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City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No _____ C.M.S.

INTRODUCED BY COUNCILMEMBERS Kalb, Gibson McElhaney and Gallo

RESOLUTION SETTING FORTH A CITY OF OAKLAND POLICY FOR ALL CITY WASTE/GARBAGE/ORGANICS COLLECTION, DISPOSAL, OR RECYCLING FRANCHISE AGREEMENTS, OR THE RENEWAL OR EXTENSION OF ANY SUCH EXISTING AGREEMENT, TO: (1) PROVIDE FOR GOOD, FAMILY-SUPPORTING WAGES AND BENEFITS TO ALL WORKERS WHO PROVIDE RECYCLING SERVICES TO THE CITY OF OAKLAND, ITS RESIDENTS AND BUSINESSES; (2) PROVIDE THAT SOURCE-SEPARATED THIRD BIN SERVICES FOR ORGANICS/COMPOSTABLE MATERIALS BE PROVIDED, AS THE MINIMUM DEFAULT OUTCOME, TO ALL OAKLAND RESIDENTS, INCLUDING THOSE IN MULTI-FAMILY BUILDINGS, WITH THE COUNCIL RECEIVING A COSTED-OUT OPTION FOR MANDATORY ORGANICS BIN SERVICES; (3) PROVIDE CURBSIDE BULKY WASTE PICK-UP FOR ALL OAKLAND RESIDENTS, INCLUDING TENANTS RESIDING IN MULTI-FAMILY BUILDINGS; AND (4) PROVIDE TO THE COUNCIL A COSTED-OUT OPTION TO BE INCLUDED IN THE SCOPE OF SERVICES FOR HANDLING SOURCE-SEPARATED ORGANICS AT A LOCAL BIOWASTE-TO-ENERGY FACILITY

WHEREAS, recycling workers, who do the dirty, difficult and often dangerous job of processing Oakland's recyclables provide an essential public service that benefits the city's residents, businesses and visitors, and are vital to our ability to meet the city's Zero Waste goal; and

WHEREAS, recycling workers, like workers everywhere, deserve a wage sufficient to support their families and affordable family health insurance; and

WHEREAS, many recycling workers employed by Oakland's current recycling service providers struggle to locate affordable housing in this City and are thus forced to move further from their workplaces and increase their driving further the goals of the Oakland Energy & Climate Action Plan by decreasing the amount they drive; and

WHEREAS, the City of Fremont has shown by example that it is possible to raise wages for recycling workers with only an insignificant rate increase for residents; and

WHEREAS, according to calculations derived by ILWU Local 6, increased wages for workers will slightly increase rates for Oakland rate payers by an amount ranging between 0.22 to 0.41 cents per month or \$2.64 to \$4.92 per year; and

WHEREAS, the City of Oakland has a goal of Zero Waste by 2020 and reaching this goal is vital to ensuring the health and welfare of our families, our communities and our planet, and

WHEREAS, the City of Oakland passed the Oakland Climate Action Plan in 2012 which calls upon the City and its residents to reduce greenhouse gas emissions, limit its waste, and minimize its overall impact upon the environment; and

WHEREAS, third compost "green" bin source-separated organics service is a key component of a successful Zero Waste plan and participation from all Oakland residents in recycling and green waste services, including those who live in multi-family buildings, will assist in Oakland's ability to meet such Zero Waste goals; and

WHEREAS, providing the third bin to all households will result in higher quality compost and also protect workers from having to separate organic matter from contaminated waste; and

WHEREAS, under the existing franchise agreement, residents dwelling in single family homes and 2-4 unit buildings have access to bulky waste pick up with property owners and property managers being the only ones able of scheduling such service; and

WHEREAS, the current bulky waste pick up service is burdensome for tenants, landlords, and managers, leaving tenants residing in buildings with 5 or more units with little to no options to appropriately, legally and conveniently dispose bulky waste items; and

WHEREAS, in 2013, there were over 17,624 reports of illegal dumping in the City of Oakland, reflecting a thirty-four percent increase over the prior year and costing the City hundreds of thousands of dollars to remove the illegal dumping from our streets, parks, and gateways; and

WHEREAS, when the City of Oakland selects a recycling service franchisee, they not only award a lucrative, long-term contract, but they effectively determine conditions for workers, outcomes for the community, and impacts upon the environment which must be strategically crafted for the benefit of all; now, therefore, be it

RESOLVED: That it is the policy of the City Council that all workers who provide recycling services to the City of Oakland ("City"), its residents and businesses pursuant to any new City exclusive franchise agreement or renewal/extension of any existing exclusive City franchise agreement, be provided wages comparable to those wages recycling workers in Fremont, San Jose and San Francisco currently earn or are scheduled to earn under existing agreements while maintaining wage differentials; and be it

FURTHER RESOLVED: That all Oakland's recycling services franchisees and recycling services franchisees renewing and/or extending their contracts be required to provide quality, affordable family health coverage to all employees; and be it

FURTHER RESOLVED: That it is the policy of the City Council that the City of Oakland ("City") that any new City waste/garbage/organics collection, disposal, or recycling franchise agreements, or the renewal or long-term extension of any such existing City agreement, shall provide for:

- (A) an organics 'third' bin for source-separated organics (green, compostable waste) for all Oakland residents, including those in multifamily buildings, as the ~~minimum~~ preferred default outcome, and that any proposed franchise agreement presented to the Council include

in the scope of services to be provided by the franchisee a mandatory 'third' bin for all such buildings as a costed-out option, and

(B) convenient access to bulky waste pickup for all residents, including renters and unit owners in multifamily buildings, and that any proposed franchise agreement presented to the Council provide multiple options for implementation of bulky waste pickup at multi-family buildings~~include costed-out mandatory bulky waste services for all residents~~; and

(C) consideration of a local, non-combustible biowaste-to-energy facility for handling of source-separated organics as an alternate~~with costed-out option for this service~~ to be included as an option in the scope of services/operation of the franchise agreement presented to the Council

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF
AND PRESIDENT KERNIGHAN

NOES -
ABSENT -
ABSTENTION -

ATTEST:

LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California

¹ *Oakland Energy and Climate Action Plan*. Rep. N p.: n.p., n.d. Web. 31 Dec. 2013. Page 65;
<http://www2.oaklandnet.com/oakca1/groups/pwa/documents/report/oak039056.pdf>