

**VILLAGE OF LOMBARD**  
**REQUEST FOR BOARD OF TRUSTEES ACTION**  
For Inclusion on Board Agenda

      X       Resolution or Ordinance (Blue)            X       Waiver of First Requested  
           Recommendations of Boards, Commissions & Committees (Green)  
           Other Business (Pink)

**TO:** PRESIDENT AND BOARD OF TRUSTEES

**FROM:** Scott R. Niehaus, Village Manager

**DATE:** February 22, 2023      (COW) (B of T)      **Date:** March 2, 2023

**TITLE:** Waste Collection and Disposal Ordinance for Annual Fee Rates

**SUBMITTED BY:** David P. Gorman, Assistant Director of Public Works *DPG*

**BACKGROUND/POLICY IMPLICATIONS:**

A recommendation from Staff to amend the Village Code to reflect the fee rates that are adjusted each April 1<sup>st</sup>, as authorized in the Solid Waste Contract.

**FISCAL IMPACT/FUNDING SOURCE:**

None required.

Review (as necessary):

Village Attorney X \_\_\_\_\_ Date \_\_\_\_\_

Finance Director X \_\_\_\_\_ Date \_\_\_\_\_

Village Manager X \_\_\_\_\_ Date \_\_\_\_\_

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



## MEMORANDUM

**TO:** Scott R. Niehaus, Village Manager

**THROUGH:** Carl Goldsmith, Director of Public Works *g*

**FROM:** David Gorman, Assistant Director of Public Works *DG*

**SUBJECT:** Waste Collection and Disposal Ordinance for Annual Fee Rates

**DATE:** February 22, 2023

The attached Ordinance would update the Village Code to reflect the solid waste and recycling collection and disposal rates that become effective on April 1, 2023.

### **BACKGROUND:**

Village Code Section §92.17 provides fee rates regarding solid waste and recycling collection and disposal services. The Village Attorney has advised that the Code should be amended annually to reflect the increase in rates effective each April 1<sup>st</sup>, as authorized in the Solid Waste Contract. The adjustment is based on the CPI for All Urban Wage Earners and Clerical Workers of the Chicago Region. The increase for January 2022 through January 2023 was 5.4%. As such, the rates will be adjusted by 5.0% as capped by the Contract.

### **RECOMMENDATION:**

Staff recommends that the Board of Trustees approve the Ordinance.

CG/DG:dg

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attachment: proposed Ordinance

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING TITLE IX, CHAPTER 92, SECTION 92.17 OF  
THE LOMBARD VILLAGE CODE IN REGARD TO WASTE COLLECTION AND DISPOSAL**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

**SECTION 1:** That, effective April 1, 2023, Title IX, Chapter 92, Section 92.17 of the Lombard Village Code is amended to read in its entirety as follows:

**§ 92.17 SERVICE FEES AND RATES.**

No authorized Waste Disposal Firm shall charge any fees in excess of those set forth below:

(A) For Residential (single-family, duplex, triplex and quadruplex) units, the user fees for one (1) pick up per week for April 1, 2023 through March 31, 2024 shall be as follows:

(1) Pick up of one (1) thirty-five (35) gallon Cart Waste Container and an unlimited amount of Recyclables (as defined by the Village's Contract with the authorized Waste Disposal Firm) at the curb; \$13.64 per month.

(2) Pick up of one (1) sixty-four (64) gallon Cart Waste Container and an unlimited amount of Recyclables (as defined by the Village's Contract with the authorized Waste Disposal Firm) at the curb; \$16.97 per month.

(3) Pick up of one (1) ninety-six (96) gallon Cart Waste Container and an unlimited amount of Recyclables (as defined by the Village's Contract with the authorized Waste Disposal Firm) at the curb; \$20.50 per month.

(4) Pick up of each non-Cart Waste Container in addition to the Cart Waste Container; \$1.66 per sticker, which shall be affixed to said non-Cart Waste Container.

(5) Pick up of Bulk Materials; \$20.00 per pick up.

(6) Pick up of White Goods; \$25.00 per pick up.

(7) Pick-up of Large Items; \$1.66 per sticker which shall be affixed to each large item. Large items shall require one (1) sticker per fifty (50) pounds or one (1) cubic yard, whichever is greater.

(8) Pick-up of Yard Waste; \$2.70 per sticker as defined by subsection (E) below.

