RESOLUTION NO. 768

A RESOLUTION APPROVING A FEE INCREASE FOR UNITED DISPOSAL SERVICES, INC.

WHEREAS, a report has prepared on the above captioned subject which is attached hereto as Exhibit "A"; and

WHEREAS, the City Council has duly considered the subject and the recommendation(s) contained in the staff report; and

WHEREAS, interested parties, if any, have had an opportunity to be heard on the subject.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Wilsonville does hereby adopt the report attached hereto as Exhibit "A", with the recommendation(s) contained therein and further instructs that action appropriate to the recommendation(s) be taken.

ADOPTED by the City Council of the City of Wilsonville at a regular meeting thereof this 7th day of May, 1990, and filed with the Wilsonville City Recorder this same date.

JOHN M. LUDLOW, Mayor

ATTEST:

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VERA A. ROJAS, ĆMĆ, City Recorder SUMMARY of Votes: Mayor Ludlow <u>AYE</u> Councilor Edwards <u>AYE</u> Councilor Chandler <u>AYE</u> Councilor Clarke <u>AYE</u> Councilor Dant <u>AYE</u>

RESOLUTION NO. 768 CB-R-439-90 PAGE 1 OF 1

EXHIBIT "A"

DALE M. HARLAN ATTORNEY, P.C. 2202 S.E. LAKE RD. MILWAUKIE, OREGON 97222 April 21, 1990

Telephone (503) 654-9533

APR 25 199

CITY OF

JILSONVILL

DALE M. HARLAN ATTORNEY

ESTLE M. HARLAN CERTIFIED LEGAL ASSISTANT BY OREGON STATE BAR

PETE WALL, City Administrator City of Wilsonville PO Box 220 Wilsonville, OR 97070

Re: UNITED DISPOSAL SERVICE, INC. - Pass Through of Increases Costs for Disposal, Recycling and Franchise Fee

Dear Pete:

Thank you for agreeing that we could be on your Council agenda for the meeting of May 7, for the purpose of requesting a pass-through of the increased cost of disposal and recycling, together with the franchise fee that is generated by these increases.

As you are aware, Metro is increasing its disposal fee, effective July 1, 1990. In addition, your franchisee is providing new recycling bins for every household in Wilsonville, and Clackamas County has determined that the pass-through cost for this additional recycling service is 15¢ per can.

In addition to the pass-through, we are asking for one small change in the 20 yard drop box rate. Your franchisee charges more than the \$59 per 20 yard drop box in all his other jurisdictions, and somehow this rate has gotten skewed in Wilsonville over the years. We are requesting that Wilsonville bring their rate up to \$62, which will still be under all his other areas.

Enclosed please find the following documents in support of our request:

Formulas for the disposal fee increase for the various classes 1. of service;

2. Computations for the disposal, recycling and franchise fee increases for the various classes of service, based on the formulas.

3. Proposed new rate schedule.

4. Schedule of drop box rates (20 yard) in other jurisdictions.

After you have had a chance to review this material, if you have any questions, do not hesitate to contact me. I would be glad to meet with you if you felt that would be helpful. I am, also, enclosing a Schedule of Comparative Rates that shows Wilsonville's rates will still be very reasonable if these increases are granted.

EH:e Enclosures UNITED DISPOSAL SERVICE INC. C:

Consultant for UNITED DISPOSAL SERVICE, INC.

HARLAN BUSINESS CONSULTANTS, INC. 2202 S.E. Lake Rd. Milwaukie, Oregon 97222 (503) 654-9533

ESTLE HARLAN Consultant

DISPOSAL FEE INCREASE PASS-THROUGH

Effective July 1, 1990

INCREASE = \$10.75/ton

<u>1-32 gal. can</u> = 8.3% of a ton (38 lbs. x 4.3 pickups per mo.) .083 x \$10.75 = .90 per can per month <u>20 gal. can</u> = 75% of 32 gal. can <u>90 gal. cart</u> = 14.6% of a ton (68 lbs. x 4.3 pickups per mo.) .146 x \$10.75 = 1.60 per cart per mo. <u>1 loose yard</u> = .54% of a ton (250 lbs. x 4.3 pickups per mo.) .54 x \$10.75 = \$5.80 per loose yd. per month

