

**RESOLUTION NO. 2022-54**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COACHELLA, CALIFORNIA SETTING TWO PUBLIC HEARINGS ON JULY 13, 2022 TO INCREASE MAXIMUM RATES FOR SOLID WASTE SERVICES AND TO PLACE SOLID WASTE CHARGES ON THE PROPERTY TAX ROLL FOR FISCAL YEAR 2022/2023, AND IDENTIFYING THE USE OF AWARDED SB 1383 LOCAL ASSISTANCE GRANT FUNDS.**

**WHEREAS**, Burrtec Waste & Recycling Services, LLC provides solid waste collection services within the City of Coachella (“City”) pursuant to an exclusive solid waste franchise agreement; and

**WHEREAS**, article XIII D, section 6 of the California Constitution requires that prior to imposing any increase to the solid waste charges (“Charges”), the City shall provide written notice by mail of the new or increased Charges to the record owner of each parcel upon which the Charges are proposed for imposition and any tenant directly liable for payment of the Charges, the amount of the Charges proposed to be imposed on each parcel, the basis upon which the Charges were calculated, the reason for the Charges, and the date time and location of a public hearing on the proposed Charges; and

**WHEREAS**, California Health and Safety Code Sections 5473 et seq. and Coachella Municipal Code section 8.44.035 provides that the City may collect solid waste charges on the tax roll in the same manner, by the same persons, and at the same time as, together with and not separate from, the city’s general taxes by preparing an annual written report, providing notice and a public hearing of such charges and complying with all applicable procedures as required by Health and Safety Code section 5470 et seq. and other law; and

**WHEREAS**, the California Department of Resources Recycling and Recovery (“CalRecycle”) awarded the City \$68,429 in SB 1383 Local Assistance Grant Funds.

**NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF COACHELLA, CALIFORNIA, AS FOLLOWS:**

1. The above recitals are true and correct.
2. The City Council hereby sets a public hearing to increase the maximum rates for solid waste services, including trash collection, trash disposal, yard waste collection and processing, recycle collection and processing, organics collection and processing, street sweeping and disposal, bulky item collection, for July 13, 2022 at 6 p.m., in the Council Chambers at City Hall, 1515 Sixth Street, Coachella, CA.
3. The City Council further directs staff to mail notices of the hearing to property owners and tenants directly responsible for the solid waste service charges at least 45 days before the public hearing.
4. The City Council hereby sets a public hearing to place solid waste service charges on the residential property tax roll for Fiscal Year 2022/2023, for July 27, 2022 at 6 p.m., in the Council Chambers at City Hall, 1515 Sixth Street, Coachella, CA.

The City Clerk shall cause notice to be mailed or published in accordance with state law. The City Clerk shall publish notice of the hearing in the local newspaper once a week for two successive weeks, with at least 5 days in between the publications, and not less than 14 days before the public hearing. The City Clerk shall also post a copy of this resolution on the official bulletin board customarily used by the Council for posting of notices.

5. The City Council designates the use of the \$68,429 in SB 1383 Local Assistance Grant Funds awarded by CalRecycle as follows: \$40,000 for commercial collection (organics/recycling) services and \$28,429 for education and outreach efforts.
6. The City Clerk shall certify to the passage and adoption of this Resolution; shall enter the same in the book of original Resolution of said City; and shall make a minute of passage and adoption thereof in the records of the proceedings of the City Council of said City, in the minutes of the meeting at which Resolution is passed and adopted.

**PASSED, APPROVED and ADOPTED** this 8<sup>th</sup> day of June 2022.

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Steven A. Hernandez  
Mayor

**ATTEST:**

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Angela M. Zepeda  
City Clerk

**APPROVED AS TO FORM:**

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Carlos Campos  
City Attorney

STATE OF CALIFORNIA            )  
COUNTY OF RIVERSIDE        ) ss.  
CITY OF COACHELLA            )

**I HEREBY CERTIFY** that the foregoing Resolution No. 2022-54 was duly adopted by the City Council of the City of Coachella at a regular meeting thereof, held on the 8<sup>th</sup> day of June 2022, by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Andrea J. Carranza, MMC  
Deputy City Clerk