

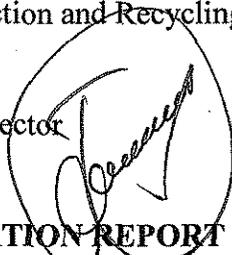
CITY OF LOS ANGELES
INTER-DEPARTMENTAL CORRESPONDENCE

DATE: June 14, 2013

TO: Honorable José Huizar, Chair
Honorable Dennis Zine, Vice Chair
Honorable Richard Alarcón, Member
Honorable Paul Koretz, Member
Honorable Tom Labonge, Member
Energy & Environment Committee

Honorable Richard Alarcón, Chair
Honorable José Huizar, Member
Honorable Paul Koretz, Member
Honorable Paul Krekorian, Member
Ad Hoc on Waste Reduction and Recycling Committee

FROM: Enrique C. Zaldivar, Director
Bureau of Sanitation



**SUBJECT: BUREAU OF SANITATION REPORT ON AMENDING MOTIONS
23A THROUGH 23M RELATED TO THE FINAL
IMPLEMENTATION PLAN (FIP) FOR EXCLUSIVE
COMMERCIAL AND MULTIFAMILY SOLID WASTE
FRANCHISE HAULING SYSTEM
(C.F. 10-1797-S15)**

This report provides discussion of Motions 23A through 23M, related to the Final Implementation Plan for Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System (C.F. 10-1797-S15). On April 24, 2013 the City Council approved the recommendations in the Energy and Environment and the Ad Hoc on Waste Reduction and Recycling Committees' Report (C.F.10-1797-S15) and adopted the Final Implementation Plan for the Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System. During the April 24 meeting, the City Council also referred a series of amending motions to the joint committee report, 23A through 23M, to the Energy and Environment Committee and the Ad Hoc on Waste Reduction and Recycling Committee, attached.

Sanitation herein provides the following discussion as it relates to the amending motions noted above:

Motion 23A: ...Strike 1.g.1 as rates established during the RFP process should be set rates that are agreed upon at the time of contracting. Instruct BOS report on method for establish rate model.

The City Council adopted: the uniform rate model as the preferred alternative; to allow Sanitation to negotiate the best practical and achievable model; and to include only a capped cost of living increase in the franchise agreements. Sanitation will seek fair and equitable rates for all customers. The feasibility of establishing a uniform rate structure will be determined after evaluation of the proposal for the Exclusive Franchise System. The methods the City could utilize in establishing rates include the negotiation process, pairing high- and low-cost service areas (bundling), a compensation adjustment factor, and using an off-route mileage fee.

The approved rate adjustment provisions will eliminate sudden increases. Businesses will be assured that rates will increase in a fair and orderly manner with annual increases capped and tied to a standard measure such as official published Consumer Price Indexes (CPI). This will help customers plan for and budget the cost of collection services more accurately and eliminate any sudden or sharp increases.

Motion 23B: ... Amend Recommendation 1.d.1 to read as follows: Adopt the Exclusive Commercial Franchise Zone Map with ~~11 zones~~ up to 20 zones as determined through the EIR.

The City Council approved the establishment of eleven Franchise Zones. As noted in Section 3.1.1 of the adopted FIP, eleven franchise zones of varying size and density allow private waste haulers to design proposals that will bring the maximum flexibility into the system, and result in a number of haulers being awarded exclusive franchise zones, while containing administrative costs. The administrative complexity increases substantially with additional franchise areas, and economic efficiency can suffer if zones are too small. The eleven franchise zones were developed to promote competition, help promote level rates, allow for competition from smaller waste haulers, while balancing the cost of administering multiple contracts.

Motion 23C: ...Amend Recommendation 1.e.1 to read as follows: Require ~~late model~~ low emission clean fuel vehicles.

As approved by City Council, vehicles operating within the City under the Exclusive Franchise system shall be low emission clean fuel, and shall be late model vehicles (low emission vehicles that are eight years old or newer) to take advantage of new technologies, to reduce greenhouse gas (GHG) production by the City, and localized impacts to neighborhoods. Late model vehicles, as noted in this section, exceed the emission reduction requirements of low emission vehicles as required by AQMD rule 1193. This is a reasonable measure to further reduce air pollution.

