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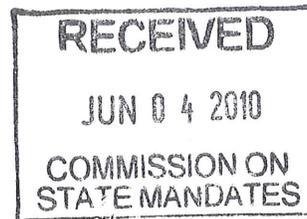
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June 1, 2010

VIA E-MAIL AND FIRST-CLASS MAIL

Ms. Paula Higashi  
Executive Director  
Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, California 95814



Re: Revised Parameters and Guidelines Submitted by Cities Regarding Transit  
Trash Receptacles Required by Los Angeles Regional Water Quality  
Control Board Executive Order

Dear Ms. Higashi:

Enclosed with the mailed copy please find the original plus seven copies of the Revised Parameters and Guidelines submitted by the Cities of Artesia, Azusa, Bellflower, Beverly Hills, Carson, Commerce, Covina, Downey, Monterey Park, Norwalk, Rancho Palos Verdes and Signal Hill concerning the state mandate found by the Commission in its Statement of Decision dated July 31, 2009 regarding trash receptacles required under the Los Angeles Regional Board municipal stormwater permit. These revised parameters and guidelines include a Reasonable Reimbursement Methodology.

Please contact the undersigned if you have any questions.

Very truly yours,

  
David W. Burhenn

Encl.

cc: Mailing List (w/encl.)

**Narrative in Support of Revised Parameters and Guidelines submitted by Cities of  
Artesia, Azusa, Bellflower, Beverly Hills, Carson, Commerce, Covina, Downey,  
Monterey Park, Norwalk, Rancho Palos Verdes and Signal Hill**

The Revised Parameters and Guidelines (“Revised Ps & Gs”) proposed by the Cities of Artesia, Azusa, Bellflower, Beverly Hills, Carson, Commerce, Covina, Downey, Monterey Park, Norwalk, Rancho Palos Verdes and Signal Hill (“Claimants”) can be found on pages 4-12. These Ps & Gs provide the basis for reimbursing local agencies for certain costs incurred in implementing the municipal storm permit issued to the County of Los Angeles and cities therein, California Regional Water Quality Control Board, Los Angeles Region, Executive Order Number 01-182, Permit Number CAS004001, December 13, 2001 (“Permit”). The Revised Ps & Gs have been revised from the Ps & Gs submitted to Commission on State Mandates (“Commission”) staff on August 27, 2009 to include a Reasonable Reimbursement Methodology (“RRM”) consistent with the requirements of Government Code section 17518.5.

As set forth below and in the Revised Parameters and Guidelines and Proposed Standard Costs document filed under separate cover by the County of Los Angeles (“County Ps & Gs”), a survey was conducted of various municipalities affected by the Permit’s requirement to place and maintain trash receptacles at transit stops, a mandate found to be reimbursable by the Commission on July 31, 2009. The survey was conducted among both the County and various city claimants.

That survey, which included responses from large, medium-sized and smaller municipalities, determined that for repetitive trash collection activities, it was appropriate to use a standard unit cost figure of \$6.75 per receptacle per collection, adjusted upwards and downwards to reflect cost of living adjustments during the 2002-2009 period covered by the test claim.

Standard Unit Costs

The standard unit costs included in the Revised Ps & Gs were developed from a survey of a representative sample of eligible claimants in accordance with the RRM requirements found in Government Code section 17518.5(b):

- (b) A reasonable reimbursement methodology shall be based on cost information from a representative sample of eligible claimants, information provided by associations of local agencies and school districts, or other projections of local costs.

Under the auspices of the California State Association of Counties and the California League of Cities, several jurisdictions were surveyed.<sup>1</sup> The sample was representative of the eligible claimants, as it included large, mid-sized and small jurisdictions.

It should be noted that the cities of Beverly Hills and Commerce were removed from the sample when it was noted that they were located in watersheds where a trash total

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<sup>1</sup> See page 1 of Exhibit 1, attached hereto, for a list of claimants included in the sample.

maximum daily load (“TMDL”)<sup>2</sup> had been adopted. Jurisdictions covered under the Permit to the extent that they are not subject to a trash TMDL are eligible claimants.

In addition, the survey results reflect the variation in costs among local agencies in implementing the mandate in a cost-efficient manner, as required by Government Code section 17518.5(c). For example, some agencies found that using in-house staff and resources to perform the trash collection mandate was cost-efficient, while other agencies awarded contracts to vendors to perform the mandate. Some agencies used both in-house and contract performance methods during the survey period. Accordingly, the standard unit cost survey results reflect the variation in costs among local agencies to implement the mandate in a cost-efficient manner.

It should be noted that survey responses from an eligible claimant, the city of Norwalk, were not used in computing the survey results. There, the contractor billed the city for the combined costs of trash collection and bus stop cleaning and it was not possible to determine the portion of costs that should be allocated to trash collection activities.

