, Waste Management of Oregon, Inc., made a significant investment to improve the site's stormwater management system, to ensure compliance with their National Pollutant Discharge Elimination System (NPDES) permit. (*Attachment 1*) In addition to operational and equipment changes, the on-site stormwater pond was enlarged significantly. This project came in \$60,762 under budget at \$129,238. This is an allowable expense to be considered when assessing the fees charged at the transfer station in accordance with the current franchise agreement:

4.7 The costs of complying with all laws, regulations or orders applicable to the obligations of the Franchisee under federal, state or local law, as now or hereafter amended.

In order to capture this expense over the time remaining on the current franchise (which ends 1/31/2027), staff recommends a \$3 increase in the minimum and per-yard fees charged to customers. At current usage levels, this increase will recoup costs for the site improvement within the current franchise period.

The County has also invested approximately \$165,000 in the transfer station in recent years, including projects to repair paving and improve safety at the tipping wall. The County was able to cover these costs from solid waste fund reserves rather than recovering costs through increased fees. Those funds were not available for this project.

Transfer Station	Current	Proposed	Change
General Garbage-per yard	\$21.00	\$24.00	\$3.00
Per can	\$7.00	\$8.00	\$1.00
Minimum: <=3cans or 1 yard	\$21.00	\$24.00	\$3.00
Heavy Waste per yard	\$35.00	\$38.00	\$3.00
Minimum:<=2 cans or 1 yard	\$21.00	\$24.00	\$3.00
<i>See Attachment 2 for a complete list of fees</i>			

FINANCIAL IMPLICATIONS:

Is this item in your current budget? No

What is the cost? See Information Above

What is the funding source? Fees

STRATEGIC PLAN ALIGNMENT:

- **How does this item align with your Department’s Strategic Business Plan goals?**
This item is a result of providing franchise oversight of the solid waste system.
- **How does this item align with the County’s Performance Clackamas goals?**
Every county citizen has access to safe, convenient garbage and recycling services to ensure healthy communities.

LEGAL/POLICY REQUIREMENTS:

County Code Chapter 10.03.340 B. allows the County to consider the cost of compliance with Federal, State and local laws and regulations together with such other factors which may affect the waste management fee to be charged.

STAFF/FRANCHISEE PARTICIPATION:

The Solid Waste Commission met November 23, 2020 to discuss the issue. The franchisee and staff have met to discuss this proposed change and agree it will cover the cost of the site improvement within the franchise period.

OPTIONS:

1. Approve the increase to select fees at the Clackamas County Garbage & Recycling Transfer Station to become effective January 1, 2021 as recommended by the Solid Waste Commission.
2. Maintain fees at current levels.

RECOMMENDATION:

Staff respectfully recommends the Board of County Commissioners approve the increase to select fees at the Clackamas County Garbage & Recycling Transfer Station to become effective January 1, 2021 as recommended by the Solid Waste Commission.

ATTACHMENTS:

1. Stormwater Facility Transfer Station
2. Fee Schedule Transfer Station 120820
3. Board Order Transfer Station Fee Increase

SUBMITTED BY:

Division Director/Head Approval _____

Department Director/Head Approval *Dan Johnson*

County Administrator Approval _____

<p>For information on this issue or copies of attachments, please contact: Rick Winterhalter @ 503-742-4466</p>





