

## Memorandum

To: Honorable Mayor Shetter and members of the Burleson City Council

From: Aaron Russell, P.E., Director of Public Works

Date: July 6, 2009

Subject: Ordinance C-637-07 (A0709), establishing rates to be charged for all residential and non-residential customers for solid waste and trash collection and disposal (First Reading).

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### **Council Action Requested:**

Approve Ordinance C-637-07 (A0709), establishing rates to be charged for all residential and non-residential customers for solid waste and trash collection and disposal (First Reading).

### **Background Information:**

On April 20, 2009, council approved the new rate effective June 1, 2009 for solid waste collection by a private vendor. That rate calculation includes \$0.55 per household for brush processing. This rate was calculated using historic volume for brush collection and a price per cubic yard for brush processing submitted by the private vendor (IESI). The contract with IESI allows for the City to pursue other alternatives regarding brush processing. Brush processing is defined in the IESI contract as follows.

***Brush Processing*** – Grind Brush and Yard Waste through a 2" x 3" screen at the City's compost site. Also includes disposal of all mulch resulting from ground brush in excess of 10,000 cubic yards of brush each year.

In an effort to further reduce the solid waste rate, staff issued a Request for Proposals to private vendors regarding brush processing. The selected proposal will result in a monthly brush processing rate that equates to \$0.18 per household per month. This rate has been secured for a two year period and will not affect the Consumer Price Index (CPI) or Fuel Index adjustments included in the solid waste collection contract with IESI. Effectively, this reduces the current residential solid waste rate from \$16.42 to \$16.05 per month per residential unit. Additionally, per the contract submitted for

approval, the mulch available to the public will be processed twice, yielding finer, higher quality mulch than that currently available.

The non-residential rate structure is not affected since brush collection is not included for non-residential customers.

**Board/Citizen Input:**

N/A

**Financial Considerations:**

Revenues will be deposited in the Solid Waste Fund, Public Works Department.  
(Account # 404-0000-341-1000).

There is no expenditure of City funds associated with approval of this ordinance.

**Attachments:**

Ordinance C-637-07 (A0709)

**Staff Contact:**

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**ORDINANCE C-637-07 (A0709)**

**AN ORDINANCE ESTABLISHING RATES TO BE CHARGED FOR THE COLLECTION AND DISPOSAL OF RESIDENTIAL AND NON-RESIDENTIAL SOLID WASTE, RECYCLABLES AND TRASH WITHIN THE CITY OF BURLESON (AS AUTHORIZED IN SECTION 82-92, CODE OF ORDINANCES; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE CLAUSE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS:**

**SECTION 1**

The monthly charge for gathering and removal of all solid waste as defined in Section 82-81 of the Code of Ordinances of the City of Burleson, Texas for residential and non-residential, within the corporate limits of the City of Burleson shall hereafter be as follows:

- (1) Residential Unit exclusive of sales tax and applicable state fees:

Base Rate	\$12.08	2X/Week
Recycling	\$ 2.19	
Administration	\$ 1.00	
Brush Processing	\$ 0.18	
Franchise Fee	\$ 0.60	
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Total	\$16.05	

- (2) Non-Residential Unit exclusive of sales tax and applicable state fees:

Minor Collection (10 bags or 1- 96 gallon container)		
Base Rate	\$19.00	2X/Week
Administration	\$ 0.88	
Franchise Fee	\$ 0.60	
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Total	\$20.48	

Major Collection (20 bags or 2- 96 gallon containers)		
Base Rate	\$28.00	2X/Week
Administration	\$ 0.88	
Franchise Fee	\$ 0.60	
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Total	\$29.48	

**SECTION II**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

**SECTION III**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Burleson, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

This ordinance shall be in full force and effect July 7, 2009, and after its passage and publication as provided by law.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
City Secretary

First reading: \_\_\_\_\_