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November 2, 2023

Mr. Derek Ranta, District Manager Columbia Resource Company (CRC) 6601 NW Old Lower River Road Vancouver, WA 98660

RE: Columbia Resource Company (CRC) Contract – 2024 Request to Adjust Tip Fees for Yard Debris/Wood Waste and Organic Waste

Dear Mr. Ranta,

Clark County Public Health Solid Waste Program (County) and City of Vancouver Solid Waste (City) staff have reviewed your initial proposal dated August 22, 2023, regarding an adjustment to the special waste tipping fees for Yard Debris/Wood Waste and Organics at Central Transfer and Recycling (CTR) and West Vancouver Materials Recovery Center (WVAN). Organic waste consists of yard debris and food waste collected under the City of Vancouver and City of Ridgefield Comprehensive Collection Contracts, delivered to WVAN for processing, and transferred to a composting facility. County staff have reviewed the proposal for compliance with Article 12.7 of the County Contract.

In approving the 2023 Yard Debris/Wood Waste and Organics fees, the County required 2024 approvals to be contingent upon receipt of a third-party rate analysis, which was due on June 30, 2023. The required review was not submitted to the County by the due date and was later submitted on October 3, 2023.

Upon County review of the third-party rate analysis, (attached) it was discovered that the City of Vancouver's organics transfer station rate is not covering the full cost of the City of Vancouver's organics transportation and processing costs. The rate shortfall is currently being subsidized by other rate payers (including non-City of Vancouver residents) in the County.

County staff have agreed to approve the 2024 rates and apply the annual CPI adjustment to tip fees for Yard Debris/Wood Waste and Organics, however, please note, the County intends to remedy the rate shortfall mentioned above in the 2025 rate setting process.



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The County agrees with CRC's proposed rate adjustment of 82% of CPI for 2024. Annual CPI was calculated at 6.547%, which equates to an allowed increase of 5.3685%. CRC proposes to adjust the per ton tip fees applied to Yard Debris/Wood Waste and Organics waste as follows:

	<u> 2023</u>	<u>CPI</u>	<u> 2024</u>
Organics	\$92.53	\$4.97	\$97.50
YD/Wood WVAN	\$74.98	\$4.03	\$79.01
YD/Wood CTR	\$75.44	\$4.05	\$79.49

Please consider this correspondence as formal County approval of the proposed 2024 tip fees. The proposed adjustment to the tip fees is effective January 1, 2024.

If you have any questions, please contact Joelle Loescher at 360-949-6568.

Sincerely,

Kathleen Otto

Kathleen Otto County Manager

Enclosure: Cost summary

Cc: Michael Davis, Sr. Environmental Operations Specialist Joelle Loescher, Solid Waste Program Manager Gerry Preston, Environmental Public Health Director Alan Melnick, Public Health Director

Material Tons	Foo	d/YD Waste	12,740.05	YD	Waste	9,957.42	Tota	ıl Waste	22,697.47
Organic Costs	-	Total Cost	\$ per ton		Total Cost	\$ per ton	-	Γotal Cost	\$ per ton
West Van Transfer Cost	\$	82,049	\$ 6.44	\$	237,402	\$ 23.84	\$	319,451	\$ 14.07
Indirect Cost	\$	18,618	\$ 1.46	\$	37,235	\$ 3.74	\$	55,853	\$ 2.46
Transport Cost / Dallesport	\$	627,386	\$ 49.25	\$	-	\$ -	\$	627,386	\$ 27.64
Processing Cost	\$	623,305	\$ 48.92	\$	407,180	\$ 40.89	\$	1,030,485	\$ 45.40
Total Cost	\$	1,351,358	\$ 106.07	\$	681,817	\$ 68.47	\$	2,033,175	\$ 89.58

Invoice Support	Ja	nuary 2023	July 2022
Haul Cost	\$	877.42	\$ 808.04
Fuel Surcharge	\$	142.00	\$ 129.00
Transport Cost per Ton	\$	1,019.42	\$ 937.04
Av Tons per Haul		22.6	20.0
Cost per Ton	\$	45.14	\$ 46.74
Av Haul Cost	\$	45.94	
Dirt Hugger \$ per Ton	\$	52.28	\$ 47.79
Av Disposal Cost	\$	50.04	
Total Av Cost	\$	95.97	

Food & Yard Waste is reloaded at West Van for transport to Dirt Huggers in Dallesport. Transport and Processing is \$98.17 per ton with the remaining cost is for the reload at West Van.