MONTHLY DISPOSAL INCREASES

32 Gal. Cans	l can, weekly collection	.90
	2 cans, weekly collection	1.80
	3 cans, weekly collection	2.70
	l can, bi-weekly collection	.45
	l can per month collection	.20

90 Gal. Cart 1 cart per week

Number of Collections Per Week Containers Size Six One Two Three Four Five 5.80 34.80 1 yard 11.60 17.40 23.20 29.00 7.75 15.50 23.25 31.00 46.50 1-1/3 yard 38.75 8.70 17.40 26.10 34.80 43.50 52.20 1-1/2 yard 69.60 2 yard 11.60 23.20 34.80 46.40 58.00

1.60

HARLAN BUSINESS CONSULTANTS, INC. 2202 S.E. Lake Rd. Milwaukie, Oregon 97222 (503) 654-9533

ESTLE HARLAN Consultant

DISPOSAL/RECYCLING/FRANCHISE FEE PASS-THROUGH

CITY OF WILSONVILLE Effective July 1, 1990

RESIDENTIAL	DISPOSAL INCREASE	RECYCLING 3 INCREASE	<pre>% FRANCHISE FEE ON INCREASE</pre>	TOTAL INCREASE	ROUNDED
32 Gallon Can	.90	.15	.03 '	1.18	1.20
COMMERCIAL					,
32 Gallon Can - 1 sto			.03	.93	.95
2 sto 3 sto					1.90 2.85
ROLLER CARTS	-				
Residential 90 Gallon 60 Gallon	1.60 1.05	.15 .15	.05 .04	1.80 1.24	1.80 1.25
Commercial - per stor 90 Gallon 60 Gallon	1.60 1.05		.05	1.65 1.08	1.65 1.10
CONTAINERS					
l Yard - l stop 2 stops 3 stops	5.80 11.60 17.40		.17 .35 .52	5.97 11.95 17.92	5.95 11.95 17.90
1-1/2 Yard - 1 stop 2 stops 3 stops	8.70 17.40 26.10		.26 .52 .78	8.96 17.92 26.88	8.95 17.90 26.90
2 Yard - 1 stop 2 stops 3 stops	11.60 23.20 34.80		.35 .79 1.04	11.95 23.99 35.84	11.95 24.00 35.85

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UNITED DISPOSAL SERVICE, INC. Woodburn, Oregon 97071 PH. 981-1278

CITY OF WILSONVILLE

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Effective Date: July 1, 1990

I.	RESIDENTIAL RATE ON MONTHLY BASIS:		
	1 STOP PER WEEK- 32 GALLON CAN	1 CAN	EACH ADDITIONAL CAN
		\$11.30	\$9.05

NOTES ON RESIDENTIAL SERVICE: (1) IN TRAILER COURTS WHERE OWNER OF PARK IS RESPONSIBLE FOR PAYMENT AND WHERE CANS ARE AT THE CURB, THE CHARGE WILL BE \$10.35 PER CAN. (2) OCCASIONAL EXTRA CAN FOR A REGULAR CUSTOMER SHALL BE \$2.55 (3) THE MINIMUM CHARGE FOR ANY STOP FOR AN OCCASIONAL CUSTOMER SHALL BE \$4.55 IF CASH AND \$6.00 IF BILLED. (4) STATE ACCIDENT INSURANCE FUND SAFETY RECOM-MENDATIONS SHALL BE FOLLOWED. THESE ARE THE CAN SHALL NOT EXCEED 32 GALLONS AND 60 POUNDS. CANS TO BE OF RECOMMENDED TYPE AND LOCATED IN ACCORDANCE WITH S.A.I.F. RECOMMENDATIONS.

