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When making inquiries relative to
this matter, please refer to the
Council File No. 10-1797

April 11, 2012

Councilmember José Huizar, Chair
Energy & Environment Committee
Attn: Eric Villanueva

On April 10, 2012, the Ad Hoc Committee on Waste Reduction and Recycling considered a Motion (Huizar - Koretz - Perry et al.) relative to directing the City Administrative Officer (CAO) and the Bureau of Sanitation (BOS) to report with an assessment of the Commercial Solid Waste System Redesign Project recently initiated by the City of San Jose. After consideration and having provided an opportunity for public comment, the Committee moved to make the following recommendations:

- 1) Instruct the CAO and BOS to report to Council with an assessment of the Commercial Solid Waste System Redesign program recently put in place by the City of San Jose, including a review of the HF&H report, "The City of San Jose: Commercial Redesign White Paper," that led to that system, and explore whether including the commercial sector in the proposed multifamily franchise would help the City reach its Zero Waste, environmental and financial goals more expediently and efficiently.
- 2) Instruct the BOS to complete and submit to Council its report regarding implementing an exclusive franchise program for Commercial and Multifamily waste to include: a) Consideration of alternatives to an exclusive franchise program; b) Completion of an Environmental Impact Report (EIR) pursuant to State mandates; and c) Consideration of issues raised in the course of the April 10, 2012 Committee meeting.
- 3) Instruct the CAO and the CLA to report jointly to Council in regard to implementing an exclusive franchise program for Commercial and Multifamily waste.

Also, during the meeting, six motions were introduced by the Committee Chair (see attached) with the following recommendations for Council action:

- 1) Instruct the BOS to seek input in regard to the impacts of the proposed Exclusive Franchise for Commercial and Multifamily Waste Program from the hospitals and hospital industry and include in the BOS's report specific directions in the Request for Proposals (RFP) or Bids to respond to the needs of hospitals, including such factors as quality of service, timeliness, and responsiveness to the specific waste demands of hospitals.

- 2) Support the completion of the BOS's Report on Implementing an Exclusive Franchise for Commercial and Multifamily Waste Program for submittal to Council.
- 3) Instruct the BOS to include in its Report on Implementing an Exclusive Franchise for Commercial and Multifamily Waste Program a proposal to designate a certain number of the City's proposed exclusive zones as "small enterprise" zones, designed and targeted to provide competitive opportunities for small hauling companies.
- 4) Instruct the BOS to include in its Report on Implementing an Exclusive Franchise for Commercial and Multifamily Waste Program a proposal to assist and facilitate small companies, selected for the "small enterprise" zones, in securing loans or other capital assistance to facilitate and make realistic their participation in the exclusive franchise system with said assistance to come at no financial cost to the City.
- 5) Instruct the BOS to include in its Report on Implementing an Exclusive Franchise for Commercial and Multifamily Waste Program incentives and similar programs to businesses that meet or exceed the goals of the proposed Program.
- 6) Instruct the BOS to seek input from the filming industry and include in its report in regard to Implementing an Exclusive Franchise for Commercial and Multifamily Waste Program:
 - a. Specific directions in the RFP or Bids to respond to the needs of studios, including such factors as quality of service, timeliness, and responsiveness to the specific demands of the studios' work.
 - b. Exemption of temporary filming locations from the Exclusive Franchise for Commercial and Multifamily Waste Program, due to the temporary nature of the work site.
- 7) Instruct the BOS to include in its Report on Implementing an Exclusive Franchise for Commercial and Multifamily Waste Program a requirement that future City commercial and multifamily waste franchise-holders take the City's "non-source separated" commercial and multifamily waste only to certified processing facilities; and that those facilities be certified by the Board of Public Works to ensure maximum diversion in service pursuant to AB 939 and AB 341 requirements.

The file is now being transmitted to the Energy and Environment Committee. If you have any questions, please contact me at (213) 978-1076.



Adam R. Lid
Legislative Assistant

<u>MEMBER</u>	<u>VOTE</u>
ALARCÓN:	YES
HUIZAR:	YES
KORETZ:	YES
KREKORIAN:	YES