

STATE OF WEST VIRGINIA, COUNTY OF UPSHUR, CITY OF BUCKHANNON, TO WIT:

A special meeting of the Buckhannon Waste Collection Board was held on Tuesday, November 17, 2020 at 4:00 p.m. in the Council Chambers of City Hall. The following individuals were in attendance:

Robbie Skinner	Mayor	Present
Randy Sanders	City Recorder	Present – by phone
Mary Albaugh	Board Member	Present
Scott Randall	Board Member	Present
Jeff Wamsley	Waste Department Supervisor	Present
Jay Hollen	City Engineer	Present – by phone
Jerry Arnold	Director of Public Works	Present
Amberle Jenkins	Assistant Recorder/Director of Finance	Present
Tom O’Neill	City Attorney	Absent
Callie Cronin-Sams	Grants & Information Coordinator	Present – by phone

Guests: None

Meeting Agenda Posted 11/12/2020

**To Participate in a Utility Board meeting during the COVID-19 Stay at Home Order,
Please contact us at 304-472-1651 for the GoToMeeting link/access**

***City of Buckhannon Waste Collection Special Board Meeting- 4:00 pm in the Council
Chambers of City Hall – Meeting Agenda for Tuesday, November 17, 2020***

A. Call to Order

- A.1 Moment of Silence**
- A.2 Pledge to the Flag of the United States of America**

B. Strategic Issues for discussion and vote

- B.1 WV Public Service Commission MC General Order No. 64.5 & General Order No. 183.12 Regarding Rates**

C. Board Members Comments and Announcements

D. Adjournment

A. Call to Order - The Mayor called the meeting to order.

A.1 Moment of Silence – Mayor Skinner asked us to join him in a Moment of Silence.

A.2 Pledge to the Flag of the United States of America - The Pledge to the Flag of the United States of America was led by the Mayor.

B. Strategic Issues for discussion and vote

B.1 WV Public Service Commission MC General Order No. 64.5 & General Order No. 183.12 Regarding Rates – City Attorney Tom O’Neill provided an overview of the WV Public Service Commission MC General Order No. 64.5 & General Order No. 183.12 Regarding Rates granting rate adjustments to reflect inflation so long as we follow appropriate procedures. We are prepared to implement a rate increase of 3.58% with the Board’s approval. This is important as the current fuel surcharge will most likely drop, by the PSC, in the future. Discussion took place regarding a rate increase in general, which is separate from this proposed increase.

PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
CHARLESTON

At a session of the PUBLIC SERVICE COMMISSION OF WEST VIRGINIA in the City of Charleston on the 6th day of November 2020.

MC GENERAL ORDER NO. 64.5

In the Matter of Revisions to the Rules Governing Motor Carriers, Private Commercial Carriers, and the Filing of Evidence of Insurance and Financial Responsibility by Motor Carriers, 150 C.S.R. 9

GENERAL ORDER NO. 183.12

In the Matter of Revisions to the Rules for the Construction and Filing of Tariffs, 150 C.S.R. 2

COMMISSION ORDER

The Commission provides guidance to motor carriers of solid waste as how to proceed under W. Va. Code §24A-5-2a(d) if they want to implement a rate increase under that statute to go into effect on January 1, 2021.

BACKGROUND AND DISCUSSION

On March 7, 2020, the West Virginia Legislature passed Enrolled Committee Substitute for House Bill 4587 (HB 4587) effective ninety days from passage. Among other things, HB 4587 allows new methods for motor carriers of solid waste to change their rates. HB 4587 amended portions of W. Va. Code §§24-2-4a and 24A-5-2 and created §§24A-5-2a and 24A-5-2b.

Subsection (d) of W. Va. Code §24A-5-2a states a motor carrier of solid waste may change its rate on January 1 of each year based on the change in the U.S. Department of Labor Bureau of Labor Statistics Garbage and Trash Collection Index (Index) from January 1 of the preceding year. As the Commission stated in the August 4, 2020 Order in this matter, there may be a timing problem with implementing the change in the Index based upon the statute as currently written. The Commission is working on finalizing the rules to implement this new code section to address the timing problem. This Order provides guidance regarding the Index change for solid waste motor carriers that wish to proceed under this new statute this year.

The Commission has calculated the change in the Index for cases that are timely filed in 2020 seeking to charge revised rates effective January 1, 2021. The Index change is the actual change in the Index from December 2019 to September 2020, and a forecast of the change in the Index for October, November and December of 2020 based on the actual change in the Index for the same three months in 2019. Specifically, the Commission has calculated an Index change of 3.58% or an inflation factor of 1.0358. Any solid waste motor carrier that wishes to make a rate filing pursuant to W. Va. Code §24A-5-2a(d) in order to place revised rates into effect on January 1, 2021, shall ask for an increase of 3.58% or an inflation factor of 1.0358 or less over their current rate.

CONCLUSION OF LAW

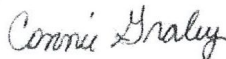
The percentage change in the Index for rate filings pursuant to W. Va. Code §24A-5-2a(d) that are timely filed in 2020 seeking to charge revised rates effective January 1, 2021, is 3.58% or an inflation factor of 1.0358.