(9) Pick up waste tires; \$5.00 per tire.

(10) Special collections; \$10.00 per cubic yard.

(11) Backdoor service (as provided for by the Village's Contract with the authorized Waste Disposal Firm); \$22.00 per month, with said fee being in lieu of the fees set forth in subsections (1), (2) and (3) above.

(12) Curbside organic waste collection for composting (as provided for by the Village's contract with the authorized waste disposal firm); \$137.78 for the collection period beginning the first full week of April and ending the second full week of December, each year, with said fee to be prorated in the event said service is signed up for after the first collection in April.

(13) Bagster collections shall be per the applicable rate at [www.bagster.com](http://www.bagster.com).

(B) For Commercial (non-Residential and Residential in excess of four units) units, the user fees for April 1, 2023 through March 31, 2024 shall include a ninety-six (96) gallon Cart for Recyclables (as defined by the Village's Contract with the authorized Waste Disposal Firm) and shall be as follows:

(1) Pick up of one (1) ninety-six (96) gallon Cart Waste Container once per week; \$32.59 per month. Pickup two (2), three (3), four (4), five (5) and six (6) times per week; \$66.05, \$99.50, \$132.97, \$166.45 and \$199.90 per month, respectively. Additional Cart Waste Containers of the same size shall be charged at seventy percent (70%) of the rate for the first Cart Waste Container.

(2) Pick up of one (1) one (1) cubic yard Dumpster (as provided for by the Village's Contract with the authorized Waste Disposal Firm) once per week; \$99.03 per month. Pickup two (2), three (3), four (4), five (5) and six (6) times per week; \$155.46, \$211.85, \$265.03, \$331.51 and \$414.62 per month, respectively. Additional Dumpsters of the same size shall be charged at seventy percent (70%) of the rate for the first Dumpster.

(3) Pick up of one (1) one and a half (1.5) cubic yard Dumpster (as provided for by the Village's Contract with the authorized Waste Disposal Firm) once per week; \$126.45 per month. Pickup two (2), three (3), four (4), five (5) and six (6) times per week; \$208.62, \$292.43, \$365.75, \$457.41 and \$571.98 per month, respectively. Additional Dumpsters of the same size shall be charged at seventy percent (70%) of the rate for the first Dumpster.

(4) Pick up of one (1) two (2) cubic yard Dumpster (as provided for by the Village's Contract with the authorized Waste Disposal Firm) once per week; \$152.24 per month. Pickup two (2), three (3), four (4), five (5) and six (6) times per week; \$253.75, \$361.72, \$452.37, \$565.69 and \$707.32 per month, respectively. Additional Dumpsters of the same size shall be charged at seventy percent (70%) of the rate for the first Dumpster.

(5) Pick up of one (1) four (4) cubic yard Dumpster (as provided for by the Village's Contract with the authorized Waste Disposal Firm) once per week; \$258.58 per month. Pickup

two (2), three (3), four (4), five (5) and six (6) times per week; \$392.34, \$577.67, \$722.30, \$903.09 and \$1,129.08 per month, respectively. Additional Dumpsters of the same size shall be charged at seventy percent (70%) of the rate for the first Dumpster.

(6) Pick up of one (1) six (1) cubic yard Dumpster (as provided for by the Village's Contract with the authorized Waste Disposal Firm) once per week; \$310.16 per month. Pickup two (2), three (3), four (4), five (5) and six (6) times per week; \$592.18, \$885.47, \$1,153.00, \$1,420.49 and \$1,775.85 per month, respectively. Additional Dumpsters of the same size shall be charged at seventy percent (70%) of the rate for the first Dumpster.

(7) Pick up of one (1) eight (8) cubic yard Dumpster (as provided for by the Village's Contract with the authorized Waste Disposal Firm) once per week; \$363.33 per month. Pickup two (2), three (3), four (4), five (5) and six (6) times per week; \$719.48, \$1,051.47, \$1,370.54, \$1,713.41 and \$2,141.98 per month, respectively. Additional Dumpsters of the same size shall be charged at seventy percent (70%) of the rate for the first Dumpster.

