



Discussion of SB 1383 Requirements and Necessary Amendments to the Exclusive Franchise Agreement

TUESDAY, JUNE 21, 2022

Overview

For tonight's discussion, staff will provide an overview on the following:

- Address Questions from City Council Meeting on May 17, 2022
- Background on SB 1383 and what the City has to do to comply
- Impacts of SB 1383 to Single-Family, Multi-Family and Commercial Property Owners
- Rate Adjustment Request from Athens
- Outreach and Education Plan
- Next Steps

Rate Adjustment Analysis

SCS Engineer's has analyzed the Athens Rate Adjustment Request related to SB 1383 and the mandatory organics recycling program regulations. SCS Engineer's analyzed the following related to SB 1383 requirements:

- Residential, Multi-Family and Commercial Tonnage
- Waste Stream and Characterization Analysis
- Education and Outreach
- Contamination Monitoring and Data Management
- **Conclusion: SCS Engineer's has verified the additional cost for service is related to SB 1383 compliance**

8.05 Extraordinary Cost Rate Adjustments. In addition to the annual rate adjustments set forth in Exhibit A, Collector shall be entitled to reasonable rate adjustments to compensate Collector for significant cost increases due to changes in federal, state, or local laws that were unforeseen and were not within the reasonable control of Collector. Strictly as an example, and without limiting the foregoing, an increase in the applicable minimum wage, other than annual indexing as may be provided by law, would constitute grounds for an extraordinary cost rate adjustment.

Survey of Neighboring Cities

- The cities listed below are currently or have already taken action on SB 1383. Based on their franchise agreements, these cities have adopted the following related to organic recycling:

			RESI		COM 1-3-1		ORGANIC				
	Eff. Date		GROSS	NET	GROSS	NET	Included in Rates?	32 Gallon		64 Gallon	
								GROSS	NET	GROSS	NET
COVINA	7/1/2022	SB 1383	\$ 40.73	\$ 36.28	\$ 227.61	\$ 200.52	NO	\$ 88.99	\$ 80.64	\$ 117.22	\$ 107.18
MONROVIA	7/1/2022	No 1383	\$ 39.68	\$ 31.75	\$ 231.53	\$ 174.56	YES	N/A		N/A	
IRWINDALE	7/1/2022	No 1383	\$ 36.79	\$ 29.51	\$ 295.20	\$ 236.81	NO	\$ 99.75	\$ 80.02	\$ 133.00	\$ 106.69
GLENDORA	7/1/2022	No 1383	\$ 41.10	\$ 37.03	\$ 242.14	\$ 218.14	YES	N/A		N/A	
WEST COVIA	7/1/2022	No 1383	\$ 41.47	\$ 37.20	\$ 282.02	\$ 247.27	NO	N/A		N/A	

Survey of Neighboring Cities

- This slide will review the rolling contracts for neighboring cities

City	Contract Term
Irwindale	30 Year Term with a 10 year rolling
Azusa	25 Year Rolling
South El Monte	30 Year Rolling
Covina	25 Year Rolling
Monrovia	18 Year Rolling
Norwalk	12 Year Rolling
Temple City	30 Year Rolling

Franchise Contract Enhancements

Within each proposal, Athens has proposed the following enhancements to the franchise contract:

- Porter Service for Old Town Monrovia (insert photo)
 - Designated staff to provide pressure washing, enclosure clean-up and trash disposal of city trash bins on a weekly basis
- Monthly power washing of all bus shelters
- Community Clean-up
 - On an Annual Basis, Athens will provide up to 15 roll-off containers for community clean-ups such as Make a Difference Day. This enhancement is not currently in the franchise agreement and would provide the city approximately \$30,000 worth of services to help community events.