The survey also meets the requirements in Government Code section 17518.5(d):

“Whenever possible, a reasonable reimbursement methodology shall be based on general allocation formulas, *uniform cost allowances*, and other approximations of local costs mandated by the state, rather than detailed documentation of actual local costs. In cases when local agencies and school districts are projected to incur costs to implement a mandate over a period of more than one fiscal year, the determination of a reasonable reimbursement methodology may consider *local costs* and state reimbursements *over a period of greater than one fiscal year, but not exceeding 10 years.*” (emphasis added.)

Here, Claimants’ proposed RRM provides a uniform cost allowance. Further, this allowance is based on local costs incurred over a seven year period (July 1, 2002 through June 30, 2009), which does not exceed the ten-year limitation.

Therefore, pertinent RRM requirements found in Government Code section 17518.5 have been met and reimbursement is required as specified herein.

### RRM Survey Results

The RRM survey, summarized on page 1 of Exhibit A attached hereto, provide several results, including a weighted average cost of \$6.75 per trash collection over the survey period. This average was weighted to reflect the percentage of the total surveyed trash collections performed by a specific survey respondent. A respondent’s percentage was then multiplied by that respondent’s unit cost to obtain the amount of unit cost

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<sup>2</sup> A TMDL is a calculation of the maximum amount of a pollutant that a water body can receive, plus a margin of safety, and still meet water quality standards. Trash TMDLs have been established for the Los Angeles River and Ballona Creek; thus, to the extent that agencies were located in these watersheds, they were not covered by the mandate.

attributable to that respondent. The sum of all respondents' unit costs was then computed to obtain a weighted mean average cost. This process was used so that the unit costs of respondents performing more trash collection were given greater weight than respondents performing fewer trash collections. Otherwise, the unit cost of a respondent performing 2,513 trash collection would be given the same weight as the unit cost of a respondent performing 39 collections.

It is proposed that the weighted mean average rate of \$6.75 per collection be assigned to the 2005-06 year. This designation is reasonable and proper considering that the \$6.75 rate is an average rate over the entire reimbursement period and 2005-06 is the middle year in the seven-year reimbursement period.

It is further proposed that the \$6.75 rate for 2006-07 and future years be increased by the cost of living adjustments used by the State Controller's Office ("SCO") in promulgating annual claiming instructions. It is also proposed that the \$6.75 rate for 2004-05 and prior years be decreased by SCO's cost of living adjustments.

Accordingly, for all of the above reasons, Claimants propose that the Commission adopt the RRM as submitted herein.

#### Declaration Supporting Receptacle Installation Requirements

In addition, Claimants have attached as Exhibit 2 a declaration from William Yan of the County of Los Angeles Department of Public Works (which is also attached as Exhibit 2 to the County Ps & Gs) regarding the steps that are reasonably necessary to install trash receptacles. The Claimants adopt and incorporate Mr. Yan's declaration, which supports Claimants' claim for costs associated with the installation of receptacles.

#### Support from Statewide Municipality Organizations

Claimants hereby acknowledge the support of the League of California Cities and the California State Associates of Counties, who wrote to the Commission on May 24, 2010, supporting the RRM methodology and calculation of \$6.75 for the standard unit cost.

#### Reimbursement Options

The proposed Ps & Gs submitted last August proposed two alternatives of the actual method for reimbursement, actual costs method and time study method. In these Revised Ps & Gs, as noted above, the RRM option is set forth as a third reimbursement option for the repetitive task of trash collection activities. Claimants request that the RRM option be authorized for use as a reimbursement option for the repetitive task of trash collection, as further described in the Ps & Gs.

Claimants' Revised Ps & Gs are presented on the following pages:

## PARAMETERS AND GUIDELINES

California Regional Water Quality Control Board,  
Los Angeles Region, Executive Order Number 01-182,  
December 13, 2001, Permit Number CAS004001,  
Part 4, Section F.5.c. 3.

### *Transit Trash Receptacles*

#### **I. Summary of the Mandate**

The consolidated test claim, filed by the County of Los Angeles and several cities, alleged various activities related to the placement and maintenance of trash receptacles and inspection of various facilities to reduce stormwater pollution in compliance with a permit issued by the Los Angeles Regional Water Quality Control Board, Permit No. 01-182, CAS004001 (“Permit”).

The Commission found on July 31, 2009 that the activity called for in Part 4.F.5.c.3. of the Permit was a reimbursable state mandate on local agencies subject to the Permit but not subject to a trash total maximum daily load (“TMDL”):

“Place trash receptacles at all transit stops within its jurisdiction that have shelters no later than August 1, 2002, and at all transit stops within its jurisdiction no later than February 3, 2003. All trash receptacles shall be maintained as necessary.”

The Commission found that this requirement was not a federal mandate under the Clean Water Act and that it was a state mandate requiring a new program or higher level of service that could not be funded through fee authority within the meaning of Government Code section 17556, subdivision (d).

The Commission also found that the other issues raised by the consolidated test claim, relating to Parts 4.C.2.a., 4.C.2.b. and 4.E. of the Permit and requiring inspections of various facilities, while not federal mandates under the Clean Water Act, were not reimbursable state mandates because the claimants had fee authority within the meaning of Government Code section 17556(d), sufficient to pay for the inspections.