Attachment 2

Clackamas County Transfer Station Current & Proposed Fees As of January 1, 2021						
	Current Fees		Proposed		Proposed Increase	
	Fee	Minimim	Fee	Minimim	Fee	Minimim
Garbage:						
Light Waste or General Garbage (per cubic yard)	\$21.00	\$21.00 <1cuyd	\$24.00	\$24.00 <1cuyd	\$3.00	\$3.00
Light can - 32 Gallon	\$7.00 ea	\$21.00 <=3 Cans	\$8.00	\$24.00 <=3 Cans	\$1.00	\$3.00
Heavy Waste or Demo Debris (per cubic yard)	\$35.00	\$21.00 <1cuyd	\$38.00	\$24.00 <1cuyd	\$3.00	\$3.00
Heavy Can - 32 Gallon	\$9.00 ea	\$21.00 <=2 Cans	\$9.00 ea	\$24.00 <=2 Cans	-	\$3.00
Tires	On rim	Off rim	On rim	Off rim	No Change to Fees Below	
Passenger/Lt Truck <=16"	\$3.85 ea	\$2.50 ea	\$3.85 ea	\$2.50 ea		
Large Truck/Trailer 17"-21"	\$14.50 ea	\$8.50 ea	\$14.50 ea	\$8.50 ea		
Tires over 21"	Inquire	Inquire	Inquire	Inquire		
Furniture, Appliances:						
Refrigerators, Freezers, Air conditioners - even if refrigerant is removed	\$20.00 ea	NA	\$20.00 ea	NA		
Stuffed Chair/Recliner/ Love seat or Couch	\$12.00 ea	NA	\$12.00 ea	NA		
Sectional or Hide a bed	\$17.00 ea	NA	\$17.00 ea	NA		
Twin Mattress	\$12.00 ea	\$12.00 Set	\$12.00 ea	\$12.00 Set		
Full/Double Mattress	\$12.00 ea	\$17.00 Set	\$12.00 ea	\$17.00 Set		
Queen Mattress	\$16.00 ea	\$24.00 Set	\$16.00 ea	\$24.00 Set		
King Mattress	\$17.00 ea	\$25.00 Set	\$17.00 ea	\$25.00 Set		
Large Loads	\$70 per ton	NA	\$70 per ton	NA		
may be weighed						

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF CLACKAMAS COUNTY, STATE OF OREGON**

In The Matter of Approving Waste Management Fee Adjustments for the Franchised Operations of the Clackamas County Garbage & Recycling Transfer Station



Board Order No. _____

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Whereas, This matter coming before the Board of County Commissioners at this time, and it appearing to the Board that a recommendation has been received by the Solid Waste Commission for a Waste Management Fee adjustment, and

Whereas, It further appearing to the Board that the Solid Waste Commission, at a meeting on November 23, 2020 reviewed the recommendation and supporting report received by the Commission for a fee increase for the franchised operations of the Clackamas County Garbage & Recycling Transfer Station and made their findings as follows:

1. That changes to the transfer station's 1200-Z Industrial Stormwater General Permit required several operational and engineering modifications on site; and
2. That the primary engineering modification was rebuilding and enlarging the existing stormwater retention pond; and
3. That the franchised operator Waste Management of Oregon, Inc. paid for operational and equipment changes and for the design and construction of the stormwater pond; and
4. That a fee increase has been requested by Waste Management of Oregon, Inc., to pay for the equipment and design and construction costs of the new stormwater facility at the Clackamas County Garbage & Recycling Transfer Station; and
5. That the last fee increase at the Clackamas County Garbage & Recycling Transfer Station was made effective on July 1; 2016, and
6. That this request for an increase is just and reasonable under Chapter 10.03.340 of the County Code; and
7. That the fees be established as set forth in the schedule attached hereto as Exhibit A of this order.

Whereas, It further appearing to the Board that on the basis of their findings, the Solid Waste Commission has recommended in favor of granting the fee increases to be included in aforementioned Fee Schedule, and

Whereas, The Board having considered the Fee Schedule, we do adopt the findings of the Solid Waste Commission as our own Findings and do further find that the fee increases as set out herein are just, fair and reasonable;

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF CLACKAMAS COUNTY, STATE OF OREGON**

In The Matter of Approving
Waste Management Fee
Adjustments for the Franchised
Operations of the Clackamas
County Garbage & Recycling
Transfer Station



Board Order No. _____

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**NOW THEREFORE, the Clackamas County Board of County
Commissioners resolves as follows:**

1. That the foregoing recommendations be adopted and that Waste Management of Oregon, Inc., be granted the fee increase as set forth in Exhibit A of this order for the operation of the Clackamas County Garbage & Recycling Transfer Station according to the recommendations effective January 1, 2021

DATED this ___ day of December, 2020

BOARD OF COUNTY COMMISSIONERS

Chair

Recording Secretary