II. COMMERCIAL CAN RATE ON MONTHLY BASIS - 32 GALLON CAN:

1 STOP PER WEEK	2 STOPS PER WEEK	3 STOPS PER WEEK
l Can Each Add'l Can	l Can Each Add'l Can	l Can Each Add'l Can
\$11.65 \$9.70	\$23.25 \$19.40	\$35.00 \$28.95

NOTES ON COMMERCIAL SERVICE: (1) ADDITIONAL CANS SHALL BE \$9.70 PER MONTH MULTI-PLIED BY THE NUMBER OF STOPS PER WEEK. (2) AN EXTRA CHARGE OF 25% WILL BE MADE FOR EACH ADDITIONAL FLIGHT OF STAIRS. (3) EXTRA CHARGE MAY BE MADE FOR GARBAGE WHICH IS NOT READILY AVAILABLE ON COLLECTION DAY OR WHICH NEEDS ADDITIONAL JANI-TORIAL SERVICE. (4) BRUSH OR LIMBS ARE TO BE BUNDLED AND AT THE CURB. (5) THE CHARGE FOR MULTIPLE UNITS OF ANY TYPE SHALL BE TO THE OWNER OF THE UNITS. (6) AN EXTRA CHARGE MAY BE MADE FOR SERVICE THAT INCURS ADDITIONAL DISPOSAL COSTS SUCH AS TIRES, MAJOR APPLIANCES, ETC. OR FOR HANDLING OVERSIZED, ODOROUS, DANGEROUS OR LIQUID ARTICLES. (7) WHEN A STOP USES 7 OR MORE 32 GALLON CANS, THE COLLECTOR MAY REQUIRE THAT THE SERVICE BE SHIFTED TO A CONTAINER TYPE SERVICE.

III. RESIDENTIAL RATE ON MONTHLY BASIS FOR CURBSIDE CART SERVICE:

STOP PER WEEK - CART AT THE CURB	60 Gal.Cart \$15.05	90 Gal. Cart \$16.30
IN MOBILE HOME PARK WHERE OWNER IS RESPONSIBLE FOR PAYMENT	\$13.95	\$14.85

IV. COMMERCIAL RATE ON MONTHLY BASIS FOR CURBSIDE CART SERVICE:

1 STOP PE	R WEEK	2 STOPS PE	R WEEK	3 STOPS PE	R WEEK
60 Gal.	90 Gal.	60 Gal.	90 Gal.	60 Gal.	90 Gal.
\$18.40	\$20.35	\$36.80	\$40.70	\$55.20	\$61.05

NOTES ON RESIDENTIAL AND COMMERCIAL CURBSIDE CART SERVICE: (1) ADDITIONAL CARTS SHALL BE AT 100% OF THE FIRST CART RATE MULTIPLED BY THE STOPS PER WEEK. (2) THIS SERVICE IS NOT MANDATORY. CAN SERVICE STILL WILL BE PROVIDED.

(3) FRANCHISEE RESERVES THE RIGHT TO REFUSE CARIS TO ANY CUSTOMER WHERE THE USE IS NOT COMPATIBLE WITH THE CART. (4) ALL CARTS WILL BE PROVIDED BY FRANCHISEE. (5) CARTS WILL BE PROVIDED ONLY FOR REGULAR, WEEKLY CUSTOMERS WHO REQUEST THE SERVICE. NO CARTS WILL BE PROVIDED ON AN ON-CALL BASIS. (6) THE WEIGHT OF THE 90 GALLON CART AND CONTENTS SHALL NOT EXCEED 180 POUNDS AND THE WEIGHT OF THE 60 GALLON CART AND CONTENTS SHALL NOT EXCEED 120 POUNDS. (7) CARTS WILL BE PICKED UP AT CURBSIDE ONLY AND MUST BE THERE PRIOR TO THE REGULARLY SCHEDULED TIME OF COLLECTION. (8) CARTS SHALL BE AT CURESIDE NO MORE THAN 24 HOURS PRIOR TO COLLECTION, AND SHALL BE REMOVED WITHIN 24 HOURS AFTER COLLECTION OF SOLID WASTE BY THE FRANCHISEE. (9) THE CHARGE FOR MULTIPLE UNITS OF ANY TYPE SHALL BE TO THE OWNER OF THE UNITS. (10) WHERE CUSIOMERS WITHIN A TRAILER PARK OR APARIMENT COMPLEX HAVE INDIVIDUAL PICK-UP FOR EACH UNIT, THE RESIDENTIAL RATE SHALL BE CHARGED. WHERE SUCH CUSTOMERS HAVE SHARED PICK-UP, THE COMMERCIAL RATE SHALL BE CHARGED. (11) AN EXTRA CHARGE MAY BE MADE FOR SERVICE THAT INCURS ADDITIONAL DISPOSAL COSTS SUCH AS TIRES, MAJOR APPLIANCES, ETC., OR FOR HANDLING OVER-SIZED, ODOROUS, DANGEROUS OR LIQUID WASTE. AN EXTRA CHARGE MAY BE MADE FOR GARBAGE WHICH NEEDS ADDITIONAL JANITORIAL SERVICE.