Franchise Contract Enhancements Pt. 2

- Formalize the E-waste Program from curbside collection (charged to the city) to the current drop-off program
 - Currently, the City's franchise agreement stipulates that Athens has the right to collect e-waste from the curbside throughout the city and charge the city for collection. By formalizing the e-waste drop-off program, the city would not incur any costs and the drop-off program would become permanent.
- Provide smaller vehicles for difficult to service areas

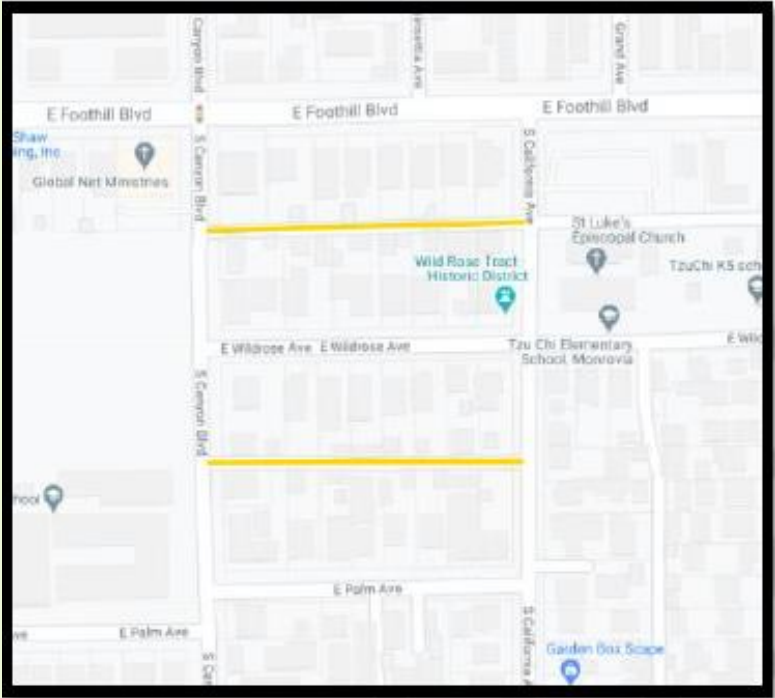


Ridgeside Drive

Franchise Contract Enhancements Pt. 2



Back Alleys



Back Alleys - Foothill



Hillside Area



WHAT IS ORGANIC WASTE?

Organic waste such as food scraps, food-soiled paper, and yard trimmings emits 20% of the California's methane.



Food Scraps

- » Fruits and vegetables
- » Cheese, dairy, eggshells
- » Meat, bones, poultry and seafood
- » Bread, rice, beans, and pasta
- » Cut flowers and herbs
- » Coffee grounds and filters



Yard Trimmings

- » Grass clippings
- » Weeds
- » Leaves and branches
- » Flower and hedge trimmings
- » Lumber, scrap wood, and plywood (not painted or treated)



100% Fiber-Based, Food-Soiled Paper

- » Food-stained paper
- » Napkins and paper kitchen towels
- » Paper egg cartons and pizza boxes
- » Paper packaging
- » Paper plates and cups (no plastic lining)

SB 1383 Enforcement & Compliance

Enforcement

City is required to adopt an ordinance mandating organics service for all, including inspection and enforcement mechanisms to ensure all trash generators recycle organic waste.

Compliance

- Collection Program
- Route Audits
- Waste Characterizations
- Outreach & Education
- Data & Reporting
- Procurement
- Food Recovery Support



SB 1383 Compliance: Collection Program

Single Family Service

3-barrel automated collection program: (1) 96-gallon trash, (1) 96-gallon recycle, and (1) 96-gallon organics barrel.



Multi Family & Commercial Service

Bin service for mixed waste collection and barrel service for organics.