Motion 23D: ...Instruct the CAO, in consultation with the Bureau of Sanitation, Bureau of Street Services and Bureau of Engineering, to report on the feasibility of

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dedicating a portion of the Franchise Fee for repair and maintenance of City streets and alleys.

Sanitation anticipates that the potential uses and level of the franchise fee will be addressed in the CAO's review of Sanitation's report, prepared as part of the normal contracting process, [see discussion of Motion 23I] and will be considered in future City budgets. As adopted by City Council, the franchise fee will be designated to achieve the City's fiscal goals, and the AB939 fee will continue.

Motion 23E: ...Instruct BOS to provide an explanation of how backup provisions contemplated in Recommendation 1.g.3 of the report will ensure consistent pickup of trash, including in the event of a labor strike when employees of different franchises may honor others' picket lines.

Making sure that customers receive reliable uninterrupted service is the key to contingency planning in this area. As adopted by City Council, all franchise agreements shall include detailed contingency plans that must be updated annually. Such plans must contain, at a minimum, backup provisions and monetary penalties for any lapse in service. The franchise system will include strategies and plans to respond to events that may interrupt collection, transfer, disposal and processing of solid waste and recyclables.

These events would include, but not be limited to, business failure, loss of insurance, loss or suspension of required government authorization or permits, labor disputes, natural disaster, franchise contract suspension, suspension, or cancellation, or other factors. As noted in Section 3.5.3 of the adopted FIP, the following strategies will be utilized:

- Inclusion of detailed contingency plans in each franchise agreement, and requirements that they be updated annually
- Special priority in continuation of service to be given to hospitals and other critical service providers
- Inclusion of backup provisions in franchise agreements for each service zone
- Inclusion of performance bonds.
- Inclusion of liquidated damage provisions.

Reliance on any single strategy may not fully prevent or address a widespread or extended work stoppage. For example, while liquidated damages and performance bonds are useful in addressing discrete and more limited forms of service interruptions, they alone may not be fully effective in preventing or cutting short a work strike or lockout in one zone during a labor dispute, or service interruptions occurring in another zone when employees choose to honor a picket line. Accordingly, as noted in Section 3.5.3 of the FIP, in order to ensure that customers receive reliable uninterrupted service, notwithstanding any strikes or picketing, the BOS will continue to review best practices employed by other jurisdictions to prevent loss of services, as well as measures employed elsewhere within the City to prevent or limit such activity.

Motion 23F: ...Strike Recommendation 1.c.5 as employee complaints and protection should be addressed in Franchise agreements and contract administration.

The City Council approved the establishment of a City certification and inspection program for all facilities utilized under the franchise system, and a City hotline for employee complaints. The Franchise Certification and Inspection team will be established within Sanitation and the complaint hotline will be utilized to respond to complaints and will help provide protection for employees. Franchised waste haulers, as well as all facilities they utilize under subcontract, will be required to maintain documentation on the handling of all material collected or received and maintain inspection records from other compliance agencies, such as the Cal-OSHA. City staff will have the right to audit the records at all facilities. Repeated violations of workplace safety requirements, or failure to maintain accurate documentation, as two examples, would be enforced through liquidated damages identified in the franchise agreements, and could result in the termination of the franchise agreements.

Motion 23G: ... Strike Recommendation 1.c.1, and instruct BOS and the City Attorney to report on how facilities in the City will be inspected by the City's Local Enforcement Agency (LEA), and on how inspection will or will not cover facilities used by franchised haulers located outside the City.

The City Council approved the establishment of a City certification and inspection program for all facilities utilized under the franchise system. The City's LEA is the State certified Agency to permit, inspect and regulate solid waste facilities. However, the LEA manages only those facilities that have a Solid Waste Facilities Permit issued by CalRecycle. Many facilities that will be utilized by the franchise haulers are not under the State compliance program, or are located outside of the City, and the City LEA's, jurisdiction. In addition, the LEA does not have the authority to inspect for City contract compliance measures such as living wage, or conducting inspections and analysis to determine a diversion rate for each facility.

The approved Certification and Inspection team will be established within Sanitation. Franchised waste haulers, as well as all facilities they utilize under subcontract, will be required to maintain documentation on the handling of all material collected or received and maintain inspection records from other compliance agencies, such as the Cal-OSHA. City staff will have the right to audit the records at all facilities.