V. CONTAINER RATES ON A MONTHLY BASIS:	(a) FOR	LOOSE MATERI	AL
STOPS PER WEEK:	CNE	TWO	THREE
ONE YARD	\$63.80	\$120.70	\$177.70
ONE-ONE/HALF YARD	\$88.20	\$167.65	\$247.20
TWO YARDS	\$114.80	\$218.50	\$322.15

(b) FOR COMPACTED MATERIAL

WHERE THE COMPACTED CONTAINER CAN BE DUMPED INTO THE COLLECTION TRUCK, THE CHARGE WILL BE DOUBLE THE ABOVE LOOSE RATE, AND THE COMPACTOR SHALL BE COMPATIBLE WITH THE EQUIPMENT OF THE COLLECTOR. (IN ACCORDANCE WITH WORKERS COMPENSATION BOARD REGULATIONS).

> (c) CHARGE FOR LARGER CONTAINERS AND ADDITIONAL STOPS

FOR LARGER CONTAINERS, THE CHARGE SHALL A MULTIPLE OF THE PRICE FOR THE TWO YARD CONTAINER FOR THE RELEVANT NUMB OF STOPS PER WEEK. FOR MORE THAN THREE STOPS PER WEEK, THE RATE SHALL BE THE DIFFERENCE BEIWEEN THE SECOND AND THIRD STOP PER WEEK FOR EACH ADDITIONAL STOP, MODIFIED AS NECES-SARY FOR CONTAINERS LARGER THAN TWO YARDS.

> (d) MISCELLANEOUS PROVISIONS FOR CONTAINERS

THE CHARGE FOR THE USE OF THE CONTAINER IS INCLUDED IN THE PRICE OF SERVICE. THE MINIMUM CHARGE FOR A CONTAINER SHALL BE THE ONE STOP PER WEEK RATE. WHILE NO RENTAL CHARGE WILL BE MADE ON CONTAINERS, WHERE CONTAINERS ARE USED IN HANDLING MATERIAL THAT CAUSES EXCESSIVE WEAR OR DAMAGE, AN ADDITIONAL CHARGE MAY BE MADE FOR SUCH WEAR OR DAMAGE. THE CHARGE FOR DELIVERY OF A CONTAINER TO AN OCCASIONAL CUSTOMER SHALL BE \$13.75. THE CHARGE FOR EMPTYING SAID OCCASIONAL CONTAINER SHALL BE BASED ON THE FIRST STOP PER WEEK RATE.

V. DROP BOX SERVICE RATES: THE CHARGE SHALL BE \$3.25 PER YARD FOR 20 AND 30 YARD DROP BOXES AND \$2.80 PER YARD FOR 40 YARD DROP BOXES. IN ADDITION, THERE SHALL BE A \$50.70 PER MONTH RENTAL CHARGE ON A BOX. FOR BOXES LEFT ON AN OCCASIONAL BASIS, THERE SHALL BE A RENTAL CHARGE OF \$3.80 PER DAY AFTER 48 HOURS ON A LOCATION. THE COST OF DISPOSAL SHALL BE CHARGED IN ADDITION TO THE YARDAGE AND RENTAL CHARGES.

