

24899

Ordinance

Version 3.2 released on 8/3/21

Use for all Ordinances including: TRO, Budget, Zoning, Declarations, Trust Indentures, etc.

**CITY COUNCIL USE ONLY**Date Received: _____
Committee Date: _____
1st Agenda Date: _____Tracking #: _____
Committee: _____
Hearing Date: _____
2nd Agenda Date: _____**CITY CLERK USE ONLY**☐ ScannedDate: 08.31.2022☐ PostedItem #: 2208.01889*All department items requiring Council approval must be submitted through the Mayor's Office.***Primary Details**

Dept. Tracking No.

Board Approval

Other Board Name

City Council Approval

☒ Yes ☐ NoDepartment
FinanceContact Name
Jarrod MooreEmail
jlmoores@cityoftulsa.orgPhone
576-5129Subject (Description)
Amend Title 11-B, 500 B, to increase monthly User FeesOrdinance Type
Amending Tulsa Revised Ordinances

Section

Township

Range

Lot

Block

Address

BA / CT Number

Amending Ord. No.

TRO Title No.
11TRO Subtitle
B

Property/Non-Property

Council District

Zoning No.

PUD No.

Planning District

Budget

Funding Source(s)

TOTAL:

Approvals

Department:

Legal:

Board:

Mayor:

Other:

Date:

Date: 8/29/2022Date: AUGUST 29 XXIIDate: AUG 31 2022

Date: _____

Policy Statement**Background Information**

Attached are proposed rate increases for residential trash collection. As a recovery of Solid Waste's cost of service -- the TARE fund has operated at a deficit for several years now. The current rate set by ordinance is (and has been) insufficient to cover the true cost of managing solid waste in Tulsa. However, it was exacerbated this cycle due to several contracts coming up for rebid - and new proposals doubling and tripling over previous costs. Thus we believe these increases are necessary and reasonable.

Summation of the Requested Action

Request Mayor and Council approve the attached amendments.

Emergency Clause?

☐ Yes☐ No

Reason for Emergency Clause

Processing Information for City Clerk's Office

Post Execution Processing

- ☐ Mail vendor copy (add'l signature copies attached)
- ☐ Must be filed with other governmental entity
- ☐ Add'l governmental entity approval(s) required

Additional Routing and Processing Details

Published in the Tulsa World,
Must publish October 1, 2022.

ORDINANCE NO. 24899

AN ORDINANCE AMENDING TITLE 11-B, TULSA REVISED ORDINANCES, ENTITLED "SOLID WASTE MANAGEMENT", CHAPTER 5, "SOLID WASTE RATES AND DEPOSITS", SECTION 500B, "RATES FOR COLLECTION AND DISPOSAL"; MAKING NECESSARY AMENDMENTS TO MONTHLY USER FEES FOR CERTAIN RESIDENTIAL COLLECTION SERVICES, INCLUDING STANDARD COLLECTION SERVICES AND PREMIUM SERVICES; AMENDING SERVICE CHARGES FOR PHYSICALLY LIMITED SERVICES AND OTHER CHARGES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF TULSA:

Section 1. That Title 11-B, Tulsa Revised Ordinances, entitled "Solid Waste Management," Section 500B entitled "Rates for Collection and Disposal", be and the same is hereby amended, to read as follows:

"B. Rates for Collection and Disposal. For the purpose of providing funds for the operation of the system of solid waste management providing for collection of residential solid waste and its disposal, program recyclable materials and their processing and marketing, curbside yard waste and its processing, and bulky waste and its disposal, and for the acquisition, construction, equipping, operation and maintenance of solid waste disposal sites or facilities and for the provisions of other services, the need for which the City shall from time to time determine, there is hereby levied, imposed and established the following monthly collection service charges ("user fees"):

Standard Services (Once per week)	
Curbside – 96 gal	\$18.50
Curbside – 64 gal	\$16.70
Curbside – 32 gal	\$14.90

Premium services

Backyard collection: Add \$7.80 monthly to standard services.

Extended backyard: Add \$15.60 monthly to standard services.

Twice a week collection: Add \$12.00 monthly to standard services.

Additional 96-gallon cart: Add \$7.20 monthly to standard services.

Example calculation of premium services

- 96-gal. cart (\$18.50) plus backyard (\$7.80) = \$26.30
- 96-gal. cart (\$18.50) plus backyard (\$7.80) plus additional cart (\$7.20) = \$33.50
- 96-gal. cart (\$18.50) plus backyard (\$7.80) plus additional cart (\$7.20) plus twice per week (\$12.00) = \$45.50
- 64-gal. cart (\$16.70) plus extended backyard (\$15.60) = \$32.30
- 64-gal. cart (\$16.70) plus twice per week (\$12.00) = \$28.70

Physically limited services (includes backyard or extended backyard)	
• 96 gal—Once per week	\$18.50
• 64 gal—Once per week	\$16.70
• 32 gal—Once per week	\$14.90
Other charges	
Cart replacement (each instance)	\$71.00
Change cart size (each instance)	\$12.00
Bulky waste collection fee (per eight (8) cubic yards)	\$10.00
Extra refuse sticker (1 per bag)	\$0.50
Recycling cart	No charge

If in any fiscal year, the revenues collected are not sufficient to provide for needs, as determined by the authority, the Mayor shall submit recommendations as to the revision of the schedule of user fees and other rates, fees and charges then in effect, and upon receipt of such recommendations, such schedule of user fees, rates, fees and charges shall be revised and enacted to the extent recommended by the Mayor and approved by the Authority and the City Council of the City of Tulsa and permitted by law; and thereafter user fees, rates, fees and charges shall be charged and collected in accordance with such schedule or any subsequent revision of such schedule as shall thereafter be recommended or approved by the Mayor with such revisions as the Authority and the City Council of the City of Tulsa deem appropriate.”

