

Special Revenue: Keller Canyon Landfill Surcharge and Mitigation Fees

Authority to Collect:	1992 Board Order and 1994 Franchise Agreement, as amended; 1994 Land Use Permit amendment
Source of Funds:	<p>Keller Canyon Landfill Company (Republic Services). Revenue received monthly and allocated on a fiscal year basis. Current surcharge amount established by the County in 1994. This 25% surcharge is calculated based on base rate revenue received by Keller Canyon Landfill. Surcharge payments include the \$3 per ton Mitigation Fee, \$1.75 per ton is for the District V administered Landfill Mitigation Fund and \$1.25 per ton is for City of Pittsburg Mitigation fund (1996 Board Order). Balance of 25% Surcharge is deposited in the County General Fund and allocated to various County Departments. See binder tab # 3 for 25% Surcharge applied to waste transferred through the Contra Costa Transfer & Recovery Station.</p> <p>In 1992, the County adopted a \$43.05 interim gate rate for the Keller Canyon Landfill. <i>Note: Host Community Mitigation Fee was not originally required by the conditions of approval of the land use permit.</i></p>
Purpose of Funds at Genesis:	<p>The surcharge was general purpose revenue and has been allocated for County department operations.</p> <p>The original 1992 Board Order specified that the mitigation funds can be used for a list of items; item #5 broadly specified 'Other program and services to the citizens of Contra Costa County'. The Board later designated that the funds should be used to mitigate effects of landfill site by funding community-based organizations and County Departments for programs in the following areas:</p> <ul style="list-style-type: none"> a. Youth Services b. Code Enforcement c. Community Beautification d. Public Safety e. Community Services <p>The 1994 amendment to the Land Use Permit specified that "the fee shall be used as directed by the Board in its sole discretion: 1) to mitigate general impacts of the Landfill-generated traffic on the County's road system, 2) to mitigate the general impacts of the Landfill on open space, existing and proposed recreational facilities, and agriculture, or 3) to mitigate any general impacts of the Landfill upon the surrounding community."</p>

Level of Board Discretion Over Use of Funds:	The Board has complete discretion over the surcharge funds and broad discretion over use of the mitigation funds within or to benefit the community surrounding the landfill.
Method of Disbursement:	<p>In May 2011, the Board of Supervisors approved new policies governing the administration of the Keller Canyon Mitigation Fund (KCMF) including requiring the establishment of the KCMF Review Committee who makes funding recommendations for the use of the mitigation funds. The Committee's recommendations are considered by the Board of Supervisors on a yearly basis (typically in August). The Department of Conservation and Development provides staff support to the KCMF Review Committee.</p> <p>The County Administrator's Office makes recommendations to the Board of Supervisors through the annual budget process for the use of the surcharge funds.</p>
Current Estimated Balance:	<p>\$ 0 surcharge (these are General Fund dollars any excess falls into 0005 balance at year end)</p> <p>\$ 450,600 mitigation</p>
Annual Estimated Revenue:	<p>\$ 1,915,000 (surcharge)</p> <p>\$ 1,233,000(mitigation fee \$1.75/ton)</p> <p>\$ 1,456,000 (General purpose revenue: 0005:9122)</p>