(b) FOR COMPACTED MATERIALS

THE CHARGE SHALL BE \$4.50 PER YARD PLUS COST OF DISPOSAL WHERE THE CUSTOMER FURNISHES THE COMPACTOR DROP BOX. HOWEVER, FOR A 15 YARD OR SMALLER COMPACTED DROP BOX, A COMPACTOR OF ANY KIND THAT HAS TO BE HAULED TO THE LANDFILL AND RETURNED TO THE CUSTOMER, THE SERVICE FEE SHALL BE \$72.95 PLUS COST OF DISPOSAL. IF THE COLLECTOR AGREES TO FURNISH THE COMPACTOR, THE RENTAL SHALL BE THE CURRENT RATE THE COLLECTOR WOULD PAY ON A LEASE-PURCHASE. BEFORE ACQUIRING A COMPACTOR, THE CUSTOMER MUST MAKE CERTAIN THE COMPACTOR TO BE ACQUIRED IS COMPATIBLE WITH THE EQUIPMENT OF THE COLLECTOR OR THE EQUIPMENT THE COLLECTOR IS WILLING AND ABLE TO ACQUIRE (AND MUST COMPLY WITH WORKERS COMPENSATION BOARD REGULATIONS AND OREGON ADMINISTRATIVE RULES).

(c) DELIVERY FEE FOR A DROP BOX SHALL BE \$15.00. A \$10.00 FEE PER HAUL SHALL BE CHARGED FOR DROP BOXES THAT ARE SCREENED. THE COST OF DISPOSAL SHALL BE CHARGED IN ADDITION TO THE YARDAGE AND RENTAL CHARGES.

VII. MISCELLANEOUS SERVICES AND PROVISIONS:

(a) HOURLY HAULING RATES (Plus Cost of Disposal)

ONE TRUCK AND ONE MAN - \$42.00 PER HOUR ONE TRUCK AND TWO MEN - \$57.40 PER HOUR

(b) EACH LOCATION OF CANS WILL BE BILLED AS A SEPARATE ACCOUNT UNDER THIS SCHEDULE.

(c) WHEN MATERIALS OR CUSTOMER ABUSE CAUSES EXCESSIVE WEAR OR DAMAGE TO THE DROP BOX, THE COST OF REPAIR OR REPLACEMENT MAY BE CHARGED TO THE CUSTOMER.

(d) THE WEIGHT OF MATERIAL PUT INTO A CONTAINER OR DROP BOX, WHETHER COMPACTED OR UNCOMPACTED, SHALL NOT EXCEED THE LIFTING CAPACITY OF THE COLLECTOR'S EQUIPMENT NOR SHALL THE WEIGHT PUT THE COLLECTOR OVER THE WEIGHT LIMIT FOR THE LOADED VEHICLE. THE COLLECTOR SHALL FURNISH THE CUSTOMER WITH INFORMATION CONCERNING LIMITATIONS ON HIS EQUIPMENT, UPON REQUEST. IF THE WEIGHT OF A CONTAINER EXCEEDS 250 POUNDS (LOOSE) AN ADDITIONAL REASONABLE DISPOSAL FEE MAY BE CHARGED.

(e) IF MATERIALS ARE DIVERTED TO A DIVERSION FACILITY, THE DISPOSAL FEE SAVINGS WILL BE PASSED ON TO THE CUSTOMER, BUT THE HOURLY HAULING RATE SHALL BE CHARGED IN ADDITION TO THE COLLECTION AND DISPOSAL FEE BECAUSE OF THE EXTRA DISTANCE TO THE DIVERSION FACILITY. (IN MANY INSTANCES THERE WILL STILL BE A SAVINGS TO THE CUSTOMER.)

(f) IF OVERTIME OR WEEKEND COLLECTION IS REQUIRED TO MEET THE REQUEST OF A CUSTOMER, THE HAULING PORTION OF THE RATE SHALL BE INCREASED BY 50%.

(g) TIRE COLLECTION RATES FOR 18" AND UNDER RIM SIZE SHALL BE \$1.50 PER TIRE IF OFF RIM AND \$3.50 PER TIRE IF ON RIM. IF OVER 18" RIM SIZE, SPECIAL HANDLING CHARGES SHALL APPLY.

