

RESOLUTION NO. 453

A RESOLUTION AUTHORIZING AN OVER-ALL GARBAGE COLLECTION RATE INCREASE AND A PASS-THROUGH OF INCREASED DISPOSAL FEES AND RECYCLING COSTS AND ESTABLISHING A NEW RATE SCHEDULE

WHEREAS, CANBY DISPOSAL COMPANY has applied to the Canby City Council for approval of an over-all rate increase and to pass-through to customers the increased disposal fees and recycling costs in accordance with the Solid Waste Collection Ordinance No. 793, Section 14, dated June 18, 1986, and has furnished satisfactory evidence to the Council of its increased business costs related to the increase in disposal fees and recycling costs; and

WHEREAS, the City Council has considered the evidence and information furnished by the Franchisee, and the Council is satisfied that the request is reasonable and justified.

NOW, THEREFORE, BE IT RESOLVED that the request of Canby Disposal Company for an over-all garbage collection rate increase and a pass-through to collection customers the increased disposal fees and recycling costs, as set forth in the attached EXHIBIT "A" is hereby approved, and said rates shall apply to the services performed under the Solid Waste Management and Recycling Ordinance effective the first day of August 1, 1990.

ADOPTED by the Canby City Council at a regular meeting this 27th day of June, 1990.

  
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Nancy G. Kopelk, Mayor

ATTEST:

  
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Marilyn K. Perkett, City Recorder

EXHIBIT "A"

(With Disposal Increase)

CANBY DISPOSAL CO.

P. O. Box 550

Canby, OR 97013

City Rate Schedule Effective AUGUST 1, 1990

RESIDENTIAL 32 gallon can At Curb

1 Can per week = \$11.70 per month  
2 Cans per week = \$21.20 per month  
Each Additional Can = \$9.60 per month

RESIDENTIAL 32 gallon can In Front of Garage or Visible From The Street

1 Can per week = \$12.60 per month  
2 Cans per week = \$22.05 per month  
Each Additional Can = \$9.60 per month

All customers using curb service must place can at the curb by 6:00 A.M. on collection day and remove can by the evening of collection day.

COMMERCIAL 32 gallon can

1 Can per week = \$13.05 per month  
2 Cans per week = \$22.25 per month  
Each Additional Can = \$9.30 per month

MOBILE COURTS AND COURT APARTMENTS (4 or more units where owner accepts and pays billing)

At Curb

1 Can per week = \$10.60 per month  
2 Cans per week = \$19.30 per month  
Each additional can = \$8.80 per month

Not at Curb

1 Can per week = \$11.25 per month  
2 Cans per week = \$19.35 per month  
Each Additional Can = \$9.30 per month

- Note: (1) If mobile court units and court apartments have to be billed separately, the regular residential charge applies.  
(2) Each additional stop per week will be at the same rates as above.

STRAIGHT HANDLING CHARGE FOR ONCE A MONTH SERVICE

<u>At Curb</u> \$ 4.80 for first can	\$ 2.75 for each additional can
<u>Not at Curb</u> \$ 5.45 for first can	\$ 2.95 for each additional can

EXTRA CHARGE FOR STAIRS

1 Flight of stairs = 25% additional  
2 Flights of stairs = 50% additional

HOURLY HAULING RATES

Truck and 1 Man = \$49.50 per hour plus disposal fee  
Truck and 2 Men = \$66.85 per hour plus disposal fee

MILEAGE RATES

\$1.50 per mile for over 18 miles roundtrip from where truck is stationed for repeat customers and for over 18 miles of truck operation for one-stop customer.

MAJOR APPLIANCES

\$3.40 - \$16.70

TIRES

Less than 10 tires, \$1.65 for each tire up to 750 x 16 and \$2.60 - \$25.85 for larger tires, plus disposal fee.

RATES FOR CONTAINER SERVICE (LOOSE)

Size	Once a Week	Each Additional Time Per Week
1-1/2 Yard	\$ 92.75 per mo.	\$ 84.95 per month
2 Yard	123.60 per mo.	115.85 per month
3 Yard	168.45 per mo.	160.70 per month
4 Yard	213.40 per mo.	205.55 per month

Note: The rate for compacted containers provided by the customers shall be 2.5 times the loose rate for the same sized containers. Customers desiring to purchase compacted containers or compacted drop boxes must check with the Franchisee to assure that the compactor unit being purchased is compatible with the equipment the Franchisee has or is willing to obtain.

CLEAN UP CONTAINERS

3 Yard	\$50.75 per dump plus \$1.30 per day after 48 hrs.
4 Yard	64.65 per dump plus 1.30 per day after 48 hrs.

RATES FOR DROP BOX SERVICE (Plus Cost of Disposal, including any future increased disposal costs)

Permanent Accounts

Size	Loose
20 Yard	\$68.40 plus Disposal Fee
26 Yard	82.80 plus Disposal Fee
30 Yard	90.15 plus Disposal Fee
40 Yard	99.95 plus Disposal Fee

Occasional Accounts

Add \$23.00 for first box

COMPACTED DROP BOX RATES (Based on Customer Owning Compactor (Plus Disposal Costs)

20-29 Cubic Yards	\$5.15 per cubic yard, plus Disposal Fee
30-39 Cubic Yards	4.60 per cubic yard, plus Disposal Fee
40 Cubic Yards and Over	4.00 per cubic yard, plus Disposal Fee

Note: Compactor drop boxes must not be compacted to the point where the loaded vehicle will exceed truck weight laws or to the point where the compactor drop box cannot be dumped by normal dumping methods. The minimum price for hauling compactors under 20 yards will be \$82.25 plus disposal fee.

DEMURRAGE CHARGE


Permanent Accounts

\$50.50 per month

Occasional Accounts

\$5.05 per day after 48 hours

GENERAL NOTES: (1) Source separated recyclables will be hauled for the normal hauling rate plus mileage of \$1.50 per mile beyond a 18 mile round trip, minus the normal disposal fee. (2) Where additional disposal fees must be paid by the Franchisee for car seats, brush, stumpage or other items, the Franchisee may add the additional disposal fee to the customer's bill. (3) A reasonable additional fee may be charged for Saturday service.

**MEMO TO:** Honorable Mayor Kopelk & City Council  
**FROM:** John H. Kelley, City Attorney   
**DATE:** November 13, 1990  
**RE:** Legal Opinion Concerning Resolution No. 452  
Dedicating Property for the Extension of S.W.  
13th Avenue

I was requested to review the language of Resolution No. 452 and express my interpretation of whether the language contained in paragraph five (5) prevents the City from ever seeking to require the High School District to dedicate any further property along the westerly boundary of the Canby Union High School property.

It is my opinion that the City, by accepting the dedication of property along the school's southerly boundary for the extension of S.W. 13th Avenue, has bargained away its right to require further dedication of property along the westerly boundary of Canby Union High School property. There is actual consideration for the promise not to require further dedication, that being the property dedicated on the southerly boundary and therefore, I believe the City is bound by its agreement as set forth in the resolution. It may not require any further dedication of property along the westerly boundary of the high school.

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