SB 1383 Compliance: Collection Program



ORGANICS & FOOD / ORGÁNICOS Y COMIDA / 有機廢物和食物

YES / ¡SÍ! / 可以



NO / ¡NO! / 不可以



Learn more
Aprende más



更多說明

(888) 336-6100

Athens Services

RECYCLABLES / RECICLABLES / 回收物品

YES / ¡SÍ! / 可以



NO / ¡NO! / 不可以



Learn more
Aprende más



更多說明

(888) 336-6100

Athens Services

TRASH / BASURA / 垃圾

YES / ¡SÍ! / 可以



NO / ¡NO! / 不可以



Learn more
Aprende más

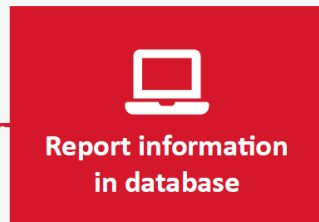
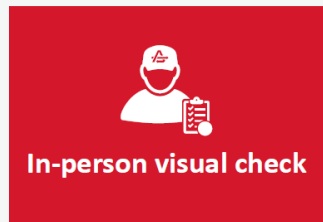
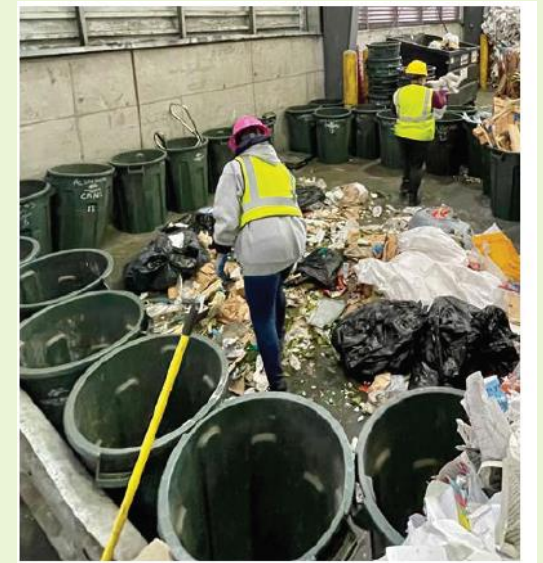
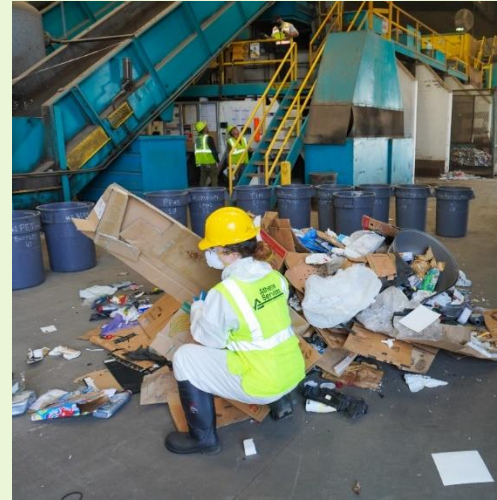