Motion 23H: ...Strike Recommendation 1.a.1, and instruct BOS to report back with a detailed plan on how businesses can implement Blue Bin recycling while considering storage and space requirements.

As adopted by City Council, Blue Bin recycling, at minimum, shall be implemented at every customer site. The Blue Bin recycling system provides a consistent customer experience throughout the City, regardless of whether the customer is a business, a single family or multifamily household, or school. A key advantage of this approach is consistency and a service type that is familiar to those who already live in the City and

receive residential service. Customer information and educational material will have consistent messages and common formats.

Franchised haulers will be required to provide blue containers of the size needed by the business, and 'valet' type of collection if necessary, similar to that provided by the Private Hauler Multifamily Residential Recycling Program. Multi-family properties, like many businesses, face many of the same space constraints. However, Sanitation has shown, as demonstrated in the Private Hauler Multifamily Residential Recycling Program, that by working with the individual property owners blue bins can be sized and placed to meet the needs of the property owners. Sanitation will work with the franchise haulers and businesses to identify alternatives where the need arises.

Motion 23I: ...Instruct the City Administrative Officer and the Chief Legislative Analyst to prepare a fiscal impact report on Franchise Hauling System.

In accordance with the normal contracting process, Sanitation will prepare a report with a fiscal analysis, to be reviewed by the CAO. As adopted by City Council, the AB939 fee will continue and a franchise fee will be designated to achieve the City's fiscal goals. Sanitation will prepare a staffing assessment concurrently with the CEQA process and ordinance development.

Motion 23J: ...Amend Recommendation 1.g.4 to read as: exempt *the following material types as defined by state laws and statutes* from Franchise: ~~including~~

City Council approved the exemption of medical waste, hazardous waste, radioactive waste, pharmaceutical waste, and construction and demolition waste. As noted in Section 3.7.1 of the approved FIP, case law also requires that source separated recyclables that are sold by the business owner are exempt from franchise requirements. In addition, other specialty waste designated by Sanitation, such as biosolids, must be exempted. Some of the exempted material may not be defined in state law and statute and must be defined in the franchise process.

Motion K: Amend Recommendation 1.h to read as:

- 1) Require compliance with the City's Business Inclusion Program (MBE/WBE/OBE/DVE/EB Subcontracting)**
- 2) Designate *a minimum of three small Exclusive Franchise Zones* geared towards smaller waste haulers**
- 3) Designate that no more than 49 40 percent of service may be performed by one company.**

The City Council designated that three small Exclusive Franchise Zones, as detailed in the adopted FIP, be established that are geared towards small waste haulers. As noted in Section 3.1.2 of the adopted FIP, the three smaller collection zones are located near the City's Central Los Angeles Recycling and Transfer Station (CLARTS), which charges the same rates to all customers. Haulers who service these three smaller exclusive franchise zones may be directed to CLARTS in their franchise agreements. In addition,

there are several privately held recycling facilities in the same area which are not controlled by large waste hauling companies.

The City Council approved that the maximum market share any single waste hauler could be awarded is 49 percent. Under the current permit system no single hauler has more than 40 percent of the waste hauling market share in the City. This cap will ensure that no single hauler dominates and that there will be a sufficient pool of qualified waste haulers to meet current and future collection and diversion needs, foster growth and maintain competition. Limiting the share any single hauler is awarded will also allow the City to effectively arrange for backup waste hauler(s) if the franchised hauler is unable to fulfill its contractual obligations.

Motion 23L: Amend Recommendations 2-4 to read:

2) ~~Direct the BOS to begin development of an RFP. DIRECT the BOS to complete the CEQA process.~~

3) ~~DIRECT the BOS to complete the CEQA process. DIRECT the BOS to begin the development of an RFP upon conclusion of the CEQA process~~

4) ~~Direct the BOS to finalize the RFP as necessary upon Council consideration and approval of the CEQA documentation and Ordinance.~~

The City Council directed Sanitation to begin the development of the RFP. This is in the best interest of the City, because, as noted in Sections 4.1 and 4.1.3 of the adopted FIP development of an RFP, negotiation and preparation of the contracts, and award of the contracts by the Mayor and City Council is anticipated to take approximately three (3) years. The City Council approved goals and major program elements, will guide Sanitation in the RFP development process. The RFP will be issued subsequent to the consideration of the Exclusive Commercial Franchise EIR and accompanying ordinances, with any mitigation measures identified during the EIR process incorporated into the requirements of the RFP.

