

ORDINANCE NO. 646

AN ORDINANCE OF THE DAYTON CITY COUNCIL AMENDING THE SOLID WASTE COLLECTION FRANCHISE

WHEREAS, the City of Dayton entered into a solid waste collection franchise with Western Oregon Waste, d/b/a Recology Western Oregon (Franchisee) on August 2, 2010 and amended on August 12, 2010 (the Franchise); and

WHEREAS, the City desires to update the services provided under the Franchise to include curbside glass collection resulting in a 14.58% increase in solid waste collection rates; and

WHEREAS, Western Oregon Waste is now d/b/a Recology Western Oregon – Valley Inc which was not updated in the previous iteration of the 2nd Amendment to the Franchise; and


WHEREAS, the City held a public hearing and allowed public comment on the Franchise rate increase for glass collection on December 9, 2019; and

WHEREAS, the City desires to update the current Franchise with a second amendment to allow for glass collection and to update the name of the Franchisee.

NOW, THEREFORE, THE CITY OF DAYTON ORDAINS AS FOLLOWS:


- Section 1.** Ordinance No. 595 is amended as set forth in the attached Exhibit A.
- Section 2.** Ordinance No. 644 is repealed.
- Section 3.** This ordinance is effective thirty (30) days after its adoption.

Ordinance adopted by the City Council of the City of Dayton this 3rd day of February 2020.



Mayor, City of Dayton
Elizabeth Wytoski

ATTEST



City Recorder, City of Dayton
Patty Ringnalda

Exhibit A

Amendment #2 to Solid Waste Collection Franchise

This is a Second Amendment to the Solid Waste Collection Franchise entered into by the City of Dayton (City) and Recology Western Oregon Inc., f/k/a Western Oregon Waste, an Oregon corporation (Franchisee) on August 2, 2010 (Franchise) is made on January 13, 2020.

WHEREAS, the City desires to add curbside glass collection as a service to be offered under the Franchise; and

WHEREAS, the addition of the curbside glass collection service will result in a rate increase of 14.58% for customers; and

WHEREAS, the Franchisee has changed its name from Western Oregon Waste to Recology Western Oregon Inc.;

WHEREAS, both parties desire to amend the Franchise to add this new service and to update the name of the Franchisee.

In consideration of the mutual promises contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

The Franchise is hereby amended as follows:

1. Franchisee is now Recology Western Oregon Inc., an Oregon corporation.
2. Franchisee agrees to provide curbside glass collection services and to provide vessels to customers to assist with curbside glass collection services as part of the Franchisee's collection of Recyclable Material in the City.
3. Exhibit A to the Franchise is replaced in its entirety with the attached Exhibit A-1.

The Franchise, as amended hereby, is in full force and effect. Except as expressly modified by this Second Amendment, the terms, provisions, covenants and conditions of the Franchise shall remain unchanged. In the event of an inconsistency between the terms of this Second Amendment and the Franchise, the terms of this Second Amendment shall control.

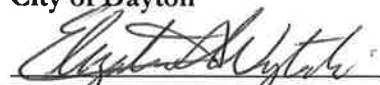
The parties hereto have executed this Second Amendment as the date first above written.

SIGNATURES ON THE NEXT PAGE

//

//


City of Dayton



Mayor Elizabeth Wyroski

2/11/2020
Date

Recology Western Oregon Inc.



Michael J. Sangiacomo, President & CEO

2/3/2020
Date

Exhibit A-1

RECOLOGY WESTERN OREGON
DAY CITY OF DAYTON

OPTION A: ADD GLASS

14.58%

EFF. DATE: TBA

CODE	DESCRIPTION	CURRENT RATE	INC %	INC \$\$	NEW RATE
------	-------------	--------------	-------	----------	----------

CAN & CART SERVICES - CURBSIDE

CURBSIDE: WITHIN 4 FEET OF THE CURB OR ROAD, AND AWAY FROM ALL CARS, MAIL BOXES, OR OTHER ITEMS.