更多說明

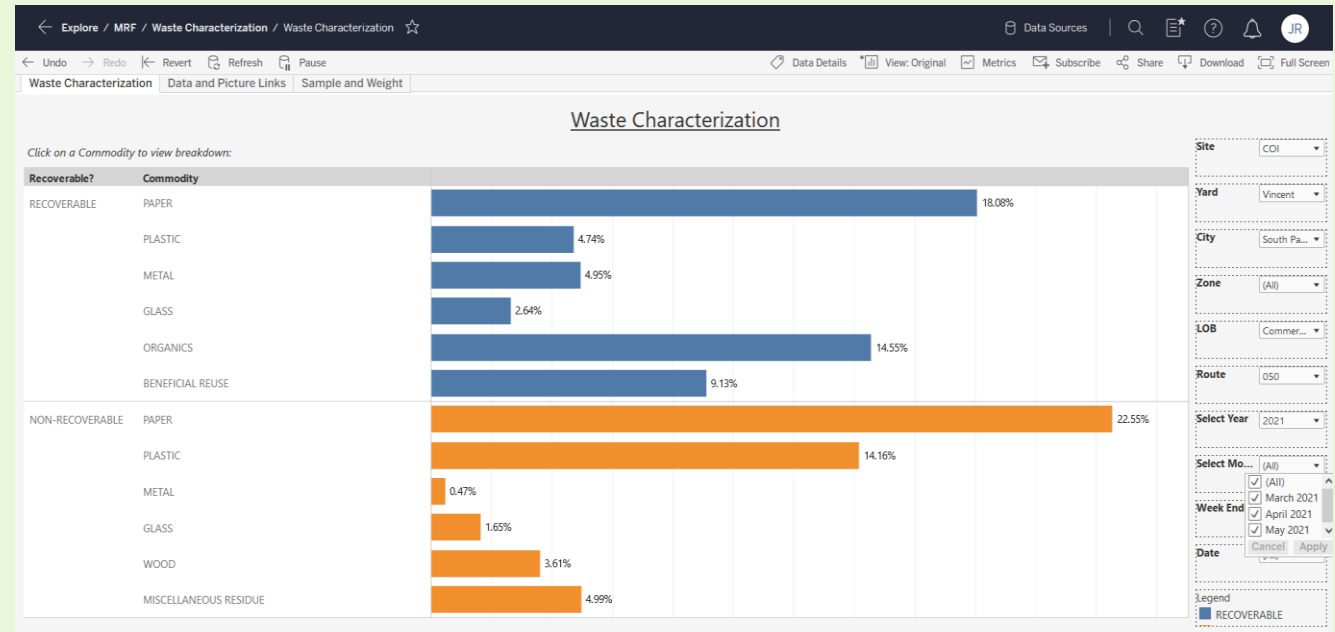
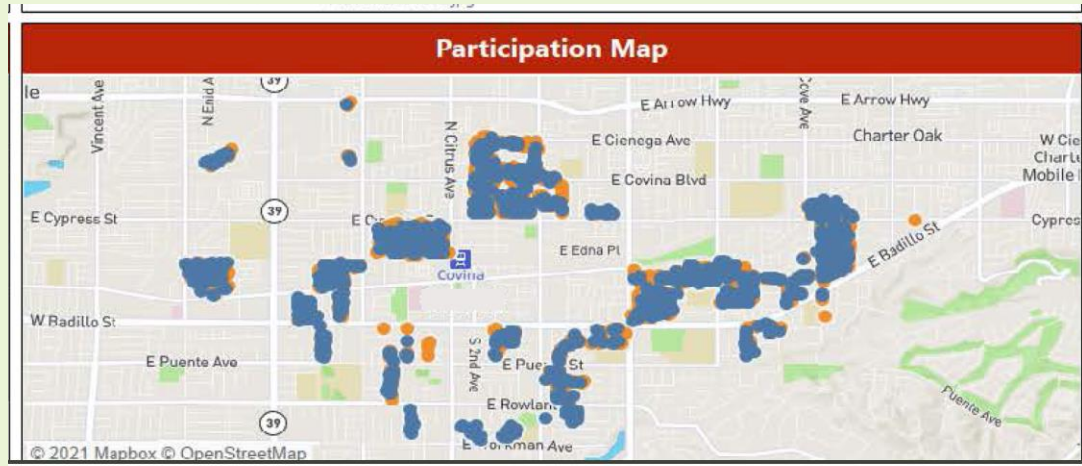
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Athens Services

SB 1383 Compliance



SB 1383 Reporting



ROUTE AUDIT FORM

CONTAMINATION Y/N *

TYPE OF CONTAMINATION

CONTAMINATION %

% 0 - +

CONTAMINATION PICTURE

EQ TAGGED Y/N

EDGAR Form

PARTICIPATION Y/N *

EQ FILLED %

% 0 - +

CONTAMINATION Y/N *

TYPE OF CONTAMINATION

CONTAMINATION %

% 0 - +

CONTAMINATION PICTURE

EQ TAGGED Y/N

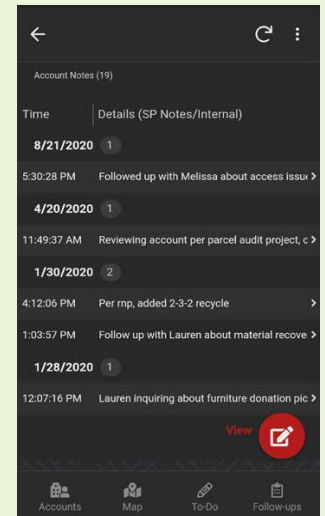
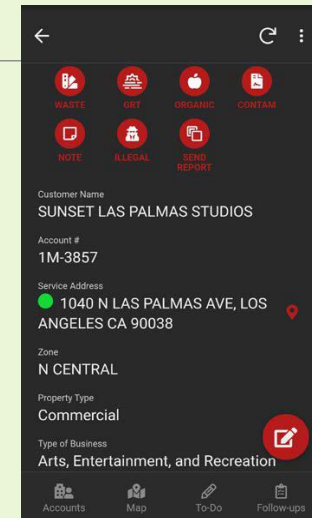
SB 1383 Compliance & Reporting (cont.)