Yard Waste collected from residential customers and from self haulers at CTR and West Van is processed at West Van and Triangle.



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November 15, 2023

Mr. Derek Ranta, District Manager Columbia Resource Company (CRC) PO Box 61726 Vancouver, WA 98666

RE: Approval of Additional Work Request for Central Transfer Station (CTS) Access Improvement

Dear Mr. Ranta,

Pursuant to Article 22.5 Contractor Compensation for Additional Work of the Solid Waste Recycling, Transfer, Transportation and Out-of-County Disposal Contract (Contract), CRC on August 25, 2023, submitted a request to the County to adjust the tipping fee to compensate CRC for permitting and construction costs associated with improvements to the CTS access.

The County has previously approved CRC requests for Additional Work related to the CTS access improvement project. Contractual compensation for Additional Work #1 related to the property acquisition in 2017, and Additional Work #2 for engineering and design work that occurred in 2019. Additional Work Items #1 and 2# were closed out at the end of 2021and not included in the 2022 or 2023 Tip Fee adjustments.

Additional Work #3 and #4 were requested by CRC to compensate CRC for engineering, design, and construction costs associated with improvements to the CTS access. The requests were previously approved by the County in 2020 and 2021. Additional Work #3 in the amount of \$0.06 per ton was initially approved for inclusion in the 2021 tip fee adjustment. Additional Work #3 in the amount of \$0.06 per ton and Additional Work #4 in the amount of \$0.31 were approved for inclusion in the 2022 Tip Fee adjustment.

Additional Work #5 in the amount of \$0.14 was requested by CRC in 2022 to compensate CRC for engineering and construction costs associated with the completion of improvements to the CTS access. The access improvement project was completed in June of this year. Additional Work #5 was approved by the County for inclusion in the 2023 Tip Fee adjustment. No further requests for Additional Work associated with the Access Project are anticipated.

Per the terms and conditions of Article 22.5 Contractor Compensation for Additional Work, the Additional Work Tip Fee calculation is to be spread out over the remaining years of the term of the contract and recalculated on an annual basis based on actual tonnage, revenue generated and remaining principle. Solid Waste Operations staff has reviewed the 2024 Additional Work request submitted by CRC and back up calculations. The requested 2024 compensation for Additional Work has not changed from the previously approved 2023 total request of \$0.51 per ton. Therefore, I can approve the 2024 Additional Work request as submitted.

The 2024 Tip Fee will be adjusted for Additional Work as follows:

Additional Work Request	2023 Tip Fee Adjustment
1#	\$0.00 Closed Out
2#	\$0.00 Closed Out
(3#)	\$0.06
4#	\$0.31
5#	\$0.14
Total Adjustment 2024	\$0.51

Per your notification letter, the adjustment for additional work will become effective January 1, 2024. If you have any questions, please feel free to contact Joelle Loescher at (360) 949-6568.

Sincerely,

Kathleen Otto

Kathleen Otto County Manager

Cc: Alan Melnick, Director, Clark County Public Health
Gerry Preston, Environmental Public Health Program Manager, Clark County Public Health
Joelle Loescher, Solid Waste Program Manager, Clark County Public Health
Michael Davis, Solid Waste Senior Operations Specialist, Clark County Public Health
Julie Gilbertson, Solid Waste Supervisor, City of Vancouver Public Works



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November 15, 2023

Mr. Derek Ranta, District Manager Columbia Resource Company (CRC) PO Box 61726 Vancouver, WA 98666

RE: 2024 CPI Adjustment-CRC Tip Fee(s)

Dear Mr. Ranta,

Pursuant to Section 12.3.1 <u>CPI Adjustment</u> of the Solid Waste Recycling, Transfer, Transportation and Out-of-County Disposal Contract, CRC submitted a revised notification to the county on August 31, 2023, of CRC's intent regarding the option to adjust the basic tipping fee beginning January 1, 2024, based on changes to the Consumer Price Index (CPI).