#### **II. Eligible Claimants**

The County of Los Angeles, Los Angeles County Flood Control District and all cities covered under the Permit, to the extent that the same are not or were not subject to coverage under a trash TMDL requirement.

### **III. Period of Reimbursement**

The Permit and the test claim executive order took effect on December 13, 2001. The requirement to install trash receptacles commenced with the effective date of the Permit and required installation of trash receptacles by February 3, 2003. The Permit imposes a continuing requirement to maintain the trash receptacles.

Government Code section 17557, as amended by Statutes of 1998, Chapter 681 (which became effective on September 22, 1998), states that a test claim shall be submitted on or before June 30 following a fiscal year in order to establish eligibility for reimbursement for that fiscal year.

On September 30, 2003, the County of Los Angeles and the Cities of Arcadia, Baldwin Park, Bellflower, Cerritos, Covina, Downey, Monterey Park, Pico Rivera, Signal Hill, South Pasadena and West Covina filed test claims for this mandated program, establishing eligibility for reimbursement. The Commission originally refused jurisdiction of the test claims pursuant to Government Code section 17516. After litigation, the California Court of Appeal for the Second District held that the provisions of Government Code section 17516 were unconstitutional and issued a writ directing the Commission to fully consider the test claims. The test claims were re-filed in October and November 2007 and were considered by the Commission to be filed as of September 30, 2003.

Thus, the reimbursement period is considered to have begun on July 1, 2002.

Costs for one fiscal year shall be included in each claim. Pursuant to Government Code section 17561(d)(1), all claims for reimbursement of initial years' costs shall be submitted within 120 days of notification by the State Controller of the issuance of claiming instructions.

If the total costs for a given year do not exceed \$1,000, no reimbursement shall be allowed, except as otherwise allowed by Government Code section 17564.

### **IV. Reimbursable Activities**

To be eligible for mandated cost reimbursement for any fiscal year, only actual costs may be claimed, except where reasonable reimbursement methodology ("RRM") rates are adopted for the repetitive task of trash collection set forth in Section IV.C(2)(a) below. Claimants may elect to use either actual costs or RRM rates for the trash collection task.

#### **A. Actual Costs**

Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question.

Source documents may include, but are not limited to, employee time records, including time survey forms, time logs, sign-in sheets, and invoices, receipts and unit cost studies using source documents.

Evidence corroborating the source documents may include, but is not limited to, worksheets, cost allocation reports (system generated), purchase orders, contracts, agendas, training packets and declarations. Declarations must include a certification or declaration stating, "I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct" and must further comply with the requirements of Code of Civil Procedure section 2015.5. Evidence corroborating the source documents may include data relevant to the reimbursable activities otherwise in compliance with local, state, and federal government requirements. However, corroborating documents cannot be substituted for source documents.

Claimants also may use time studies to support labor (salary, benefit and associated indirect) costs when an activity is task-repetitive. Time study usage is subject to the review and audit conducted by the State Controller's Office ("SCO"). The reimbursable time recorded on each time survey form must be for specific reimbursable activities as detailed herein. An employee's reimbursable time is totaled and then multiplied by his/her productive hourly rate, as that term is defined in the SCO's annual claiming instruction manual, found at [www.sco.ca.gov](http://www.sco.ca.gov). If a time study sample is used to claim time for four through nine staff members, at least two staff members should be time surveyed. If 10 or more staff members are claimed, a 20% sample, rounded to the nearest whole number of cases, should be taken.

#### B. Reasonable Reimbursement Methodology

With respect to costs incurred as identified in Section IV.C(2)(a) below, Claimants may elect to be reimbursed using a RRM methodology. Under this RRM, the annual standard or unit cost for each trash collection or "pick-up" is multiplied by the annual number of trash collections (number of receptacles times pickup events for each receptacle) to compute reimbursement for trash collection activities.

The annual standard costs for a transit trash collection are:

2008-09	\$6.75	plus three annual cost of living adjustments <sup>3</sup>
2007-08	\$6.75	plus two annual cost of living adjustments
2006-07	\$6.75	plus one annual cost of living adjustment
2005-06	\$6.75	
2004-05	\$6.75	less one annual cost of living adjustment
2003-04	\$6.75	less two annual cost of living adjustments
2002-03	\$6.75	less three annual cost of living adjustments

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<sup>3</sup> The cost of living adjustments to be used are proposed to be the cost of living adjustments used by the SCO in promulgating annual claiming instructions.

C. Scope of Reimbursable Activities

The claimant is only allowed to claim, and to be reimbursed for, increased costs for the reimbursable activities identified below. Increased costs are limited to the costs of an activity that the claimant is required to incur as a result of the mandate.