Motion 23M: ...Instruct BPW & BOS to meet with representatives of the religious community to solicit their input for inclusion in the development of the Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System prior to issuance of the associated Request for Proposals.

As noted in Section 3.8.1 of the FIP adopted by Council, the Stakeholder Input and Outreach Process, which began in Franchise Policy Development phase, will continue throughout the entire Solid Waste Franchise Process. Sanitation believes that stakeholder input and outreach is a continuous process. Sanitation will continue to reach out to stakeholder groups through their representatives including but not limited to: the City, neighborhood councils, commercial waste haulers, multifamily households, chambers of commerce, business improvement districts, hospitals, environmental groups, non-profit organizations, faith based organizations, and labor groups.

CITY OF LOS ANGELES
CALIFORNIA

JUNE LAGMAY
City Clerk

HOLLY L. WOLCOTT
Executive Officer



ANTONIO R. VILLARAIGOSA
MAYOR

Office of the
CITY CLERK

Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
General Information - (213) 978-1133
Fax: (213) 978-1040

SHANNON HOPPE
Council and Public Services
Division

www.cityclerk.lacity.org

When making inquiries relative to
this matter, please refer to the
Council File No.

April 26, 2013

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council File No. 10-1797-
S15, at its meeting held April 24, 2013.

A handwritten signature in cursive script, appearing to read 'June Lagmay', is written in black ink.

City Clerk
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File No. 10-1797-S15

TO THE COUNCIL OF THE
CITY OF LOS ANGELES

Your

**ENERGY AND ENVIRONMENT
and
AD HOC ON WASTE REDUCTION AND RECYCLING Committees**

reports as follows:

ENERGY AND ENVIRONMENT and AD HOC ON WASTE REDUCTION AND RECYCLING COMMITTEES' REPORT relative to the Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System.

Recommendations for Council action:

1. ADOPT the following goals and actions for the Exclusive Commercial Franchise System, Final Implementation Plan as detailed in the April 12, 2013 Bureau of Sanitation (BOS) report as follows:
 - a. Meet the City's Zero Waste Goals.
 - 1) Blue Bin recycling, at minimum, at every customer site
 - 2) Preserve existing organic waste separation and recycling programs
 - 3) Offer green waste collection to all Multifamily customers
 - 4) Include Landfill disposal reduction targets in Franchise agreements with accountability for performance including liquidated damages
 - b. Meet and Exceed State requirements for waste diversion and mandatory recycling.
 - 1) Phase in Citywide organics diversion programs
 - 2) Encourage, through Request for Proposals (RFP) evaluation criteria, proposers to exceed required targets in their proposals by including innovative programs and new technologies.
 - c. Improve Health and Safety for Solid Waste Workers enforced by provisions in Franchise Agreements.
 - 1) City certification and inspection of all facilities
 - 2) Right to inspect facilities for compliance with appropriate rules and regulation
 - 3) Require compliance with Living Wage Ordinance provisions
 - 4) Require compliance with Service Contract Workers Retention Ordinance and First Source Hiring Ordinance
 - 5) Establish a City hotline for employee complaints, and protection from retaliation for reporting problems
 - d. Improve Efficiency of the City's solid waste system.
 - 1) Adopt the Exclusive Commercial Franchise Zone Map with 11 zones
 - 2) Require routing efficiencies in proposals, and monitor Vehicle Miles Traveled in franchise agreements

e. Improve the City's air quality.

- 1) Require late model low emission clean fuel vehicles

f. Provide the highest level of Customer Service.

- 1) Require contractors to use all forms of communication with their customers (call center, online, etc)
- 2) Require extensive, ongoing outreach programs
- 3) Include Customer needs and specialized services in RFP and franchise agreements
- 4) Provide access to customer service data by Sanitation in order to evaluate performance and customer satisfaction
- 5) Address Hospital and other special needs in the Franchise service requirements, and through continuing stakeholder involvement
- 6) Establish an alternative for studios with the requirements to:
 - i. Use one of the franchise haulers
 - ii. Meet all franchise requirements such as, but not limited to, waste diversion, accurate reporting, payment of fees, and clean air vehicles
 - iii. Require third party auditing of all standards

g. Create a consistent clearly defined system, fair and equitable rates and contingency plans to ensure reliable service.