Section 2. SEVERABILITY CLAUSE: If any section, sentence, clause or phrase of this ordinance or any part thereof is for any reason found to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remainder of this ordinance or any part thereof.

Section 3. REPEAL OF CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith be and the same are now expressly repealed.

Section 4. EMERGENCY CLAUSE. That the amendments hereby enacted are essential to the proper, orderly and ethical conduct of the business of the City of Tulsa by its City Officials; therefore, an emergency is hereby declared to exist for the preservation of the public peace, health, and

safety, by reason whereof this ordinance shall take effect immediately upon its passage, approval, and publication.

ADOPTED by the Council: _____
Date

Chair of the Council

ADOPTED as an emergency measure: _____
Date

Chair of the Council

OFFICE OF THE MAYOR

Received by the Mayor: _____, at _____
Date Time

G. T. Bynum, Mayor

By _____
Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: _____
Date

at _____
Time

Mayor

(Seal)
ATTEST:

City Clerk

APPROVED:

City Attorney

OK-MDS

- **Section 500. - Residential services rate structure.**

A. **Scope and purpose.** This section includes the rates of charges per month for collection and disposal of residential solid waste, the procedure for the determination of such charges and the allocation of insufficient payments. The purpose of this section is to provide for the protection of the health, safety and welfare of the residents of the City and to prevent the unlawful collection and disposal of solid waste contrary to the statutes of the State and the Charter and Revised Ordinances of the City. This section includes the rates of charges per month for collection of residential solid waste, the procedure for the determination of such charges and the allocation of insufficient payments. The purpose for the charges established by this section is to provide funds for the operation of that portion of a system of solid waste management developed under the provisions of 63 O.S. §§ 2251 et seq., as amended and renumbered to 27A O.S. §§ 2-10-101 et seq., providing for regulation, collection and disposal of acceptable residential solid waste.

B. **Rates for collection and disposal.** For the purpose of providing funds for the operation of the system of solid waste management providing for collection of residential solid waste and its disposal, program recyclable materials and their processing and marketing, curbside yard waste and its processing, and bulky waste and its disposal, and for the acquisition, construction, equipping, operation and maintenance of solid waste disposal sites or facilities and for the provisions of other services, the need for which the City shall from time to time determine, there is hereby levied, imposed and established the following monthly collection service charges ("user fees"):

Standard Services (Once per week)	-	
Curbside—96 gal	\$18.50	\$15.42
Curbside—64 gal	\$16.70	\$13.92
Curbside—32 gal	\$14.90	\$12.42

Premium services

Backyard collection: Add \$7.80 monthly to standard services.

\$6.50

Extended backyard: Add \$15.60 monthly to standard services.

\$13.00

Twice a week collection: Add \$12.00 monthly to standard services.

\$10.00

Additional 96-gallon cart: Add \$7.20 monthly to standard services.

\$6.00

Example calculation of premium services

• 96-gal. cart (\$18.50) plus backyard (\$7.80) = \$26.30

• 96-gal. cart (\$18.50) plus backyard (\$7.80) plus additional cart (\$7.20) = \$33.50

• 96-gal. cart (\$18.50) plus backyard (\$7.80) plus additional cart (\$7.20) plus twice per week (\$12.00) = \$45.50

• 64-gal. cart (\$16.70) plus extended backyard (\$15.60) = \$32.30

• 64-gal. cart (\$16.70) plus twice per week (\$12.00) = \$28.70

Physically limited services (includes backyard or extended backyard)		
• 96 gal—Once per week	\$18.50	\$15.42
• 64 gal—Once per week	\$16.70	\$13.92
• 32 gal—Once per week	\$14.90	\$12.42
Other charges		
Cart replacement (each instance)	\$71.00	\$63.00
Change cart size (each instance)	\$12.00	\$10.00
Bulky waste collection fee (per eight (8) cubic yards)	\$10.00	STET
Extra refuse sticker (1 per bag)	\$0.50	STET
Recycling cart	No charge	

If in any fiscal year, the revenues collected are not sufficient to provide for needs, as determined by the authority, the Mayor shall submit recommendations as to the revision of the schedule of user fees and other rates, fees and charges then in effect, and upon receipt of such recommendations, such schedule of user fees, rates, fees and charges shall be revised and enacted to the extent recommended by the Mayor and approved by the Authority and the City Council of the City of Tulsa and permitted by law; and thereafter user fees, rates, fees and charges shall be charged and collected in accordance with such schedule or any subsequent revision of such schedule as shall thereafter be recommended or approved by the Mayor with such revisions as the authority and the City Council of the City of Tulsa deem appropriate.