For each eligible claimant, the following activities are reimbursable:

1. Installation of Trash Receptacles These activities include: planning (identifying transit stops, evaluating and selecting trash receptacle and pad type, evaluation of placement of trash receptacles and pads and specification and drawing preparation); preliminary engineering work (construction contract preparation and specification review, bid advertising and award process); construction and installation of trash receptacles (including fabrication and installation of pads for receptacles and foundations and construction management); and, construction and installation of replacement trash receptacles/pads on a non-individual basis. The five transit trash installation claiming categories are:

- a. Identify locations of all transit stops within the jurisdiction required to have a trash receptacle pursuant to the Permit.
- b. Evaluate and select receptacle and pad type, evaluate proper placement of receptacles and prepare specifications and/or drawings.
- c. Contract preparation, specification review process, bid advertising, and review and award of bid.
- d. Purchase receptacles/pads and/or construct receptacles/pads and install receptacles/pads.
- e. Repeat steps (c-d) when necessary for replacement of receptacles/pads on non-individual basis.

2. Maintenance of Trash Receptacles These activities include collection of trash, inspection of receptacles, maintenance (repairing, painting, etc.) and replacing or moving individual trash receptacles and/or pads, as needed. The five transit trash maintenance claiming categories are:

- a. Collection of trash on routine basis, including trash collection and disposal at disposal/recycling facility.
- b. Inspection of receptacles for wear, cleaning, and other maintenance needs.

- c. Maintenance of receptacles and pads, including painting, cleaning and repair of receptacles and pads, replacement of liners, and cost of paints, cleaning supplies and liners.
- d. Replacement of individual damaged or missing receptacles or pads, including costs of purchase and installation of replacement receptacles or pads and disposal/recycling of replaced receptacles or pads.
- e. Movement (including replacement if required) of receptacles and pads to reflect changes in transit stops, including costs of removal and restoration of property at former receptacle location and installation at new location.

D. Methods for Claiming Costs

Eligible claimants must use the actual cost method to claim costs for the tasks reflected in Sections IV.C(1)(a-e) and IV.C(2)(b-e) above.

Eligible claimants may use either the actual cost or RRM methods to claim costs for the collection of trash reflected in Section IV.(C)(2)(a) above.

V. **Claim Preparation and Submission**

Each claim for reimbursement must be timely filed and must identify each cost element for which reimbursement is claimed under this mandate. Claimed costs must be identified to each reimbursable activity identified in Section IV of these Parameters and Guidelines.

A. Direct Cost Reporting

Direct costs are those costs incurred specifically for the reimbursable activities. The following direct costs are eligible for reimbursement.

1. **Salaries and Benefits**

Report each employee implementing the reimbursable activities by name, job classification, and productive hourly rate (total wages and related benefits divided by productive hours). Describe the specific reimbursable activities performed and the hours devoted to each reimbursable activity performed. Reimbursement for personnel services includes compensation paid for employee fringe benefits. Employee fringe benefits include regular compensation paid to an employee during periods of authorized absences (e.g., annual leave, sick leave) and the employer's contributions to social security, pension plans, insurance, and workers' compensation insurance. Fringe benefits are eligible for reimbursement when distributed equitably to all job activities performed by the employee.

## 2. Materials and Supplies

Report the cost of materials and supplies that have been consumed or expended for the purpose of the reimbursable activities. Purchases shall be claimed at the actual price after deducting discounts, rebates, and allowances received by the claimant. Supplies that are withdrawn from inventory shall be charged on an appropriate and recognized method of costing, consistently applied.

## 3. Contracted Services

Report the name of the contractor and services performed to implement the reimbursable activities. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged. If the contract is a fixed price, report the services that were performed during the period covered by the reimbursement claim. If the contract services are also used for purposes other than the reimbursable activities, only the pro-rata portion of the services used to implement the reimbursable activities can be claimed. Submit contract consultant and attorney invoices with the claim and a description of the contract scope of services.

## 4. Capital Assets and Equipment

Report the purchase price paid for capital assets and equipment (including computers) necessary to implement the reimbursable activities. The purchase price includes taxes, delivery costs, and installation costs. If the capital asset or equipment is also used for purposes other than the reimbursable activities, only the pro-rata portion of the purchase price used to implement the reimbursable activities can be claimed.

## 5. Travel

Report the name of the employee traveling for the purpose of the reimbursable activities. Include the date of travel, destination point, the specific reimbursable activity requiring travel, and related travel expenses reimbursed to the employee in compliance with the rules of the local jurisdiction. Report employee travel time according to the rules of cost element V.(A)(1), Salaries and Benefits, for each applicable reimbursable activity.

## 6. Training

The cost of training an employee to perform the mandated activities, as specified in Section IV of these Parameters and Guidelines, is eligible for reimbursement. Identify the employee(s) by name and job classification. Provide the title and subject of the training session, the date(s) attended, and the location. Reimbursable costs may include salaries and benefits, registration fees, transportation, lodging, and per diem.

## B. Indirect Costs

Indirect costs are costs that are incurred for a common or joint purpose, benefiting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include both (1) overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedure provided in the Office of Management and Budget (“OMB”) Circular A-87. Claimants have the option of using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (“ICRP”) if the indirect cost rate claimed exceeds 10%.