Staff has reviewed the CRC calculation to determine the adjustment of the tip fee including a review of the Bureau of Labor Statistics for Urban Wage Earners and Clerical Workers in the Seattle-Tacoma-Bellevue region. Staff concurs with the CRC calculation of the year-over-year CPI increase of 6.547%.

Staff has reviewed the year over year change in outbound Clark County tonnage pursuant to Section 12.3.1(B) of the Contract. County data indicates that year over year outbound Clark County tonnage decreased by 1.3% during the period of review. As such, pursuant to Section 12.3.1(A) of the Contract CRC is entitled to adjust the basic tipping fee by 82% of CPI which equates to an increase of 5.3686%

2024 Basic tip fee for MSW will increase by \$5.60 from \$104.40 to \$110.00. The 2024 basic tip fee for waste delivered in commercial drop boxes will increase by \$4.97 from \$92.52 to 97.49.

CRC has indicated they intend to exercise the option to adjust the revenue retained for processing recyclables under Section 9.2.2(B) by the allowable amount of 5.3686%. The revenue retained from processing will increase from \$40.49 to \$42.66 per ton.

The Clark County Council has approved an ordinance establishing a per ton fee of \$1.43 to support county environmental health solid waste programs. This fee is not subject to an adjustment by CPI.

The annual inflation adjustment to the 2024 Basic tip fee including the County Fee is as follows:

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Voice 564.397.2322 **Relay** 711 or 800.833.6388 **Fax** 360.397.6165 **Email** ADA@clark.wa.gov

	<u>MSW</u>	Drop Box
2023 Basic Tip Fee	\$104.40	\$92.52
2024 CPI adjustment	5.60	4.97
County Health Fee	1.43	1.43
Total 2024 Tip Fee (Basic+CPI Adj+County)	\$111.43	\$98.92

The County wishes to reiterate the fact that the option to take any or the full increase to the MSW and Drop Box tipping fees based on the 6.547% CPI is at the sole discretion of CRC.

Per your notification letter, these rates will become effective January 1, 2024. If you have any questions, please contact Joelle Loescher at (360) 949-6568.

Sincerely,

kathleen Otto

Kathleen Otto County Manager

Cc: Alan Melnick, Director, Clark County Public Health
Gerry Preston, Environmental Public Health Program Manager, Clark County Public Health
Joelle Loescher, Solid Waste Program Manager, Clark County Public Health
Michael Davis, Solid Waste Senior Operations Specialist, Clark County Public Health
Julie Gilbertson, Solid Waste Supervisor, City of Vancouver Public Works



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November 15, 2023

Derek Ranta, District Manager Columbia Resource Company (CRC) PO Box 61726 Vancouver, WA 98666

RE: Conditional Authorization to Implement 2024 Processing Fee for Recyclable Material Delivered by Recycling Collection Contractors.

Dear Mr. Ranta,

Please consider this correspondence as formal notification by the County under Section 4.5 <u>Notices</u> of the Contract Regarding Solid Waste Recycling, Transfer, Transportation and Out-Of-County Disposal (Contract) between Clark County, Washington (County) and Columbia Resource Company, L.P. (CRC).

On February 19, 2019, the County and CRC amended the Contract to allow CRC to implement a processing fee. The parties also agreed that the amendment to the Contract would include language requiring the parties to enter into a memorandum of agreement (MOA) describing the process for an annual review of the fee. The Processing Fee MOA was approved on April 1, 2020.

Solid waste staff from the County and City of Vancouver (City), Bell & Associates, and CRC staff have recently completed the 2024 processing fee rate review and calculation. The 2024 processing fee was calculated to increase from the 2023 rate of \$41.73 per ton to \$72.89 per ton.