32 GALLON CAN SERVICE (CUSTOMER PROVIDES CAN)

No longer available

32 GALLON CART SERVICE

MONTHLY RATES

32GWC	32G CART-CURB	\$ 17.29	14.58%	\$ 2.52	\$ 19.81
32GEC	32G CART EOW-CURBSIDE	\$ 11.26	14.58%	\$ 1.64	\$ 12.90
32GMC	32G CART MONTHLY-CURB	\$ 6.06	14.58%	\$ 0.88	\$ 6.94
OC3C	32 GAL CART ON CALL CURB	\$ 6.06	14.58%	\$ 0.88	\$ 6.94

90 GALLON CART SERVICE

MONTHLY RATES

90GWC	90G CART-CURB	\$ 28.80	14.58%	\$ 4.20	\$ 33.00
90GEC	90G CART EOW-CURB	\$ 18.74	14.58%	\$ 2.73	\$ 21.47
90GMC	90G CART OAM-CURB	\$ 10.06	14.58%	\$ 1.47	\$ 11.53
OC9C	90 GAL CART ON CALL CURB	\$ 10.06	14.58%	\$ 1.47	\$ 11.53

MONTHLY CART RENT (FOR ON-CALL SERVICE)

90GOC	90G CART WILL CALL-CURB	\$ -	0.00%	\$ -	\$ 2.70
-------	-------------------------	------	-------	------	---------

SPECIAL PICK-UP (FOR OFF-SCHEDULE COLLECTION)

RATE PER EACH

SP32C	SPEC P/U 32G CART CURBSIDE	\$ 6.06	14.58%	\$ 0.88	\$ 6.94
SP90C	SPEC P/U 90G CART CURBSIDE	\$ 10.06	14.58%	\$ 1.47	\$ 11.53

Note: Recycle carts dumped as trash due to contamination may be charged the special pick-up rate.

CAN & CART SERVICES - NON-CURBSIDE (SIDEYARD)

NON-CURBSIDE: VISIBLE FROM THE STREET, OUTSIDE OF GARAGES AND FENCED AREAS.

32 GALLON CAN SERVICE (CUSTOMER PROVIDES CAN)

No longer available

32 GALLON CART SERVICE

MONTHLY RATES

32GWS	32G CART-SIDE	\$ 17.63	14.58%	\$ 2.57	\$ 20.20
32GES	32G CART EOW-SIDEYARD	\$ 11.45	14.58%	\$ 1.67	\$ 13.12
32GMS	32G CART MONTHLY-SIDE	\$ 6.15	14.58%	\$ 0.90	\$ 7.05
OC3S	32 GAL CART ON CALL SIDE	\$ 6.15	14.58%	\$ 0.90	\$ 7.05

90 GALLON CART SERVICE

MONTHLY RATES

90GWS	90G CART-SIDE	\$ 44.15	14.58%	\$ 6.44	\$ 50.59
90GES	90G CART EOW-SIDE	\$ 28.73	14.58%	\$ 4.19	\$ 32.92
90GMS	90G CART OAM-SIDE	\$ 15.45	14.58%	\$ 2.25	\$ 17.70
OC9S	90 GAL CART ON CALL SIDE	\$ 15.45	14.58%	\$ 2.25	\$ 17.70

MONTHLY CART RENT (FOR ON-CALL SERVICE)

90GOS	90G CART WILL CALL-SIDE	\$ 2.70	0.00%	\$ -	\$ 2.70
-------	-------------------------	---------	-------	------	---------

SPECIAL PICK-UP (FOR OFF-SCHEDULE COLLECTION)

RATE PER EACH

SP32S	SPEC P/U 32G CART NON CURBSIDE	\$ 6.15	14.58%	\$ 0.90	\$ 7.05
SP90S	SPEC P/U 90G CART NON CURBSIDE	\$ 15.45	14.58%	\$ 2.25	\$ 17.70

Note: Recycle carts dumped as trash due to contamination may be charged the special pick-up rate.

CODE	DESCRIPTION	CURRENT RATE	INC %	INC \$\$	NEW RATE
------	-------------	--------------	-------	----------	----------

OTHER SERVICES & FEES

EXTRAS - PER UNIT CHARGES (APPROX. 32 GALLONS PER UNIT)

RATE PER EACH

XBAG	EXTRA BAG(S)	\$ 4.43	14.58%	\$ 0.65	\$ 5.08
XBOX	EXTRA BOX	\$ 4.43	14.58%	\$ 0.65	\$ 5.08
XCAN	EXTRA CAN(S)	\$ 4.43	14.58%	\$ 0.65	\$ 5.08
XMISC	EXTRA MISC	\$ 4.43	14.58%	\$ 0.65	\$ 5.08
X32	EXTRA 32G CART(S)	\$ 4.43	14.58%	\$ 0.65	\$ 5.08
X90	EXTRA 90G CART(S)	\$ 7.19	14.58%	\$ 1.05	\$ 8.24

BULKY ITEM COLLECTION (SVC CHARGE + CHARGE PER ITEM)

RATES LISTED ARE FOR COLLECTION AT CURB. ADDITIONAL CHARGES MAY APPLY FOR RETRIEVAL.