If the claimant chooses to prepare an ICRP, both the direct costs (as defined and described in OMB Circular A-87 Attachments A and B) and the indirect costs shall exclude capital expenditures and unallowable costs (as defined and described in OMB Circular A-87 Attachments A and B). However, unallowable costs must be included in the direct costs if they represent activities to which indirect costs are properly allocable.

The distribution base may be (1) total direct costs (excluding capital expenditures and other distorting items, such as pass-through funds, major subcontracts, etc.), (2) direct salaries and wages, or (3) another base which results in an equitable distribution.

In calculating an ICRP, the claimant shall have the choice of one of the following methodologies:

1. The allocation of allowable indirect costs (as defined and described in OMB Circular A-87 Attachments A and B) shall be accomplished by (1) classifying a department’s total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate which is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected; or

2. The allocation of allowable indirect costs (as defined and described in OMB Circular A-87 Attachments A and B) shall be accomplished by (1) separating a department into groups, such as divisions or sections, and then classifying the division’s or section’s total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate that is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected.

## **VI. Record Retention**

Pursuant to Government Code section 17558.5(a), a reimbursement claim for actual costs filed by a local agency is subject to the initiation of an audit by the State Controller no later than three years after the date that the actual reimbursement claim was filed or last amended, which is later. However, if no funds are appropriated or no payment is made to a claimant for the program for the fiscal year for which the claim is filed, the time for the Controller to initiate an audit shall commence to run from the date of initial payment of the claim. In any case, an audit shall be completed not later than two years after the date that the audit is commenced. All documents used to support the reimbursable activities, as described in Section IV, must be retained during the period subject to audit. If an audit has been initiated by the Controller during the period subject to audit, the retention period is extended until the ultimate resolution of any audit findings.

## **VII. Offsetting Savings and Other Reimbursements**

Any offsetting savings the claimant experiences in the same program as a result of the same statutes or executive orders found to contain the mandate shall be deducted from the costs claimed. Any reimbursement for this mandated received from any source, including state or federal reimbursement, shall be identified and deducted from a claim.

## **VIII. State Controller's Claiming Instructions**

Pursuant to Government Code section 17558(b), the Controller shall issue claiming instructions for each mandate that requires state reimbursement not later than 60 days after receiving the adopted Parameters and Guidelines from the Commission, to assist local agencies in claiming costs to be reimbursed. The claiming instructions shall be derived from the Statement of Decision and the Parameters and Guidelines adopted by the Commission.

Pursuant to Government Code section 17561(d)(1), issuance of the claiming instructions shall constitute notice of the right of the local agencies to file reimbursement claims based upon the Parameters and Guidelines adopted by the Commission.

## **IX. Remedies Before the Commission**

Upon request of a local agency, the Commission shall review the claiming instructions issued by the State Controller or any other authorized state agency for reimbursement of mandated costs pursuant to Government Code section 17571. If the Commission determines that the claiming instructions do not conform to the Parameters and Guidelines, the Commission shall direct the Controller to modify the claiming instructions and the Controller shall modify the claiming instructions to conform to the Parameters and Guidelines as directed by the Commission.

Requests may be made to amend the Parameters and Guidelines pursuant to Government Code section 17557(d) and title 2, California Code of Regulations, section 1183.2.

Pursuant to title 2, California Code of Regulations, section 1183.2, Parameters and Guidelines amendments filed before the deadline for initial claims as specified in the claiming instructions shall apply to all years eligible for reimbursement as defined in the original Parameters and Guidelines. A Parameters and Guidelines amendment filed after the initial claiming deadline must be submitted on or before January 15 following a fiscal year in order to establish eligibility for reimbursement for the fiscal year.

**X. Legal and Factual Basis for Parameters and Guidelines**

The Statement of Decision is legally binding on all parties and provides the legal and factual basis for the Parameters and Guidelines. The support for the legal and factual findings is found in the administrative record for the test claim. The administrative record, including the Statement of Decision, is on file with the Commission.

# EXHIBIT 1

**Transit Trash Collection Unit [Per Pickup] Costs Survey Results (Note a)**  
**Los Angeles Regional Quality Control Board Order No. 01-182, Permit CAS004001, Part 4F5c3**