CRC submitted processing cost information on September 5, 2023, approximately one month past the August 1st due date included in the MOA. During the initial review of CRC's financial information, solid waste staff determined that additional review of the processing fee was warranted. Specifically, the inclusion of the primary baler infeed belt repair costs was of strong concern to staff. County and City solid waste staff contend that CRC did not perform preventative maintenance in a timely fashion that resulted in the total failure of the baler infeed belt. As a result, the failure caused a significant disruption in the processing of recyclables over a five-month period from May through the end of October 2022. CRC also did not adequately communicate the significance of the impact, duration of the baler downtime, and changes in normal processing operations (i.e., baling unsorted commingled material). The disruption resulted in thousands of tons of unsorted recyclables being baled in the back up baler and stored in the lower yard until the primary infeed belt could be repaired. Staff also contend that long-term exposure to the elements further reduced the market value of the stored material at a time when market prices were already depressed. Given the situation, the County is denying the request to include the repair costs in the 2024 processing fee rate adjustment.

In addition, the proposed increase in corporate overhead, as a component within the processing fee, is concerning to County and City staff and if the trend continues, County and City staff recommend a more detailed evaluation of the cost benefits to rate payers for the corporate overhead. CRC proposed to

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reduce the initial proposed 2024 corporate overhead increase to no more than 5%. The County will allow the revised corporate overhead increase of 5% in the 2024 adjustment with the condition that a detailed analysis of the costs be conducted for 2025 rate setting should the trend continue.

The County will address the conditions for continued approval of the processing fee beyond 2024 through on-going contract negotiations. Solid waste staff and the consultant team are still in the process of developing the conditions for management and legal review. It is anticipated that negotiations detailing the conditions will be completed by mid-2024.

The County understands that the County and cities have separate contracts with Recycling Collection Contractors that allow the fee to be passed through to residential recycling customers. Depending on how the contracts are structured, implementation of the processing fee will result in varying rate increases/(decreases) to the customer's monthly bills.

County residential recycling customers will see a rate adjustment from the change in the processing fee surcharge. The single-family surcharge will increase by \$0.21 per month from \$1.07 to \$1.28 per month. The multi-family surcharge will increase by \$0.18 per unit, per month from \$0.31 to \$0.49 per unit, per month. The rate increases will become effective January 1, 2024.

County staff recommends that the above referenced contractual conditions be met by CRC prior to the 2025 rate setting process and approval. Accordingly, I am conditionally approving a 2024 processing fee of \$72.89 per ton effective, January 1, 2024.

Sincerely,

kathleen Otto

Kathleen Otto County Manager

Cc: Alan Melnick, Director, Clark County Public Health
Gerry Preston, Environmental Public Health Program Manager, Clark County Public Health
Joelle Loescher, Solid Waste Program Manager, Clark County Public Health
Michael Davis, Solid Waste Senior Operations Specialist, Clark County Public Health
Julie Gilbertson, Solid Waste Supervisor, City of Vancouver Public Works