Tracking Outreach & Education via App

- Contact name, service/billing addresses, and service levels
- 3rd party collection, self-haul, & food donation/partnership
- Signage, containers, and training offered/given
- Photos of bin locations, enclosures, and inside the containers

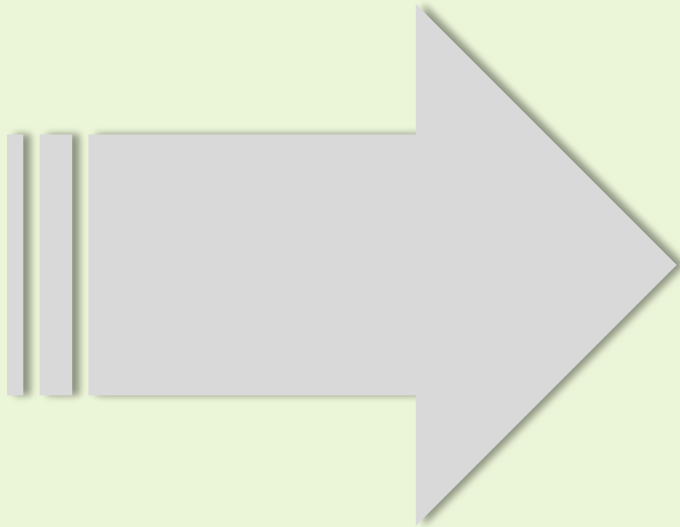
Waivers for participation

- De Minimis
- Physical Space
- Collection Frequency



SB 1383 Data & Reporting

Athens/Monrovia Portal will contain data relating to:

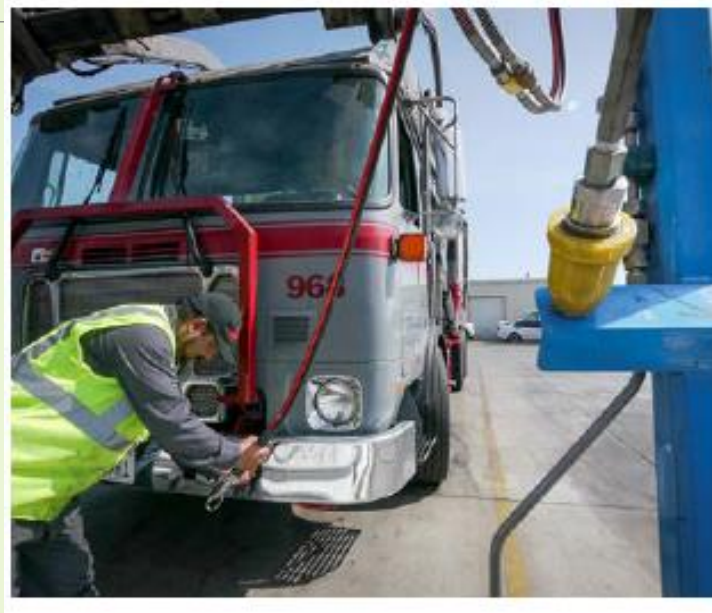


- Residential Audits
- Commercial Audits
- Waste Characterizations
- Contamination Fines
- Food Recovery
- Outreach Efforts
- Customer Visits
- Program Waivers
- Customer Logs
- Procurement