Respondent Survey	Fiscal Years							(X)	(Y)	(XY=Z)	M	M/Total=D	DxZ
	2008-09	2007-08	2006-07	2005-06	2004-05	2003-04	2002-03	Average # Pickups (Note b)	@ Pickup # Units (Note d)	Unit Cost @ Pickup	Weighted # Units (Note d)	Ave. Adjustment % of Total	Result
1 Los Angeles County Beverly Hills [in watershed]	\$893	\$1,241	\$1,152	\$1,122	\$1,127	\$1,132	(Note c)	\$1,111	156	\$7.12	2,513	31.09%	\$2.21
Norwalk [e]													
2 Downey	\$347	\$321	\$320	\$290	\$272	\$581	\$602	\$390	52	\$7.51	1,497	18.52%	\$1.39
3 Carson [2.57x52 wks=134]	\$311	\$299	\$708	\$144	\$144	\$144	\$144	\$271	134	\$2.02	1,434	17.74%	\$0.36
4 Bellflower	\$526	\$522	\$528	\$530	\$504	\$486	\$448	\$506	52	\$9.74	1,323	16.37%	\$1.59
5 Azusa	\$1,504	\$1,504	\$1,504 [f]					\$1,504	104	\$14.46	39	0.48%	\$0.07
6 Artesia	\$1,299	\$1,299	\$1,271	\$1,271	\$1,361	\$1,224	\$1,180	\$1,272	104	\$12.23	63	0.78%	\$0.10
Commerce [in watershed]													
7 Covina	\$422	\$396	\$395	\$310	\$318	\$310	\$310	\$352	52	\$6.76	865	10.70%	\$0.72
8 Signal Hill	\$398	\$384	\$374	\$374	\$374	\$353	\$343	\$371	52	\$7.14	350	4.33%	\$0.31
<b>Average by Respondent</b>								<b>\$825</b>		<b>Totals</b>	<b>8,084</b>	<b>100.00%</b>	
<b>Average by Year</b>	\$814	\$852	\$893	\$674	\$683	\$705	\$605	\$747		<b>Weighted Ave</b>			<b>\$6.75</b>

**Notes**

[a]  
[b]  
[c]

This survey table presents data by fiscal year and by respondent. A weighted mean average per pickup cost of \$6.75 was found. Average annual unit cost per trash receptacle over the reimbursement period. Totals were divided by the number of nonzero years. During FY 02-03, trash receptacles were installed over a 3-month period. During the installation period, the cleaning and trash pick-up service was first handled in-house and later by contract. Because the number of trash receptacles was not a fixed number during this period and the maintenance service was handled in-house and by contract, it is difficult to accurately annualize the unit cost for FY 02-03.

[d]  
[e]  
[f]

The number of units is the sum of all trash receptacles reported by respondents in each average annual cost year [above]. Survey result was inconclusive as contractor billed city for the combined costs of trash collection and bus stop cleaning. \$6,517 was incurred during four months of 2006-07. Annualized cost was \$19,551 for 13 receptacles or 1,504 per receptacle.

**Unit Cost Survey - Transit Trash Collection Reimbursement Program (Note 1)**  
**Los Angeles Regional Quality Control Board Order No. 01-182, Permit CAS004001, Part 4F5c3**

Survey Respondent

Please Send Survey Response to:

Jurisdiction : LA County unincorporated area      Jean Hurst, California State Association of Counties      [jhurst@counties.org](mailto:jhurst@counties.org)  
 and cc:      Howard Gest, City Representative      [hgest@burhenngest.com](mailto:hgest@burhenngest.com)  
 Contact Person : Wendy Bui      Leonard Kaye, County Representative      [lkaye@auditor.lacounty.gov](mailto:lkaye@auditor.lacounty.gov)  
 Phone : (626) 458-3968  
 E-Mail : [wbiui@dpw.lacounty.gov](mailto:wbiui@dpw.lacounty.gov)

Fiscal Year	[A] Ave. # Trash Receptacles	Annual Transit Trash Collection Costs (Note 2)			[B] \$ Total	[B] ÷ [A] Unit Cost
		\$ Pick-up	\$ Cleaning	\$ Repair		
2008-09	470	\$319,411	\$100,233		\$419,645	\$892.54
2007-08	429	\$426,584	\$106,312		\$532,896	\$1,241.20
2006-07	418	\$407,240	\$73,811		\$481,051	\$1,151.99
2005-06	404	\$386,988	\$66,536		\$453,524	\$1,121.89
2004-05	406	\$386,263	\$71,211		\$457,474	\$1,127.48
2003-04	386	\$370,224	\$66,346		\$436,569	\$1,131.74
2002-03	324	\$86,151	\$15,779		\$101,930	\$314.92
		\$2,382,861	\$500,227		\$2,883,088	

Notes

- (1) This reimbursement program is effective on and after July 1, 2002 and is for placing trash receptacles at all transit stops that have shelters no later than August 1, 2002, and at all transit stops no later than February 3, 2003. Recurring reimbursable costs include those specified above. Nonrecurring costs for identification of transit sites, design and construction of receptacle pads are also reimbursable. However, these costs are not repetitive and therefore are not included in this unit cost survey.
- (2) The 'total cost' and 'unit cost' columns will compute automatically. Include the costs of trash receptacle liners with pick-up costs. Please identify 'other costs' here:

**Unit Cost Survey - Transit Trash Collection Reimbursement Program (Note 1)  
Los Angeles Regional Quality Control Board Order No. 01-182, Permit CAS004001, Part 4F5c3**

Survey Respondent

Please Send Survey Response to:

Jurisdiction : City of Downey, CA  
 Contact Person : Gerald Greene  
 Phone : 562-904-7112  
 E-Mail : [ggreene@downeyca.org](mailto:ggreene@downeyca.org)