- 1) Include only a capped cost of living increase in franchise agreements
- 2) Designate the uniform rate model as the preferred alternative, and allow Sanitation to negotiate the best practical and achievable model
- 3) Include detailed contingency plans in each franchise agreement, and requirements that they be updated annually. Contingency plans shall include, at minimum:
 - i. Backup provisions in franchise agreements for each service zone
 - ii. Monetary penalties for a lapse in service in franchise agreements, such as performance bonds and liquidated damages provisions
- 4) Exempt material types from the Exclusive Commercial Franchise System, including:
 - i. Medical waste
 - ii. Hazardous waste
 - iii. Radioactive waste
 - iv. Pharmaceutical waste
 - v. Construction and Demolition Debris

h. Create a system that ensures Long Term Competition.

- 1) Require compliance with City's Business Inclusion Program (MBE/WBE/OBE/DVE/EB Subcontracting)
- 2) Designate three small Exclusive Franchise Zones geared towards smaller waste haulers
- 3) Designate that no more than 49 percent of service may be performed by one company

i. Ensure Sufficient Staffing to meet Program Goals.

- 1) Continue AB939 fee as currently adopted
- 2) Designate a City Franchise fee to achieve the City's fiscal goals

j. Ensure reliable system infrastructure to provide uninterrupted service to Customers.

- 1) Provide for infrastructure development sufficient for management of solid waste
2. DIRECT the BOS to begin the development of a RFP.
3. DIRECT the BOS to complete the California Environmental Quality Act (CEQA) process.
4. DIRECT the BOS to finalize the RFP as necessary upon Council consideration and approval of the CEQA documentation and Ordinance.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

SUMMARY:

At a joint meeting of the Energy and Environment and Ad Hoc on Waste Reduction and Recycling Committees on April 17, 2013, the Committees considered the April 12, 2013 BOS report relative to the Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System.

During the Committees discussion, representatives of the Board of Public Works and the BOS provided an overview and additional clarification on the BOS's Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System and responded to related questions from Committee members. After an opportunity for public comment and further consideration, the Committee members voted to approve the recommendations contained in the April 12, 2013 BOS report with the amendment to add the additional instructions as reflected on this report. This matter is now forwarded to the Council for its consideration.

Respectfully submitted,

ENERGY AND ENVIRONMENT
COMMITTEE



AD HOC ON WASTE REDUCTION AND
RECYCLING COMMITTEE



ADOPTED

APR 24 2013

LOS ANGELES CITY COUNCIL

MEMBER	VOTE
HUIZAR:	YES
ZINE:	YES
LABONGE:	ABSENT
ALARCÓN:	YES
KORETZ:	ABSENT

MEMBER	VOTE
ALARCÓN:	YES
HUIZAR:	YES
KORETZ:	YES
KREKORIAN:	ABSENT

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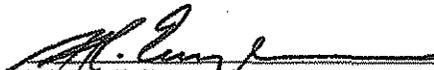
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MOTION

I MOVE, that the matter of the Energy and Environment and Ad Hoc Waste Reduction and Recycling Committees' Joint Report relative to the Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System, Item No. 23 on today's Council Agenda, BE AMENDED to strike Recommendation 1.g.1 of the report, as rates established during the RFP process should be set rates that are agreed upon at the time of contracting.

I FURTHER MOVE, that the Bureau of Sanitation be instructed to report back with a methodology for establishing a rate model.

PRESENTED BY:


Mitchell Englander
Councilmember, 12th District

SECONDED BY:



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APR 24 2013

REFERRED TO

ENERGY & ENVIRONMENT

AD HOC ON WASTE REDUCTION &
RECYCLING



April 24, 2013

MOTION

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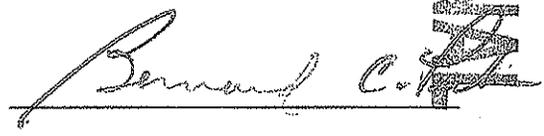
- 1) Adopt the Exclusive Commercial Franchise Zone Map with ~~11~~ zones up to 20 zones as determined through the Environmental Impact Report study process.