ORDER

IT IS THEREFORE ORDERED that any motor carrier of solid waste that timely files for a rate increase under W. Va. Code §24A-5-2a(d) seeking to place revised rates into effect on January 1, 2021 shall request an increase of no more than 3.58% or an inflation factor of 1.0358 over rates currently in effect.

IT IS FURTHER ORDERED that the Executive Secretary serve a copy of this Order on all motor carriers of solid waste by electronic service if e-service agreements are on file, or by United States First Class Mail and on Staff by hand delivery.

A True Copy, Teste,



Connie Graley, Executive Secretary

A motion to approve a rate increase of 3.58% for Waste Department services was made by Albaugh/Randall. Motion carried unanimously.

- **Letter sent to the Public Service Commission of West Virginia**

November 17, 2020

Public Service Commission of West Virginia
 ATTN: Connie Graley, Executive Secretary
 201 Brooks Street
 Charleston, West Virginia 25301

ATTN: City of Buckhannon Waste Board
 Certificate No. P.S.C. M.C. F-6137
 House Bill 4587 – Inflation Rate Adjustment

Ms. Graley & Commissioners,

The City of Buckhannon Waste Board (“Board”), operating under Certificate No. P.S.C. M.C. F-6137, elects to avail itself of the provisions of House Bill 4587, West Virginia Code §24A-5-2a(d), and amend its rates to reflect an inflation factor of 1.0358 effective January 1, 2021, which represents an increase of 3.58%.

The Board will comply with the provisions of West Virginia Code §24A-5-2a(a) in the implementation of the inflation factor.

Please be in touch with any questions or concerns.

Respectfully submitted,
 Thomas J. O’Neill, City Attorney

- **Letter sent to Waste Collection Customers:**

WASTE COLLECTION BOARD
 CITY OF BUCKHANNON

70 E Main St
 Buckhannon, WV 26201

Phone: 304-472-1430

November 2020

The City of Buckhannon Collection Waste Board (“Board”), operating under Certificate No. P.S.C.M.C. F-6137, elects to avail itself of the provisions of House Bill 4587, West Virginia Code 24A-5-2a(d), and amend its rates to reflect an inflation factor of 1.0358 effective January 1, 2021, which represent an increase of 3.58%.

The Board will comply with the provisions of West Virginia Code 24A-5-2a(a) in the implementation of the inflation factor.

RATES - 3.58% increase effective January 1, 2021

Residential Customers:

Up to two 30-gallon containers or one Waste Collection issued polycart per week

	Pre Jan 1, 2021	Jan 1, 2021
Within Corporation Limits	\$17.60	\$18.23 month
Outside Corporation Limits	\$19.70	\$20.41 month
Additional containers in excess of two 30-gallon containers or one Waste Collection issued polycart, must purchase additional tags at City Hall	\$1.80	\$1.86 per bag
Residential Recycle Items –		
Pickup service available only to residents within corporation limits		No Charge
Drop off at Mudlick facility		No Charge

Commercial Customers:

Up to three 30-gallon containers or one Waste Collection issued polycart per week

Within Corporation Limits	\$25.25	\$26.15 month
Outside Corporation Limits	\$29.45	\$30.50 month

Additional containers in excess of three 30-gallon containers or one Waste Collection issued polycart, must purchase additional tags at City Hall.

	\$1.80	\$1.86 per bag
Commercial Recycle Items – pickup.		
Service available only to commercial customers with volume exceeding five containers per week.		
Per container	\$1.08	\$1.12
Drop off at Mudlick facility		No Charge

General Information about your waste collection service:

Garbage must be set out the night before your regular service day.

All garbage must be in a sealed bag or container. Do not place loose trash in residential cans or polycarts.

Holidays:

The Waste Collection Department observes the following holidays:

New Year Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

Garbage service will operate on a one-day delay following these holidays.

Location:

The Billing office is located in City Hall at 70 E Main St, Buckhannon, WV 26201

The Transfer Station and Recycling Center is located at 380 Mudlick Rd, Buckhannon, WV 26201

Phone Numbers:

Waste Collection Billing Office 304-472-1430

Waste Collection Garage 304-472-4443

Recycling Center 304-472-8949

Bulky Goods pickup:

Your residential service includes monthly removal of oversized items and must be scheduled prior to pickup. Bulky Goods pickup will occur the 2nd Friday of each month and must be scheduled two days in advance by calling the office at 304-472-1430. Bulky goods pickup is limited to four items per month. Construction items are not eligible for bulky goods pickup.

You may purchase tags for additional garbage at the office.

Bill Payment:

Online at www.municipalonlinepayments.com/buckhannonwv

Phone – 1-866-933-4026 (24 hour service)

In Person or by Mail – City Hall, 70 E Main St, Buckhannon, WV 26201

C. Board Members Comments and Announcements

Albaugh – Nothing further.

Randall – Mr. Randall ask about a potential rate increase and what percentage it could be. The Mayor suggested it will be determined by the rate study.

Mayor Skinner – Nothing further.

D. Adjournment

There being no further business to be transacted, a motion to adjourn at 4:15 PM was made by Albaugh/Randall. Motion carried.

Mayor Robert Skinner III

City Recorder Randall H. Sanders