Dan Carrigg League of California Cities: [CarriggD@cacities.org](mailto:CarriggD@cacities.org)  
 and cc: Howard Gest [hgest@burhenngest.com](mailto:hgest@burhenngest.com)  
 Leonard Kaye [lkaye@auditor.lacounty.gov](mailto:lkaye@auditor.lacounty.gov)

Cost Survey

Fiscal Year	[A] Ave. # Trash Receptacles	Annual Transit Trash Collection Costs (Note 2)				[B] \$ Total	[B] ÷ [A] Unit Cost
		/// \$ Pick-up	\$ Cleaning	\$ Repair	\$ Replace		
2008-09	239	\$82,900	\$0	\$0	\$0	\$82,900	346.86192
2007-08	239	\$76,800	\$0	\$0	\$0	\$76,800	321.33891
2006-07	239	\$76,500	\$0	\$0	\$0	\$76,500	320.08368
2005-06	239	\$69,400	\$0	\$0	\$0	\$69,400	290.37657
2004-05	239	\$64,900	\$0	\$0	\$0	\$64,900	271.54812
2003-04	151	\$87,700	\$0	\$0	\$0	\$87,700	580.7947
2002-03	151	\$71,200	\$0	\$0	\$19,663	\$90,863	601.74172

Notes

- (1) This reimbursement program is effective on and after July 1, 2002 and is for placing trash receptacles at all transit stops that have shelters no later than August 1, 2002, and at all transit stops no later than February 3, 2003. Recurring reimbursable costs include those specified above. Nonrecurring costs for identification of transit sites, design and construction of receptacle pads are also reimbursable. However, these costs are not repetitive and therefore are not included in this unit cost survey.
- (2) The 'total cost' and 'unit cost' columns will compute automatically. Include the costs of trash receptacle liners with pick-up costs. Please identify 'other costs' here:

**Unit Cost Survey - Transit Trash Collection Reimbursement Program (Note 1)  
Los Angeles Regional Quality Control Board Order No. 01-182, Permit CAS004001, Part 4F5c3**

Survey Respondent

Please Send Survey Response to:

Jurisdiction: City of Carson  
 Contact Person: Patricia Elkins  
 Phone: (310) 847-3529  
 E-Mail: [pelkins@carson.ca.us](mailto:pelkins@carson.ca.us)

Dan Carrigg League of California Cities: [CarriggD@cacities.org](mailto:CarriggD@cacities.org)  
 and cc: Howard Gest [hgest@burhenngest.com](mailto:hgest@burhenngest.com)  
 Leonard Kaye [lkaye@auditor.lacounty.gov](mailto:lkaye@auditor.lacounty.gov)

Cost Survey

Fiscal Year	[A] Ave. # Trash Receptacles	Annual Transit Trash Collection Costs (Note 2)			[B] \$ Total	[B] ÷ [A] Unit Cost
		\$ Pick-up	\$ Cleaning	\$ Repair		
2008-09	198	\$61,640			\$61,640	\$311.31
2007-08	198	\$59,240			\$59,240	\$299.19
2006-07	198	\$27,240		\$113,010	\$140,250	\$708.34
2005-06	210	\$30,240			\$30,240	\$144.00
2004-05	210	\$30,240			\$30,240	\$144.00
2003-04	210	\$30,240			\$30,240	\$144.00
2002-03	210	\$30,240			\$30,240	\$144.00

Notes

- (1) This reimbursement program is effective on and after July 1, 2002 and is for placing trash receptacles at all transit stops that have shelters no later than August 1, 2002, and at all transit stops no later than February 3, 2003. Recurring reimbursable costs include those specified above. Nonrecurring costs for identification of transit sites, design and construction of receptacle pads are also reimbursable. However, these costs are not repetitive and therefore are not included in this unit cost survey.
- (2) The 'total cost' and 'unit cost' columns will compute automatically. Include the costs of trash receptacle liners with pick-up costs. Please identify 'other costs' here:

**Unit Cost Survey - Transit Trash Collection Reimbursement Program (Note 1)  
Los Angeles Regional Quality Control Board Order No. 01-182, Permit CAS004001, Part 4F5c3**

Survey Respondent

Jurisdiction: City of Bellflower  
 Contact Person: Bernardo Iniguez  
 Phone: 562-804-1424, ext. 2233  
 E-Mail: [biniguez@bellflower.org](mailto:biniguez@bellflower.org)

Please Send Survey Response to:

Dan Carrigg League of California Cities: [CarriggD@cacities.org](mailto:CarriggD@cacities.org)  
 and cc: Howard Gest [hgest@burhenngest.com](mailto:hgest@burhenngest.com)  
 Leonard Kaye [lkaye@auditor.lacounty.gov](mailto:lkaye@auditor.lacounty.gov)