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Vancouver, WA 98660

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Kathleen Otto

Kathleen.Otto@clark.wa.gov

County Manager

Clark County
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Kathleen Otto

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Joelle Loescher

Joelle.Loescher@clark.wa.gov

Solid Waste Operations Program Manager

Clark County

Security Level: Email, Account Authentication

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Sent: 11/15/2023 11:18:55 AM Viewed: 11/15/2023 6:08:48 PM **Carbon Copy Events Status Timestamp** Sent: 11/15/2023 4:31:47 PM Alan Melnick COPIED Alan.Melnick@clark.wa.gov Public Health Director Clark County Public Health Security Level: Email, Account Authentication (None) **Electronic Record and Signature Disclosure:** Accepted: 2/13/2017 11:12:37 AM ID: 651822e5-b74c-4c64-862c-d03573dd80b8 Amber McKnight Sent: 11/15/2023 4:31:47 PM COPIED Amber.McKnight@clark.wa.gov Viewed: 11/15/2023 4:34:51 PM Program Assistant Security Level: Email, Account Authentication (None) **Electronic Record and Signature Disclosure:** Accepted: 3/29/2022 10:52:03 AM ID: fe6f9a91-3e6e-4551-8794-993727384410 Derek Ranta Sent: 11/15/2023 4:31:48 PM COPIED derekr@wcnx.org Security Level: Email, Account Authentication (None) **Electronic Record and Signature Disclosure:** Accepted: 8/21/2023 6:55:55 AM ID: ea18103f-eb42-488c-8c47-5799b6defc01 Sent: 11/15/2023 4:31:48 PM **GCT Inbox** COPIED CntyHealthGrantContract@clark.wa.gov **Public Health Director** Security Level: Email, Account Authentication (None) **Electronic Record and Signature Disclosure:** Not Offered via DocuSign Joelle Loescher Sent: 11/15/2023 4:31:48 PM COPIED Joelle.Loescher@clark.wa.gov Solid Waste Operations Program Manager Clark County Security Level: Email, Account Authentication (None) **Electronic Record and Signature Disclosure:** Not Offered via DocuSign Mike Davis Sent: 11/15/2023 4:31:48 PM COPIED mike.davis@clark.wa.gov Michael Davis Security Level: Email, Account Authentication (None) **Electronic Record and Signature Disclosure:** Accepted: 7/3/2023 6:50:25 AM ID: 8b79f459-b522-41a1-b63e-47c2b09e0b55 Tina Kendall Sent: 11/15/2023 4:31:48 PM COPIED tina.kendall@clark.wa.gov Security Level: Email, Account Authentication (None) **Electronic Record and Signature Disclosure:** Accepted: 7/4/2022 10:07:28 PM ID: 1dddf775-01ab-4594-9553-4d77dc403c9b

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If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. To indicate to us that you are changing your mind, you must withdraw your consent using the DocuSign â€~Withdraw Consent' form on the signing page of a DocuSign envelope instead of signing it. This will indicate to us that you have withdrawn your consent to receive required notices and disclosures electronically from us and you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

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Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures

electronically from us.

How to contact Clark County, WA:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: loann.vuu@clark.wa.gov

To advise Clark County, WA of your new e-mail address

To let us know of a change in your e-mail address where we should send notices and disclosures electronically to you, you must send an email message to us at loann.vuu@clark.wa.gov and in the body of such request you must state: your previous e-mail address, your new e-mail address. We do not require any other information from you to change your email address.

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To request paper copies from Clark County, WA

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an e-mail to loann.vuu@clark.wa.gov and in the body of such request you must state your e-mail address, full name, US Postal address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with Clark County, WA

To inform us that you no longer want to receive future notices and disclosures in electronic format you may:

i. decline to sign a document from within your DocuSign session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may; ii. send us an e-mail to loann.vuu@clark.wa.gov and in the body of such request you must state your e-mail, full name, US Postal Address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

Operating Systems:	Windows® 2000, Windows® XP, Windows
	Vista®; Mac OS® X
Browsers:	Final release versions of Internet Explorer®
	6.0 or above (Windows only); Mozilla Firefox
	2.0 or above (Windows and Mac); Safariâ,,¢
	3.0 or above (Mac only)
PDF Reader:	Acrobat® or similar software may be required
	to view and print PDF files
Screen Resolution:	800 x 600 minimum
Enabled Security Settings:	Allow per session cookies

^{**} These minimum requirements are subject to change. If these requirements change, you will be asked to re-accept the disclosure. Pre-release (e.g. beta) versions of operating systems and browsers are not supported.

Acknowledging your access and consent to receive materials electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please verify that you were able to read this electronic disclosure and that you also were able to print on paper or electronically save this page for your future reference and access or that you were able to e-mail this disclosure and consent to an address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format on the terms and conditions described above, please let us know by clicking the â€TI agreeâ€TM button below.

By checking the â€T agreeâ€TM box, I confirm that:

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- I can print on paper the disclosure or save or send the disclosure to a place where I can print it, for future reference and access; and
- Until or unless I notify Clark County, WA as described above, I consent to receive from exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to me by Clark County, WA during the course of my relationship with you.