

# Summary

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The [Contracted Residential Waste Services program](#) (formerly Universal Waste Collection) would change the current residential waste collection system from many licensed haulers to a City and County of Broomfield managed contract consisting of a single hauler or a few haulers assigned to different parts of Broomfield.

The program is designed to increase waste diversion. This program is aligned with the community's "growing greener" goal by reducing Broomfield's environmental footprint by diverting materials from landfills. The community's goal is 50% waste diversion by 2025. Broomfield's waste diversion rate has remained between 21% and 25% since 2020. Implementing the Contracted Residential Waste Services program with non-HOA residents is expected to increase waste diversion in Broomfield by 2% to 4%. In addition to waste diversion benefits, the Contracted Residential Waste Services will reduce the number of heavy trucks on Broomfield streets and thereby reduce associated air and noise pollution, potential safety concerns, and excess wear on pavement. This program will extend the benefit of bulk pricing to residents who do not live in an HOA.

Ordinance No. 2242 changes the Broomfield Municipal Code to allow the City to contract with a licensed hauler to provide residential waste collection services. Ordinance No. 2242 includes the following updates:

1. Allows the City to contract residential waste hauling services for residents of single-family homes and multi-family dwellings with seven or fewer units;
2. Allows the City to charge residents a minimum service or opt-out fee if they do not wish to participate in the program;
3. Requires non-exempted residents to separate recyclable materials from trash;
4. Exempts homeowners associations (HOAs) that contract for trash and recycling services without requiring them to pay a minimum service or opt-out fee.

Note: Ordinance No. 2242 takes effect only if Council approves a residential waste services contract with a hauler.

Ordinance No. 2242 does not require haulers to use volume-based pricing (or "pay-as-you-throw") to obtain a license to operate in Broomfield.

## Waste Hauler Contract Overview

At the October 10, 2023, City Council meeting, Council approved [Resolution No. 2023-123](#) directing staff to issue a "request for proposals" for City-Contracted Residential Waste Hauling Services.

Staff is currently in contract negotiations with a waste hauler for the Contracted Residential Waste Services program. Full details of this program, pricing, and the contract will be available ahead of Council's second reading of Ordinance No. 2242 and Council's consideration of the contract. Council will consider the contract for this program on the same date as the second reading of Ordinance No. 2242 (September 10, 2024).

Implementing the Contracted Residential Waste Services program with non-HOA residents is expected to increase waste diversion in Broomfield by 2% to 4%. In addition to waste diversion benefits, the Contracted

Residential Waste Services will reduce the number of heavy trucks on Broomfield streets and thereby reduce associated air and noise pollution, potential safety concerns, and excess wear on pavement. This program will extend the benefit of bulk pricing to residents who do not live in an HOA.

If approved, the Contracted Residential Waste Services program is expected to start in the second quarter of 2025.

## Financial Considerations

No funds are requested to implement this ordinance.

Approval of a residential waste hauling contract will have financial considerations. The following table outlines the positions and costs associated for the three full time employees (FTEs) required to implement the Waste Diversion's Contracted Residential Waste Hauling Program. The contract is currently under negotiation. Details will be confirmed and communicated ahead of the second reading of this ordinance.

Positions	Estimated Annual Cost
Revenue Technician (1 FTE)	\$62,938
Recycling Technician II (2 FTE)	\$142,144
<b>Total FTE: 3</b>	<b>Total cost: \$205,082</b>

## Prior Council or Other Entity Actions

February 11, 2020, Council approved [Resolution No. 2020-65](#), adopting Zero Waste Goals.

September 22, 2020, Council approved [Resolution No. 2020-169](#), adopting Greenhouse Gas Reduction as a Guiding Principle and Supporting the Creation of a Greenhouse Gas Reduction Plan.

October 9, 2020, Broomfield received an award ([letter](#)) of \$90,000 from CDPHE's "FWRD" grant program to hire a consultant to draft a zero-waste plan.

January 12, 2021, Council approved [Resolution No. 2021-5](#) approving a consulting agreement with Abbe & Associates, LLC (AKA Zero Waste Associates) in the amount of \$85,300 for professional services in regard to increasing recycling, composting, and waste diversion in Broomfield.

January 18, 2022, Staff was directed to prepare a ballot question to authorize the City & County to adopt a community recycling and composting ordinance and to contract with one or more private waste haulers for waste removal services, commonly known as Universal Collection.

July 26, 2022, Council rejected [Proposed Resolution No. 2022-94](#) adding a ballot question to the November 2022 election concerning Universal Collection in Broomfield, and directed staff to facilitate more robust community engagement and to prepare a study session to address the concerns and questions of Council and the public.

April 18, 2023, Council directed staff to pursue a Contracted Residential Waste Services (Universal Waste Collection) program including trash collection with volume-based/PAYT pricing and recycling services

bundled at no additional cost, and a Residential Recycling and Composting Ordinance focused on hauler licensing requirements. Council further directed staff on key elements of the program, including requirement of an opt-out fee for households, exploration of multiple options for organics collection, and that HOAs should participate in the program. [View the Study Session memo here.](#)

October 10, 2023, Council approved [Resolution No. 2023-123](#) directing staff to issue a “request for proposals” for City-Contracted Residential Waste Hauling Services.

April 16, 2024, and May 7, 2024, Executive Session for Legal Advice and Direction to Negotiators.

## **Boards and Commissions Prior Actions and Recommendations**

Staff is scheduled to present this item for ACES’ review on August 12, 2024. Staff’s presentation of this Council agenda item will include ACES’ recommendation.

## **Proposed Actions / Recommendations**

If Council desires to proceed with updating the Broomfield Municipal Code to allow for implementation of a Contracted Residential Waste Services program, the appropriate motion is:

That Ordinance No. 2242 be adopted on first reading and ordered published in full; and  
That a public hearing and second reading of the Ordinance be held on September 10, 2024, at 6 pm  
as allowed by City Council Procedures and Rules of Order.

This ordinance is only effective if City Council approves a contracted residential waste collection agreement with a licensed hauler on or before July 31, 2025.

## **Alternatives**

Do not approve Ordinance No. 2242, delaying the consideration of contracted residential waste services at this time, or make changes to the Broomfield Municipal Code as directed by City Council.