PRESENTED BY:


 Mitchell Englander
 Councilmember, 12th District

OFFICE OF THE CLERK
 CITY OF CHICAGO
 550 NORTH DEARBORN STREET
 CHICAGO, ILLINOIS 60610
 TEL: 312.769.4300
 FAX: 312.769.4301
 WWW.CITYOFCHICAGO.IL.GOV

SECONDED BY:



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AD HOC ON WASTE REDUCTION &
 RECYCLING



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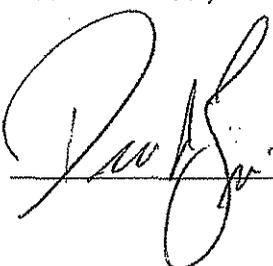
ITEM 23 _____

MOTION

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- 1) Require ~~late model~~ low emission clean fuel vehicles.

PRESENTED BY: 
 Mitchell Englander
 Councilmember, 12th District

SECONDED BY: 

ORIGINAL

APR 24 2013 REFERRED TO ENERGY & ENVIRONMENT

AD HOC ON WASTE REDUCTION & RECYCLING



April 24, 2013

MOTION

Vehicle road damage is a result of the axle weight upon the pavement. Heavy duty trucks, such as waste collection vehicles, can cause 1000 times more damage to a road as a single passenger vehicle. While diesel fuel is subject to federal and state taxes, the proposed Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System requires the use of clean trucks, which will reduce the use of diesel fuel, and the tax revenues derived from it.

As the City moves to implement an exclusive commercial and multifamily solid waste franchise system, it should consider alternative methods to fund the costs of road damage due to the use of heavy trash trucks on city streets.

I THEREFORE MOVE that the Energy and Environment and Ad Hoc on Waste Reduction AND Recycling Committees' report relative to the Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System Item No. 23 on today's Council Agenda (CF 10-1797-S15) BE AMENDED to instruct the City Administrative Officer, in consultation with the Bureau of Sanitation, Bureau of Street Services and Bureau of Engineering, to report on the feasibility of dedicating a portion of the Franchise Fee for the repair and maintenance of city streets and alleys.

PRESENTED BY:

Joe Buscaino

JOE BUSCAINO
Councilmember, 15th District

SECONDED BY:

M. Engel

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APR 24 2013

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ENERGY & ENVIRONMENT

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AD HOC ON WASTE REDUCTION & RECYCLING

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MOTION

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PRESENTED BY:

[Signature]

Mitchell Englander
Councilmember, 12th District

SECONDED BY:

[Signature]

OFFICE OF THE CLERK

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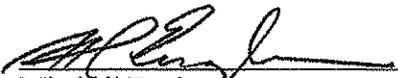
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RECYCLING

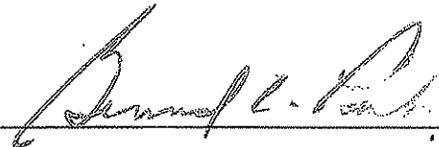
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PRESENTED BY: 
Mitchell Englander
Councilmember, 12th District

SECONDED BY: 

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REFERRED TO

ENERGY & ENVIRONMENT

AD HOC ON WASTE REDUCTION &
RECYCLING



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ITEM 23 _____

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I FURTHER MOVE, that the Bureau of Sanitation and City Attorney be instructed to report back with an explanation of how facilities in the City will be inspected by the City's Local Enforcement Agency, and on how inspection will or will not cover facilities used by franchised haulers but that are located outside of the City.

PRESENTED BY:


Mitchell Englander
Councilmember, 12th District

SECONDED BY:



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APR 24 2013

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ENERGY & ENVIRONMENT

AD HOC ON WASTE REDUCTION &
RECYCLING



April 24, 2013

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ITEM 23 _____

MOTION

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I FURTHER MOVE, that the Bureau of Sanitation be instructed to report back with a detailed plan clarifying how businesses can implement Blue Bin recycling while considering storage and space requirements that businesses face.

PRESENTED BY:

Mitchell Englander

Mitchell Englander
Councilmember, 12th District

SECONDED BY:

[Signature]

CITY OF
SAN
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COUNCIL

APR 24 2013

REFERRED TO

ENERGY & ENVIRONMENT

AD HOC ON WASTE REDUCTION &
RECYCLING

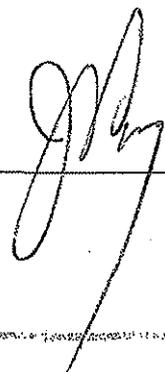
[Signature]

April 24, 2013

MOTION

I MOVE, that the matter of the Energy and Environment and Ad Hoc Waste Reduction and Recycling Committees' Joint Report relative to the Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System, Item No. 23 on today's Council Agenda, BE AMENDED to additionally instruct the City Administrative Officer and Chief Legislative Analyst be instructed to prepare a fiscal impact report on the matter.

