



# MEMORANDUM

**TO:** Mayor and Members of the City Council  
**FROM:** Montre' Freeman, City Manager  
Dwan Bell, Public Utilities Director  
**DATE:** November 9, 2023  
**REF:** Hold a Public Hearing - Garbage Can Recovery Fee

## ***BACKGROUND:***

Earlier this year, the City Council voted to end city-wide curbside recycling, which went into effect on October 15<sup>th</sup>. Subsequently, the Public Utilities Committee tasked Public Utilities Director, Dwan Bell in collaboration with the Sanitation staff to assess the possibility of repurposing the orange cans used for curbside recycling, as well as the fees associated with our garbage cans in general.

## ***ANALYSIS:***

### **Garbage Can Fees:**

City residents are currently purchasing 95-gallon garbage cans at a cost of \$60 plus tax. After review, it was determined that this cost is antiquated and creates a loss for the City as the actual cost for each can has risen to \$70 due to inflation, and which does not include operational costs to deploy and manage the containers. Given this data, Public Utilities suggests increasing the fees for these cans by \$25, which would take the purchase price from \$60 to \$85.

Current Resident Container Cost	Container Cost Gap	Operational Cost	Proposed Resident Container Cost
\$ 60.00	\$10.00	\$ 15.00	\$ 85.00

## ***AT THE CONCLUSION OF THE PUBLIC HEARING:***

## ***STAFF RECOMMENDATION:***

By motion, adopt the attached ordinance amending the FY 2023-2024 Fee Schedule as it relates to Residential and Commercial Sanitation to increase the purchase price for the 95-gallon garbage cans to \$85 plus tax.



**Ordinance #2023-11-01**  
**An Ordinance Amending the FY 2023-2024 Fee Schedule**  
**of the City of Elizabeth City**

**WHEREAS**, each year, the City of Elizabeth City adopts a Fee Schedule, which corresponds to the annual budget; and

**WHEREAS**, the City Council adopted the FY 2023-2024 Budget and Fee Schedule on June 26, 2023; and

**WHEREAS**, within the FY 2023-2024 Budget, the Fee Schedule reported that 95-gallon "Black" refuse cans could be purchased for \$60 plus tax; and

**WHEREAS**, after review, it was determined that the former cost is antiquated and does not account for operational costs to deploy or maintain the containers; and

**WHEREAS**, the new rate for the trash receptacles has been determined to be \$85 plus tax; and

**WHEREAS**, this fee shall be required to be paid by any account that wishes to obtain a new "Black" 95-gallon refuse can; and

**WHEREAS**, during the October 23<sup>rd</sup>, 2023 City Council meeting, the Council called for a Public Hearing, which was subsequently held during the November 13<sup>th</sup> Regular Session, at which time a quorum of the membership was present.

**NOW THEREFORE BE IT ORDAINED** that the City of Elizabeth City Fee Schedule for FY 2023-2024 is hereby amended to include:

- I. Refuse Container (95-gallon) - \$85 plus tax
- II. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

- III. If any section, subsection, paragraph, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed severable and such holding shall not affect the validity of the remaining portions hereof.
- IV. The enactment of this ordinance shall in no way affect the running of any amortization provisions or enforcement actions, or otherwise cure any existing municipal code violations.
- V. This ordinance shall be in full force and effect and included in the City of Elizabeth City's fee schedule from and after the date of its adoption. This ordinance may be amended from time to time with the consideration of the City Council of the City of Elizabeth and with the requisite Public Hearings associated with such decisions.

**ADOPTED** this the 13<sup>th</sup> day of November, 2023.

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E. Kirk Rivers  
Mayor

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April D. Onley, NCCMC  
City Clerk