SB 1383 Procurement Requirements

Procurement

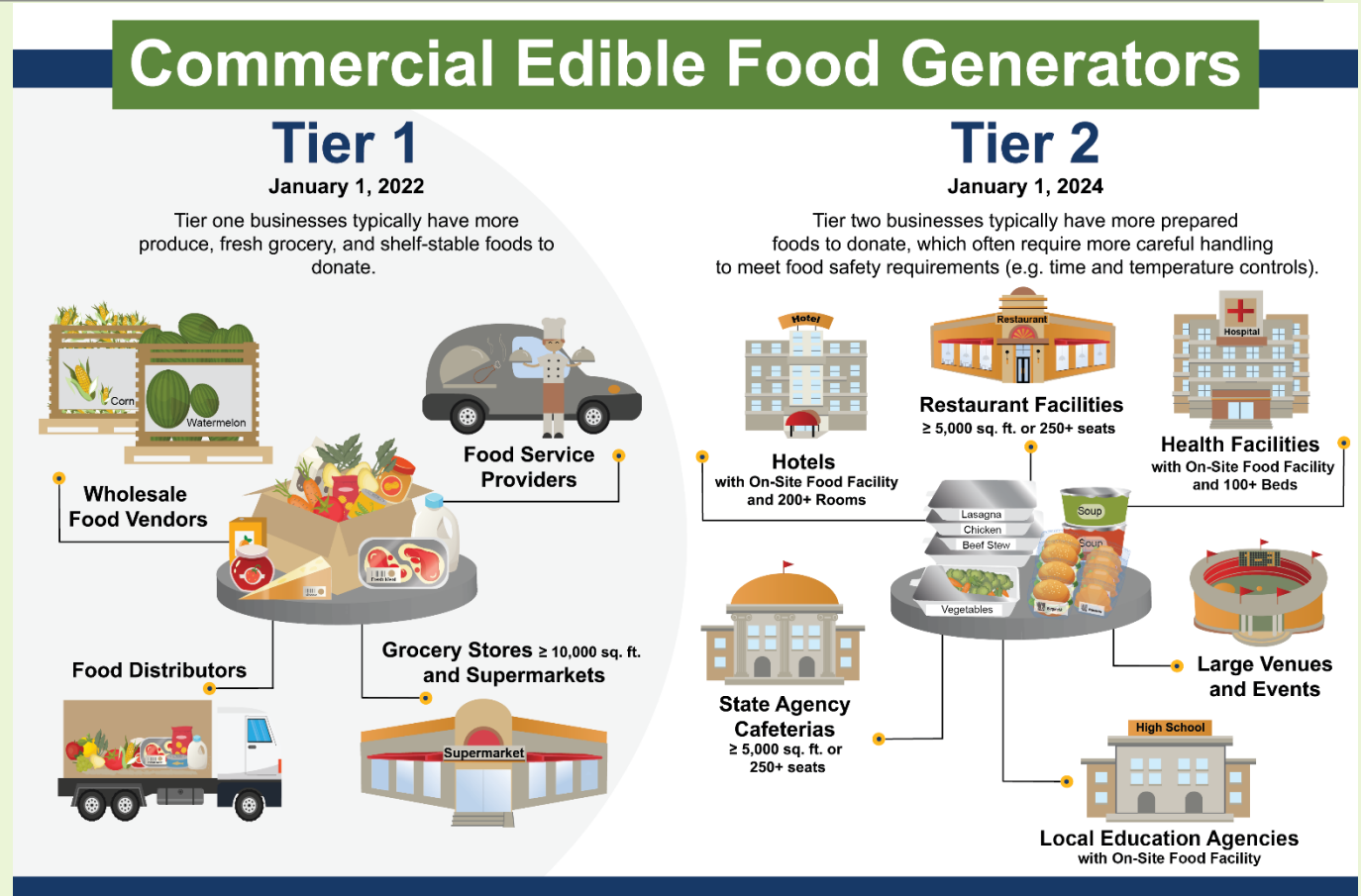
- Athens will utilize Renewable Natural Gas (RNG) in collection vehicles to count towards the City's procurement target.
- Athens provided compost for giveaways and City use



SB 1383 Enforcement & Compliance

Food Recovery

- Identify Tier 1 & 2 food generators and food recovery partners.
- Provide education and outreach needed for food generators.



SB 1383 Program Adoption Options

OPTION #1 – PHASE IN

Residential Rate Increases:

- July 1st 2023 (+3%), July 1st, 2024 (+3%), July 1st, 2025 (+3%)

Commercial Rate Increases:

- July 1st 2023 (+7%), July 1st, 2024 (+7%), July 1st, 2025 (+7%)