PRESENTED BY: 
Mitchell Englander
Councilmember, 12th District

SECONDED BY: 

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APR 24 2013
REFERRED TO

ENERGY & ENVIRONMENT

AD HOC ON WASTE REDUCTION &
RECYCLING



April 24, 2013

MOTION

I MOVE, that the matter of the Energy and Environment and Ad Hoc Waste Reduction and Recycling Committees' Joint Report relative to the Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System, Item No. 23 on today's Council Agenda, BE AMENDED so that Recommendation 1.g.4 of the report reads as follows:

4) Exempt *the following* material types, as defined by state laws and statutes, from the Exclusive Commercial Franchise System: ~~including:~~

PRESENTED BY:



Mitchell Englander
Councilmember, 12th District

ORIGINAL

SECONDED BY:



APR 24 2013

REFERRED TO

ENERGY & ENVIRONMENT

AD HOC ON WASTE REDUCTION &
RECYCLING



April 24, 2013

MOTION

I MOVE, that the matter of the Energy and Environment and Ad Hoc Waste Reduction and Recycling Committees' Joint Report relative to the Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System, Item No. 23 on today's Council Agenda, BE AMENDED so that Recommendation 1.h of the report reads as follows:

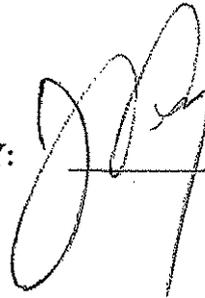
- 1) Require compliance with the City's Business Inclusion Program (MBE/WBE/OBE/DVE/EB Subcontracting)
- 2) Designate *a minimum of* three small Exclusive Franchise Zones geared towards smaller waste haulers
- 3) Designate that no more than 49-40 percent of service may be performed by one company.

PRESENTED BY:


Mitchell Englander
Councilmember, 12th District

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SECONDED BY:



APR 24 2013

REFERRED TO

ENERGY & ENVIRONMENT



AD HOC ON WASTE REDUCTION &
RECYCLING

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ITEM 23 _____

MOTION

I MOVE, that the matter of the Energy and Environment and Ad Hoc Waste Reduction and Recycling Committees' Joint Report relative to the Final Implementation Plan for an Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System, Item No. 23 on today's Council Agenda, BE AMENDED so that Recommendations 2 through 4 of the report reads as follows:

- 2. ~~DIRECT the BOS to begin development of an RFP. DIRECT the BOS to complete the California Environmental Quality Act (CEQA) process.~~
- 3. ~~DIRECT the BOS to complete the California Environmental Quality Act (CEQA) process. DIRECT the BOS to begin the development of an RFP upon the conclusion of the CEQA process.~~
- 4. ~~Direct the BOS to finalize the RFP as necessary upon Council consideration and approval of the CEQA documentation and Ordinance.~~

PRESENTED BY:

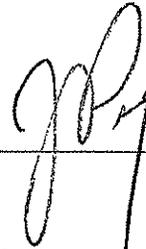

 Mitchell Englander
 Councilmember, 12th District

ORIGINAL

APR 24 2013

REFERRED TO

SECONDED BY:



ENERGY & ENVIRONMENT



April 24, 2013

AD HOC ON WASTE REDUCTION & RECYCLING

23 M

MOTION

I MOVE that the Energy and Environment and Ad Hoc on Waste Reduction and Recycling Committee's Report, Item No. 23 on today's Council Agenda (CF # 10-1797-S15), BE AMENDED to Instruct the Board of Public Works & Bureau of Sanitation to meet with representatives of the religious community to solicit their input for inclusion in the development of the Exclusive Commercial and Multifamily Solid Waste Franchise Hauling System prior the issuance of the associated Request for Proposals.

PRESENTED BY:

[Handwritten Signature]

JAN PERRY
Councilmember, 9th District

SECONDED BY:

[Handwritten Signature]

ORIGINAL

ENERGY & ENVIRONMENT

APR 24 2013

REFERRED TO
AD HOC ON WASTE REDUCTION &
RECYCLING

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