RATE PER EACH

APF	REFRIGERATOR/FREEZER	\$ 29.29	0.00%	\$ -	\$ 29.29
APL	APPLIANCE	\$ 11.48	0.00%	\$ -	\$ 11.48
FURN	FURNITURE CHARGE	\$ 17.57	0.00%	\$ -	\$ 17.57
TREE	EXTRA CHRISTMAS TREE	\$ 8.84	14.58%	\$ 1.29	\$ 10.13
IRSC	IN ROUTE SERVICE CHARGE	\$ 20.71	14.58%	\$ 3.02	\$ 23.73
SC	SERVICE CHARGE	\$ 61.99	14.58%	\$ 9.04	\$ 71.03

RELATED FEES

RATE PER EACH

CRIR	CART REDELIVERY IN ROUTE	\$ 10.00	0.00%	\$ -	\$ 10.00
CROR	CART REDELIVER OUT OF ROUTE	\$ 20.00	0.00%	\$ -	\$ 20.00
CORDF	CONTAINER RE-DELIVERY FEE	\$ 61.99	14.58%	\$ 9.04	\$ 71.03

Note: Re-Delivery fees apply for resume service after suspend.

RATE PER EACH

CCF	CART CLEANING FEE	\$ 10.00	0.00%	\$ -	\$ 10.00
CRF	CART REPLACEMENT FEE	\$ 65.00	0.00%	\$ -	\$ 65.00

Note: Replacement fee is used for loss/damage beyond normal wear and tear.

RATE PER EACH

WLI	WIND LATCH INSTALLATION	\$ 15.00	0.00%	\$ -	\$ 15.00
RF	REINSTATEMENT FEE	\$ 15.00	0.00%	\$ -	\$ 15.00
NSFCF	RETURNED CHECK FEE	\$ 25.00	0.00%	\$ -	\$ 25.00

FRONT-LOAD CONTAINER SERVICE

1 YARD CONTAINERS

MONTHLY RATES

1GW	1YD TRASH	\$ 131.50	14.58%	\$ 19.17	\$ 150.67
1GE	1YD TRASH EOW	\$ 79.22	14.58%	\$ 11.55	\$ 90.77
1GM	1YD TRASH MONTHLY	\$ 51.07	14.58%	\$ 7.45	\$ 58.52
1OC	ON CALL-1YD TRASH	\$ 26.54	14.58%	\$ 3.87	\$ 30.41
1XP	EXTRA PICK UP-1YD TRASH	\$ 26.54	14.58%	\$ 3.87	\$ 30.41

1.5 YARD CONTAINERS

MONTHLY RATES

1HGW	1.5YD TRASH	\$ 163.98	14.58%	\$ 23.91	\$ 187.89
1HGE	1.5YD TRASH EOW	\$ 95.46	14.58%	\$ 13.92	\$ 109.38
1HGM	1.5YD TRASH MONTHLY	\$ 58.59	14.58%	\$ 8.54	\$ 67.13
1HOC	ON CALL-1.5YD TRASH	\$ 34.81	14.58%	\$ 5.08	\$ 39.89
1HXP	EXTRA PICK UP-1.5YD TRASH	\$ 34.81	14.58%	\$ 5.08	\$ 39.89

CODE	DESCRIPTION	CURRENT RATE	INC %	INC \$\$	NEW RATE
2 YARD CONTAINERS					
MONTHLY RATES					
2GW	2YD TRASH	\$ 196.43	14.58%	\$ 28.64	\$ 225.07
2GE	2YD TRASH EOW	\$ 111.69	14.58%	\$ 16.28	\$ 127.97
2GM	2YD TRASH MONTHLY	\$ 66.08	14.58%	\$ 9.63	\$ 75.71
2OC	ON CALL-2YD TRASH	\$ 43.06	14.58%	\$ 6.28	\$ 49.34
2XP	EXTRA PICK UP-2YD TRASH	\$ 43.06	14.58%	\$ 6.28	\$ 49.34

