



# County of San Mateo

## Inter-Departmental Correspondence

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**Department:** COUNTY MANAGER: OFFICE OF SUSTAINABILITY

**File #:** 21-591

Board Meeting Date: 7/20/2021

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**Special Notice / Hearing:** Yes  
**Vote Required:** Majority

**To:** Honorable Board of Supervisors

**From:** Carolyn Bloede, Director, Office of Sustainability

**Subject:** Adoption of the 2021-22 Fiscal Year Garbage and Recyclables Collection Service Charges Report in County Service Area No. 8 (North Fair Oaks Area)

**RECOMMENDATION:**

Acting as the Governing Board of County Service Area No. 8 (North Fair Oaks), conduct a public hearing:

- A) Open public hearing
- B) Close public hearing
- C) Adopt a resolution:
  1. Adopting the 2021-22 Fiscal Year Garbage and Recyclables Collection Service Charges Report for County Service Area No. 8 (North Fair Oaks); and
  2. Directing the Director of the Office of Sustainability to file the 2021-22 Fiscal Year Garbage and Recyclables Collection Service Charges Report for County Services Area No. 8 (North Fair Oaks) with the County Controller; and
  3. Authorizing the Director of the Office of Sustainability to refund any overcharges resulting from data, data entry, or computation errors; and
  4. Authorizing the Director of the Office of Sustainability to revise the 2021-22 Fiscal Year Garbage and Recyclables Collection Service Charges Report for County Service Area No. 8 (North Fair Oaks) as a result of any parcel changes received from the County Assessor and/or County Controller before July 31, 2021 and to file the revised Charges Report with the County Controller.

**BACKGROUND:**

On October 20, 2009, this Board adopted Resolution No. 070423 which approved a franchise agreement with Recology San Mateo County (“Recology”) to provide services for the collection of recyclable materials, organic materials, and garbage from January 1, 2011, through December 31, 2020. On June 4, 2019, this Board adopted Resolution No. 076641 approving the amended and restated Recology Franchise Agreement for an additional 15-year term expiring on December 31, 2035.

On February 11, 2020, this Board adopted Resolution No. 077212 setting the garbage and collection rates for County Service Area No. 8 (CSA-8) and then reaffirmed these same rates would apply and be used for calendar year 2021 when this board approved the Appropriations Transfer Request Resolution No. 078022, on February 23, 2021; the adopted rates are attached as Exhibit A for reference.

On June 29, 2021, acting as the Governing Board of CSA-8, this Board adopted a Resolution No. 078254, setting July 20, 2021 at 9:15 a.m. at the regular scheduled Board meeting as the time and place for a public hearing (via Zoom) on the filing of the FY 2021-22 Garbage and Recyclables Collection Service Charges Report for County Service Area No. 8 (North Fair Oaks) (“Charges Report”).

#### **DISCUSSION:**

The County generates revenue to pay Recology for services to residential dwellings in CSA-8 by charging fees based on pick-up units for each affected parcel that meets the criteria outlined in County Ordinance Code 4.04.220. These fees are defined and adopted each fiscal year in the Charges Report and placed on the tax roll. Commercial parcels are not on the tax roll, and additional services provided to customers will continue to be billed separately by Recology based on the adopted Garbage and Recyclables Collection Rates (Exhibit A).

The County Ordinance Code requires this Board to hold a public hearing to consider public testimony prior to adopting the Charges Report. The individual user charges contained in the Charges Report were calculated in accordance with the rates adopted by this Board, attached as Exhibit A for reference and per County Ordinance Code Section 4.04.220. Occasionally, data, data entry, computation, or other errors occur during the annual updating and preparation of the Charges Report. Additionally, as of the date the Charges Report was developed for this meeting, the data for the relevant tax rate areas was still being finalized by the County. The proposed Resolution therefore authorizes the Director of the Office of Sustainability to revise the Charges Report as a result of any parcel changes received from the Assessor and/or Controller on or after July 20, 2021, as well as to refund, during the fiscal year, any overcharges resulting from any such errors in the Charges Report. Recology will refund any errors found in their billing record system.

The purpose of the public hearing is to allow this Board to hear and consider all objections or protests to the Charges Report. After the close of the public hearing, this Board may adopt, revise, change, reduce, or modify any charge, or overrule all objections if any, to the Charges Report, and direct the adoption of the Charges Report.

County Counsel has reviewed and approved the resolution as to form.

#### **FISCAL IMPACT:**

There is no fiscal impact to the general fund.

Adoption of the Charges Report and its filing with the Clerk of the Board and the electronic filing

with the Controller by July 31, 2021, will result in the user charges contained therein being placed on the tax roll. These charges will appear on the 2021-22 Fiscal Year tax bill of each affected property and will be collected in the same manner as the property taxes.

Staff time involved in preparing the Charges Report for CSA-8, administrative documents, and public advertisement of the hearing is part of the administrative cost associated with managing the garbage collection and recycling services in CSA-8 and is financed from franchised fees. Additionally, a \$1.42 per parcel charge will be levied by the Controller based on the Controller's rates schedule approved by this Board for the costs associated with levying the charges on the tax bill. This charge is currently paid for by franchise fees from the CSA-8 fund.

Attachment:

- Exhibit A, FY 2021-22 Garbage and Recyclables Collection Rates in County Service Area No. 8