RESOLUTION NO. 22 – ___

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MAMMOTH LAKES, STATE OF CALIFORNIA, ALLOCATING ONE HUNDRED TWENTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS ($127,500) TO MAMMOTH DISPOSAL COMPANY TO OFFSET INCREASED LANDFILL DISPOSAL COSTS AND TO LIMIT THE IMPACT OF SUCH COST INCREASES ON THE RESIDENTS AND BUSINESSES IN THE TOWN OF MAMMOTH LAKES FOR THE MANAGEMENT, DISPOSAL, AND PROCESSING OF SOLID WASTE

WHEREAS, the Town Council has a franchise agreement (Agreement) with Mammoth Disposal Company to provide solid waste and recycling services within the Town of Mammoth Lakes; and

WHEREAS, the Agreement provides the method and means of setting rates and charges for solid waste services including the cost of disposal and processing of solid waste and recycled materials; and

WHEREAS, following a public hearing on July 19, 2022 the Mono County Board of Supervisors implemented increased rates for the disposal and processing of solid waste at the Benton Crossing Landfill effective August 1, 2022, including an increase in the tipping fee paid by Mammoth Disposal from $74.00 to $100.00 per ton; and

WHEREAS, the Benton Crossing Landfill is scheduled to close January 1, 2023 and Mammoth Disposal will, prior to the closure, begin operation of a transfer station for the hauling of solid waste to an alternate landfill site; and

WHEREAS, the increased rate for the disposal and processing of solid waste at the Benton Crossing Landfill is estimated to result in a 6.3% rate increase for solid waste customers in the Town of Mammoth Lakes, which would be levied retroactively to August 1, 2022; and

WHEREAS, the Town collects a 7% franchise fee as part of the Agreement, which is used to offset the Town's expenses in the management of the Agreement, assist in the provision of solid waste services benefiting the community, related impacts on Town infrastructure, and compliance with legal mandates for the provision of services; and

WHEREAS, the Town has previously received a share of the solid waste parcel fees levied by Mono County and used for solid waste management services; and

WHEREAS, it is in the interest of public, the Town, and Mammoth Disposal to address increased solid waste disposal and processing costs in a manner that benefits residents and businesses and provides for stability in the setting of solid waste rates and charges; and

WHEREAS, the use of solid waste related fees collected by the Town is the most efficient and least impactful means to offset the increase in solid waste disposal and processing costs associated with the use of the Benton Crossing Landfill, and will reduce or delay the onset of increased solid waste rates affecting customers in Mammoth Lakes;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of Mammoth Lakes as follows:

Section 1. The Town Council finds the above recitals to be true.

Section 2. The Town Council authorizes the transfer to Mammoth Disposal Company of funds in the amount of $127,500 to offset costs related to increased tipping fees imposed by Mono County for the

disposal and processing of solid waste at the Benton Crossing Landfill, contingent upon execution by the Town and Mammoth Disposal Company of an agreement specifying that the funds will be used to offset increased disposal and processing costs and are being provided in lieu of granting Mammoth Disposal Company a temporary rate increase based upon estimated costs between August 1, 2022 and November 30, 2022.

Section 3. The Town Manager is authorized to amend the Fiscal Year 2022-23 budget to include payment to Mammoth Disposal in an amount of $127,500 from franchise fees and solid waste parcel fees.

Section 4. The Town Council finds that the expenditure authorized by this resolution serves a public purpose by providing funding to offset cost increases imposed on Mammoth Disposal Company for the disposal and processing of solid waste, thus avoiding a solid waste rate increase to pass these costs directly on to residents and businesses within the Town of Mammoth Lakes.

APPROVED AND ADOPTED THIS 7th DAY OF SEPTEMBER 2022.

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LYNDA SALCIDO, Mayor

ATTEST:

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JAMIE GRAY, Town Clerk