3 YARD CONTAINERS					
MONTHLY RATES					
3GW	3YD TRASH	\$ 261.39	14.58%	\$ 38.11	\$ 299.50
3GE	3YD TRASH EOW	\$ 144.17	14.58%	\$ 21.02	\$ 165.19
3GM	3YD TRASH MONTHLY	\$ 81.10	14.58%	\$ 11.82	\$ 92.92
3OC	ON CALL-3YD TRASH	\$ 59.55	14.58%	\$ 8.68	\$ 68.23
3XP	EXTRA PICK UP-3YD TRASH	\$ 59.55	14.58%	\$ 8.68	\$ 68.23

4 YARD CONTAINERS					
MONTHLY RATES					
4GW	4YD TRASH	\$ 326.33	14.58%	\$ 47.58	\$ 373.91
4GE	4YD TRASH EOW	\$ 176.63	14.58%	\$ 25.75	\$ 202.38
4GM	4YD TRASH MONTHLY	\$ 96.07	14.58%	\$ 14.01	\$ 110.08
4OC	ON CALL-4YD TRASH	\$ 76.06	14.58%	\$ 11.09	\$ 87.15
4XP	EXTRA PICK UP-4YD TRASH	\$ 76.06	14.58%	\$ 11.09	\$ 87.15

5 YARD CONTAINERS					
MONTHLY RATES					
5GW	5YD TRASH	\$ 391.28	14.58%	\$ 57.05	\$ 448.33
5GE	5YD TRASH EOW	\$ 209.12	14.58%	\$ 30.49	\$ 239.61
5GM	5YD TRASH MONTHLY	\$ 111.09	14.58%	\$ 16.20	\$ 127.29
5OC	ON CALL-5YD TRASH	\$ 92.56	14.58%	\$ 13.50	\$ 106.06
5XP	EXTRA PICK UP-5YD TRASH	\$ 92.56	14.58%	\$ 13.50	\$ 106.06

6 YARD CONTAINERS					
MONTHLY RATES					
6GW	6YD TRASH	\$ 456.21	14.58%	\$ 66.52	\$ 522.73
6GE	6YD TRASH EOW	\$ 241.57	14.58%	\$ 35.22	\$ 276.79
6GM	6YD TRASH MONTHLY	\$ 126.08	14.58%	\$ 18.38	\$ 144.46
6OC	ON CALL-6YD TRASH	\$ 109.06	14.58%	\$ 15.90	\$ 124.96
6XP	EXTRA PICK UP-6YD TRASH	\$ 109.06	14.58%	\$ 15.90	\$ 124.96

8 YARD CONTAINERS					
No new customers at this size - safety issues					
8GW	8YD TRASH	\$ 537.53	14.58%	\$ 78.37	\$ 615.90
8GE	8YD TRASH EOW	\$ 282.23	14.58%	\$ 41.15	\$ 323.38
8GM	8YD TRASH MONTHLY	\$ 144.85	14.58%	\$ 21.12	\$ 165.97
8OC	ON CALL-8YD TRASH	\$ 129.70	14.58%	\$ 18.91	\$ 148.61
8XP	EXTRA PICK UP-8YD TRASH	\$ 129.70	14.58%	\$ 18.91	\$ 148.61

CONTAINER MONTHLY RENT (CHARGED TO WILL-CALL CUSTOMERS, SAME FOR ALL SIZES)					
RNT1	1YD RENT - TRASH	\$ 20.00	0.00%	\$ -	\$ 20.00

FRONT-LOAD COMPACTOR RATE FACTORS - For all compacted material, including pre-compacted waste.

Compactor Rating	4 : 1	3 : 1	2 : 1
Factor applied to container rate of same size	1.5	1.3	1.12

CODE	DESCRIPTION	CURRENT RATE	INC %	INC \$\$	NEW RATE
------	-------------	--------------	-------	----------	----------

DEBRIS BOX SERVICES

SET HAUL FEES (BASED ON AVERAGE TRUCK TIMES)

RATE PER HAUL

DEL	DELIVERY CHARGE	\$ 62.00	0.00%	\$ -	\$ 62.00
10HG	TRASH BOX HAUL FEE (ALL SIZES)	\$ 154.99	0.00%	\$ -	\$ 154.99
40CG	COMPACTOR HAUL FEE (ALL SIZES)	\$ 185.07	0.00%	\$ -	\$ 185.07

DEBRIS BOX DISPOSAL FEES

RATE PER UNIT

DFDM	DISPOSAL FEE - DEMOLITION (\$\$/TON)	\$ 44.04	0.00%	\$ -	\$ 44.04
DFG	DISPOSAL FEE - GARBAGE (\$\$/TON)	\$ 44.04	0.00%	\$ -	\$ 44.04
DFWD	DISPOSAL FEE - CLEAN WOOD (\$\$/TON)	\$ 40.67	0.00%	\$ -	\$ 40.67
DFYD	DISPOSAL FEE - YARD DEBRIS (\$\$/YD ³)	\$ -	0.00%	\$ -	\$ -

Note: Recycling ton fees will be equal to or less than trash fees, based on current market pricing.