**Extraordinary increases are in addition to the annual CPI increases effective July 1st annually.*

Rate Comparison (Step-In)	Residential						Commercial Bin					
	Current	July-22	July-23	July-24	July-25	July-26	Current	July-22	July-23	July-24	July-25	July-26
MONROVIA	\$ 36.47	\$ 39.68	\$ 42.46	\$ 45.43	\$ 48.59	\$ 50.51	\$ 212.68	\$ 231.53	\$ 256.95	\$ 285.15	\$ 316.44	\$ 329.02
SIERRA MADRE	\$ 43.04	\$ 46.43	\$ 47.51	\$ 48.62	\$ 49.75	\$ 50.91	\$ 336.47	\$ 362.95	\$ 371.41	\$ 380.06	\$ 388.92	\$ 397.98
GLENDORA	\$ 39.93	\$ 43.07	\$ 44.08	\$ 45.10	\$ 46.15	\$ 47.23	\$ 235.24	\$ 253.75	\$ 259.67	\$ 265.72	\$ 271.91	\$ 278.24
COVINA	\$ 37.31	\$ 40.73	\$ 41.68	\$ 42.65	\$ 43.64	\$ 44.66	\$ 326.43	\$ 344.83	\$ 352.86	\$ 361.09	\$ 369.50	\$ 378.11
SOUTH PASADENA	\$ 44.93	\$ 48.16	\$ 49.28	\$ 50.43	\$ 51.61	\$ 52.81	\$ 307.35	\$ 329.75	\$ 337.43	\$ 345.30	\$ 353.34	\$ 361.57
SAN GABRIEL	\$ 41.31	\$ 44.28	\$ 45.31	\$ 46.37	\$ 47.45	\$ 48.55	\$ 368.79	\$ 396.55	\$ 405.79	\$ 415.24	\$ 424.92	\$ 434.82

** Highlighted cities yet to implement SB1383 rate increases.*

SB 1383 Program Adoption Options

OPTION #2 – LUMP SUM

Residential Rate Increases:

- July 1st 2023 (+15%)

Commercial Rate Increases:

- July 1st 2023 (+25%)

**Extraordinary increases are in addition to the annual CPI increases effective July 1st annually.*

Rate Comparison (Lump-Sum)	Residential						Commercial Bin					
	Current	July-22	July-23	July-24	July-25	July-26	Current	July-22	July-23	July-24	July-25	July-26
MONROVIA	\$ 36.47	\$ 39.68	\$ 46.98	\$ 48.54	\$ 50.15	\$ 51.83	\$ 212.68	\$ 231.53	\$ 297.14	\$ 307.04	\$ 317.26	\$ 327.84
SIERRA MADRE	\$ 43.04	\$ 46.43	\$ 47.51	\$ 48.62	\$ 49.75	\$ 50.91	\$ 336.47	\$ 362.95	\$ 371.41	\$ 380.06	\$ 388.92	\$ 397.98
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** Highlighted cities yet to implement SB1383 rate increases.*

Trash Enclosures in Old Town

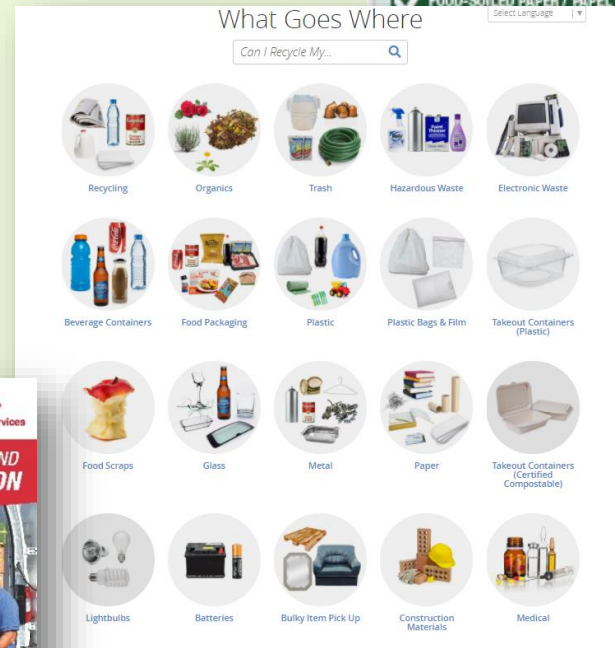
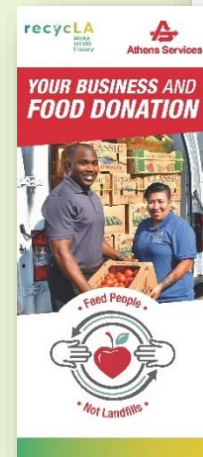
- The City owns and maintains 15 trash enclosures in Old Town and will need to improve these enclosures to comply with regulations of SB 1383.
 - Trash enclosure expansion to provide additional capacity
 - Rooftop coverings to prevent illegal dumping
 - Review of parking impacts



