



City-Provided Waste Collection
Services in Areas Covered by
Hold Harmless Agreements and
to Small Businesses

City-Provided Collection Services



- SDMC 66.0127 “People’s Ordinance” provides for refuse to be collected, transported and disposed of at least once each week
- Not enter upon any private property unless pursuant to a hold harmless agreement in effect 11-04-86
- Shall not collect “non residential” refuse except from certain small business enterprises as authorized by City Council

Hold Harmless Agreements



- Limit liability for damage to private property
- 102 Hold Harmless Agreements in effect, executed between 1964 and 1986
- 14,202 units covered by Hold Harmless Agreements
 - Includes some units on public streets that will continue to qualify for City provided collection services
- Service at will. May be terminated by either party with 7 days advance written notice
- Mayor has authority to terminate on behalf of City

Small Businesses



- Small business enterprises may be collected by City forces if authorized by City Council and limited to 150% of refuse generated by average residential unit
- City Council clarified intention of City-provided services as a lifeline to small businesses in 1986
- 4,621 Small businesses receive waste collection services
 - All types of businesses, including non-profits such as churches, but excluding city facilities (yards, libraries and fire stations)
- Requires Council Ordinance to restate Council intention to remove service from small businesses

Approximate Fiscal Savings



	General Fund	Recycling Fund
Hold Harmless	\$675,000	\$141,000
Revenue	\$190,000	<\$126,000>
Small Business	\$300,000	
Revenue	\$80,000	
Total Change to Fund	\$1,245,000	\$15,000

Implementation



- Include with the proposed FY12 budget if Mayor recommends moving forward
- Implementation 4-6 months
 - Notification to affected units
 - Time for developments to transition to new service
 - Redesign of collection routes to reduce vehicle and staffing requirements
- Phased implementation
 - Removal of containers
- Policy Issues
 - Container inventory: retrieve or abandon

Questions?