TEMPORARY DEBRIS BOXES - COD RATES (INCLUDES HAUL & AVERAGE DISPOSAL FOR BOX SIZE)

10DG	10 YARD BOX W/DISPOSAL	\$ 271.04	0.00%	\$ -	\$ 271.04
20DG	20 YARD BOX W/DISPOSAL	\$ 380.43	0.00%	\$ -	\$ 380.43
30DG	30 YARD BOX W/DISPOSAL	\$ 489.80	0.00%	\$ -	\$ 489.80

RELATED FEES

RATE PER DAY

RENTD	DAILY RENTAL FEE	\$ 10.02	0.00%	\$ -	\$ 10.02
-------	------------------	----------	-------	------	----------

Note: Daily Rent applies after 48 hours, excluding evenings and weekends.

RATE PER MONTH

RENTM	MONTHLY RENTAL FEE	\$ 141.99	0.00%	\$ -	\$ 141.99
-------	--------------------	-----------	-------	------	-----------

Note: Monthly rent applies for customers who keep a box for a year or longer.

RATE PER HOUR

TIME	TRUCK TIME FEE	\$ 123.99	0.00%	\$ -	\$ 123.99
1T1E	1 TRUCK - 1 EMPLOYEE	\$ 124.00	14.58%	\$ 18.08	\$ 142.08
1T2E	1 TRUCK - 2 EMPLOYEES	\$ 186.00	14.58%	\$ 27.12	\$ 213.12

Note: Hourly Truck Time is used for hauls to destinations outside our normal operating areas.

TEMPORARY RENTAL CONTAINERS

RATE PER EACH

3YRGD	DELV 3 YD RENTAL FOR TRASH	\$ 89.39	0.00%	\$ -	\$ 89.39
3YRGP	SERVICE 3 YD RENTAL FOR TRASH	\$ 80.80	0.00%	\$ -	\$ 80.80
3YRXD	ADDL DAY - 3YD RENT CONTAINER	\$ 2.00	0.00%	\$ -	\$ 2.00

Note: Temporary = not longer than 30 days, with 45 days between projects. Rent included for first 7 days.

BULKY ITEMS - DEBRIS BOX

STANDARD FEES APPLY FOR THESE ITEMS IF DECLARED & SEPARATED ACCORDING TO INSTRUCTIONS.

ADDITIONAL FEES MAY APPLY FOR ITEMS FOUND IN LOADS.

RATE PER EACH

TOFFR	TIRE CHARGE NO RIM	\$ 4.69	0.00%	\$ -	\$ 4.69
TONR	TIRE CHARGE ON RIM	\$ 9.37	0.00%	\$ -	\$ 9.37
APPL	APPLIANCE	\$ 11.72	0.00%	\$ -	\$ 11.72
APF	REFRIGERATOR/FREEZER	\$ 29.29	0.00%	\$ -	\$ 29.29

MEDICAL WASTE COLLECTION SERVICES

RATE PER EACH

M4HSC	4.7 QT SHARPS CONTAINER	\$ 31.54	0.00%	\$ -	\$ 31.54
M10SC	10 QT SHARPS CONTAINER	\$ 34.82	0.00%	\$ -	\$ 34.82
M23SC	23 QT SHARPS CONTAINER	\$ 57.25	0.00%	\$ -	\$ 57.25
9CDBC	9GAL CONFIDENTIAL DOCUMENT BOX	\$ 48.35	0.00%	\$ -	\$ 48.35
M21BX	21 GAL MEDICAL WASTE BOX	\$ 62.76	0.00%	\$ -	\$ 62.76
M48BX	48 GAL MEDICAL WASTE BOX	\$ 69.79	0.00%	\$ -	\$ 69.79
M8GBP	RX MED WASTE TUB	\$ 97.46	0.00%	\$ -	\$ 97.46

Note: Additional fees may apply for overweight tubs. Improperly prepared materials cannot be collected.

Finance Charges (0.75% monthly, 9% annually) will be assessed on any past due amount

(excluding amounts in dispute over billing or service issues).

Billing Terms: Commercial Accounts are billed on a monthly basis.

Residential accounts are billed once every three months, in advance.