Outreach and Education

If approved tonight, staff will work with Athens Services to immediately begin a robust outreach and education campaign to provide information about SB 1383. Staff proposes the following outreach and education plan:

- Provide information on City Website
- Materials distributed through mail to every Athens account holder
- City Manager's Weekly Update
- Social Media
- Materials at all public counters
- Staff availability for 1 on 1 assistance






Next Steps

- Implement a local SB 1383 program funded by CalRecycle's Local Assistance Grant Program.
- Continue to work with the SGVCOG on the next phase of the Regional Food Recovery Effort
- Work with CalRecycle staff on the City's SB 1383 implementation plan.

Compliance Checklist

If approved, the City will be in compliance with the following regulations for SB 1383:

	City of Monrovia
	SCS Engineers
	Athens Services

2022

Schedule	Action	Completed
06/2022	Compile list of commercial edible food generators, food recovery organizations, and records documenting efforts COG and SCS to increase edible food capacity	<input checked="" type="checkbox"/>
06/2022	Notify Tier I and Tier II facilities where on-site visits will be conducted	<input checked="" type="checkbox"/>
06/2022	Determine types of food that are accepted from the edible food recovery organization in Monrovia	<input checked="" type="checkbox"/>
12/2022	Assist commercial generators and food recovery organizations develop contracts or written agreements.	<input checked="" type="checkbox"/>
12/2022	Develop Implementation Plan with compliance report for Education and Outreach + Jurisdiction Hauler Program	<input type="checkbox"/>
12/2022	Finalize Negotiations with Athens Services	<input type="checkbox"/>
12/2022	Add route reviews/waste evaluations x2/year into negotiations	<input type="checkbox"/>
12/2022	Perform waste evaluations on commercial businesses	<input type="checkbox"/>
12/2022	Begin inspections of Tier I generators with SCS Engineers	<input checked="" type="checkbox"/>
12/2022	Develop record keeping system for inspections, route reviews, and compliance review recordkeeping.	<input type="checkbox"/>
12/2022	Develop jurisdiction inspection program for commercial businesses	<input type="checkbox"/>
12/2022	Educational on-site visits with Tier I and Tier II generators re: prevention and proper disposal of edible foods	<input checked="" type="checkbox"/>
12/2022	Determine if Athens CNG fuel procurement can be used for Monrovia	<input type="checkbox"/>
12/2022	Determine if current compost and mulch donation can be used for City's annual procurement	<input type="checkbox"/>

2023

Schedule	Action	Completed
06/2023	Contract third party consultant to complete route reviews	<input type="checkbox"/>
06/2023	Obtain grant funding to help fund food recovery hubs	<input type="checkbox"/>
12/2023	Work with SCS and COG to increase commercial edible food generator access to food recovery organizations and food recovery services	<input type="checkbox"/>
12/2023	Identify new, proposed, or expanded food recovery organization	<input type="checkbox"/>
12/2023	Determine capacity with new Edible Food Recovery hub with SGVCOG	<input type="checkbox"/>
12/2023	Procure paper products to meet recycled content paper requirements	<input type="checkbox"/>
12/2023	Develop jurisdiction inspection program for residential generators	<input type="checkbox"/>
12/2023	Develop jurisdiction enforcement program for commercial generators	<input type="checkbox"/>

2024

Schedule	Action	Completed
01/2024	Begin enforcement of noncompliance for commercial entities generating more than two cubic yards or more per week of solid waste	<input type="checkbox"/>

Recommendation

Staff is recommending Option 1, the Phased-In Approach

- Less of an immediate impact right away versus the Lump Sum Approach
- Overall, provides a lower cost when fully implemented than the Lump Sum Approach
- Helps the City comply with a significant number of SB 1383 requirements.

Questions?