(h) EVERY PERSON WHO GENERATES OR

PRODUCES SOLID WASTE SHALL HAVE ALL PUTRESCIBLE WASTES REMOVED AT LEAST EVERY 7 DAYS, WITH MORE FREQUEST REMOVAL IF NECESSARY TO PREVENT HEALTH HAZARDS, NUISANCES OR POLLUTION IN ACCORDANCE WITH OAR 340-61-070(3).

UNITED DISPOSAL SERVICE INC. Drop Box Rates

		(Plus Disposal)
Company Division	Size of Drop Box	Rate
WOODBURN	20 Yd	65.00
	30 Yd	97.50
	40 Yd	130.00
CLACKAMAS COUNTY	20 Yd.	68.80
	30 Yd	90.20
	40 Yd	104.20
SILVERTON	20 Yd	64.00
	30 yd	96.00
	40 yd	128.00
MARION COUNTY	20 Yd	73.00
	30 Yd	109.50
	40 Yd	148.00
WILSONVILLE	20 Yd	59.00
	30 Yd	88.50
	40 Yd	112.00

SUMMARY OF COMPARATIVE RATES (PROPOSED)

July 1, 1990

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		Proposed										
		(urban)				Projected	Proposed					
	Proposed	Clackamas	Proposed	Proposed	Proposed	Mult. Co.	Oregon	Proposed	Proposed	Proposed :	Proposed	
	Canby	County	Gladstone	Milwaukie	Molalla	Portland	City	Sandy	Tualatin	Wilsonville	West Linn	
Effective Date	7/1/90	7/1/90	7/1/90	7/1/90	7/1/90	7/1/90	7/1/90	7/1/90	7/1/90	7/1/90	7/1/90	<u> </u>
of Rates:	(2)	(1) (2)	(1) (2)	(1) (2)	(2)	(avg.)	(1) (2)	(1) (2)	(2)	. (2)	(2)	
<u></u>												
RESIDENTIAL												
1 Can	12.60	13.20	12.10	11.75	12.20	11.90	12.50	12.00	11.30	11.30	12.35	
2 Cans	20.95	26.40	22.00	22.25	22.20 ·	21.80	23.30	22.65	23.80	20.35	24.70	
Each Additional	9.60	13.20	9.90	9.45	9.25	10.90	10.80	11.40	10.50	9.05	37.05	
COMMERCIAL CAN	10.05											
l Can	13.05	13.40	12.10	12.50	13.25	11.40	13.95	12.65	11.55	11.65	13.20	
2 Cans	21.15	24.75	22.00	23.55	23.60	21.00	25.85	22.65	22.00	21.35	26.40	
Each Additional	9.30	10.60	9.90	9.45	10.35	10.40	11.90	11.40	10.45	9.70	39.60	
COMMERCIAL CONTAI	NER - (Loose	- 1 stop pe	er week)									
1-1/2 Yards	92.75	95.95	97.55 ·	93.75	88.00	66.65	101.85	94.75	87.70	88.20	97.10	
2 Yards	123.60	119.15	126.05	124.10	116.95	87.70	135.30	117.50	116.10	114.80	122.35	
3 Yards	168.45	165.70	169.15	167.05	<u> </u>	126.45		158.85	158.05			
DROP BOX (Plus Dis	sposal Fee)											
20 Yards	68.40	68.80	68.80	71.55	68.80	Avg. Haul	80.55	68.20	62.90	-62:00	62.90	
30 Yards	90.15	90.20	90.20	91.15	90.20	charge	102.45	90.20	82.50	88.50	82.50	
40 Yards	99.95	104.20	104.20	105.30	104.20	\$70 per		104.20	95.25	112.00	95.25	
	Plus	Plus	Plus	Plus	Plus	box	Plus	Plus	Plus	Plus	Plus	
	Rental	Rental	Rental	Rental	Rental	Plus	Rental	Rental	Rental	Rental	Rental	
						Rental						

(1) Jurisdiction has annual rate review.

(2) Next Rate Request is pending or to be presented within 30 days.