(8) Pick up of one (1) six (6) cubic yard Waste Compactor (as provided for by the Village's Contract with the authorized Waste Disposal Firm) once per week; \$575.59 per month. Pickup two (2), three (3), four (4), five (5) and six (6) times per week; \$1,153.59, \$1,727.02, \$2,158.99, \$2,698.96 and \$3,373.92 per month, respectively. Additional Waste compactors of the same size shall be charged at seventy percent (70%) of the rate for the first Waste compactor.

(9) Pick up of one (1) two (2) cubic yard Waste Compactor (as provided for by the Village's Contract with the authorized Waste Disposal Firm) once per week; \$191.37 per month. Pickup two (2), three (3), four (4), five (5) and six (6) times per week; \$384.04, \$575.18, \$719.18, \$899.17 and \$1,124.14 per month, respectively. Additional Waste compactors of the same size shall be charged at seventy percent (70%) of the rate for the first Waste compactor.

(10) Pick-up of Yard Waste; \$2.70 per sticker as defined by subsection (E) below.

(11) Pick-up of Bulk Materials and Large Items for condominium and apartment buildings in the same manner and at the same charge as set forth in subsections (A)(5) and (A)(7) above.

(12) Pick up of all materials from Commercial Recyclables Carts or Dumpsters with Recycling Contamination; an additional fee of \$20.00 per Recyclables Cart or \$20.00 per cubic yard of Dumpster size, above and beyond the normal cost associated with the pick up of said Commercial Recycling Carts or Dumpsters; provided, however, a photo of the Recycling Contamination shall be taken and made available to the customer and the Village upon request.

(C) Village Service Fees, in the amounts of \$0.59 per month for each Residential unit, \$3.00 per month for each Commercial unit and \$0.10 for each Yard Waste sticker, are hereby established relative to the collection of refuse, recyclable materials and Yard Waste. Said Village Service Fees are included in the services fees established in subsections (A) and (B) above. The Village Service Fees shall be collected by the authorized Waste Disposal Firm and shall be remitted to the Village at least once every three (3) months upon collection thereof.

(D) A schedule of charges shall be furnished by the authorized Waste Disposal Firm to each customer.

(E) For purposes of subsections (A)(8) and (B)(10) above, a "Sticker" shall cover the pick up of Yard Waste in:

- (1) A Kraft Paper Bag;
- (2) A non-Cart Waste Container; or
- (3) A Bundle

The Sticker shall be affixed to the Kraft Paper Bag, non-Cart Waste Container or Bundle.

(F) The initial Carts provided for new properties or newly annexed properties shall be provided by the authorized Waste Disposal Firm at no cost. The first time replacement of 35-gallon, 64-gallon and 96-gallon Carts shall be by the authorized Waste Disposal Firm at a charge of \$55.00, \$65.00 and \$75.00, respectively. Subsequent replacements shall be at these amounts plus \$15.00. Notwithstanding the foregoing, recycling bins replaced because the original bin was lost or damaged by the authorized Waste Disposal Firm shall be replaced by the authorized Waste Disposal Firm at no charge.

(G) The rates listed in this Section 92.17 shall be in full force and effect as of April 1, 2023, and shall be subject to annual adjustment thereafter, on April 1st of each year, in accordance with Sections 29A, 29B and 29C of the Solid Waste Collection and Disposal Services Contract approved by the President and Board of Trustees on January 7, 2016, as amended by the First Amendment to Solid Waste Collection and Disposal Services Contract dated April 5, 2018, the Second Amendment to Solid Waste Collection and Disposal Services Contract dated October 18, 2018, and the Third Amendment to Solid Waste Collection and Disposal Contract dated August 15, 2019 (collectively referred to above, in this Section, as the "Contract").

**SECTION 2:** That this Ordinance shall be in full force and effect on from and after its adoption, approval and publication in pamphlet form as provided by law.

Passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2023.

First reading waived by action of the Board of Trustees this \_\_\_\_ day of \_\_\_\_\_, 2023.

Passed on second reading this \_\_\_\_ day of \_\_\_\_\_, 2023, pursuant to a roll call vote as follows:

AYES: \_\_\_\_\_

NAYS \_\_\_\_\_

ABSENT: \_\_\_\_\_

**APPROVED** by me this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Keith Giagnorio  
Village President

ATTEST:

\_\_\_\_\_  
Liz Brezinski  
Village Clerk

Published by me in pamphlet form this \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Liz Brezinski  
Village Clerk