Fiscal Year	[A]		Annual Transit Trash Collection Costs (Note 2)			[B]	
	Ave. # Trash Receptacles	\$ Pick-up	\$ Cleaning	\$ Repair	\$ Replace	\$ Other	\$ Total
2008-09	189	\$96,876	\$2,519				\$99,395
2007-08	189	\$96,876	\$1,794				\$98,670
2006-07	189	\$96,876	\$1,490	\$1,383			\$99,749
2005-06	189	\$96,876	\$2,187	\$1,146			\$100,209
2004-05	189	\$93,497	\$1,801				\$95,298
2003-04	189	\$89,925	\$1,901				\$91,826
2002-03	189	\$81,047	\$267			\$3,421	\$84,735
							<u>Unit Cost</u>
							525.89947
							522.06349
							527.77249
							530.20635
							504.22222
							485.85185
							448.33333

Notes

- (1) This reimbursement program is effective on and after July 1, 2002 and is for placing trash receptacles at all transit stops that have shelters no later than August 1, 2002, and at all transit stops no later than February 3, 2003. Recurring reimbursable costs include those specified above. Nonrecurring costs for identification of transit sites, design and construction of receptacle pads are also reimbursable. However, these costs are not repetitive and therefore are not included in this unit cost survey.
- (2) The 'total cost' and 'unit cost' columns will compute automatically. Include the costs of trash receptacle liners with pick-up costs. Please identify 'other costs' here:

**Unit Cost Survey - Transit Trash Collection Reimbursement Program (Note 1)  
Los Angeles Regional Quality Control Board Order No. 01-182, Permit CAS004001, Part 4F5c3**

Survey Respondent

Jurisdiction : Azusa

Contact Person : Cary Kalscheuer/Donna Abbott

Phone : 626-812-5174/626-812-5206

E-Mail : [ckalscheuer@ci.azusa.ca.us](mailto:ckalscheuer@ci.azusa.ca.us)

Azusa

Cary Kalscheuer/Donna Abbott

626-812-5174/626-812-5206

[ckalscheuer@ci.azusa.ca.us](mailto:ckalscheuer@ci.azusa.ca.us)

Please Send Survey Response to:

Dan Carrigg League of California Cities: [CarriggD@cacities.org](mailto:CarriggD@cacities.org)

and cc: Howard Gest [hgest@burhenmgest.com](mailto:hgest@burhenmgest.com)

Leonard Kaye [lkaye@auditor.lacounty.gov](mailto:lkaye@auditor.lacounty.gov)

Cost Survey

Fiscal Year	[A] Ave. # Trash Receptacles	Annual Transit Trash Collection Costs (Note 2)				[B] \$ Total	[B] ÷ [A] Unit Cost
		/// \$ Pick-up	\$ Cleaning	\$ Repair	\$ Replace		
2008-09	13	\$8,977	\$5,179	\$5,395		\$19,551	1503.9231
2007-08	13	\$8,977	\$5,179	\$5,395		\$19,551	1503.9231
2006-07	4 Mos. 13	\$2,992	\$1,726	\$1,799		\$6,517	501.30769
2005-06						\$0	#DIV/0!
2004-05						\$0	#DIV/0!
2003-04						\$0	#DIV/0!
2002-03						\$0	#DIV/0!

Notes

(1)

This reimbursement program is effective on and after July 1, 2002 and is for placing trash receptacles at all transit stops that have shelters no later than August 1, 2002, and at all transit stops no later than February 3, 2003. Recurring reimbursable costs include those specified above. Nonrecurring costs for identification of transit sites, design and construction of receptacle pads are also reimbursable. However, these costs are not repetitive and therefore are not included in this unit cost survey.

(2)

The 'total cost' and 'unit cost' columns will compute automatically. Include the costs of trash receptacle liners with pick-up costs. Please identify 'other costs' here:

**Unit Cost Survey - Transit Trash Collection Reimbursement Program (Note 1)  
Los Angeles Regional Quality Control Board Order No. 01-182, Permit CAS004001, Part 4F5c3**

Survey Respondent

Jurisdiction : City of Artesia  
Contact Person : Maria Dadian  
Phone : (562) 865-6262  
E-Mail : [mdadian@cityofartesia.us](mailto:mdadian@cityofartesia.us)

Please Send Survey Response to:

Dan Carrigg League of California Cities: [CarriggD@cacities.org](mailto:CarriggD@cacities.org)  
and cc: Howard Gest [hgest@burhenngest.com](mailto:hgest@burhenngest.com)  
Leonard Kaye [lkaye@auditor.lacounty.gov](mailto:lkaye@auditor.lacounty.gov)

<u>Cost Survey</u>	[A]	Annual Transit Trash Collection Costs (Note 2)				[B]	[B] ÷ [A]
	Ave. # Trash Receptacles	\$ Pick-up	\$ Cleaning	\$ Repair	\$ Replace	\$ Other	\$ Total
2008-09	9	\$8,352	\$0	\$0	\$0	\$3,343	\$11,695
2007-08	9	\$8,352				\$3,343	\$11,695
2006-07	9	\$8,352				\$3,091	\$11,443
2005-06	9	\$8,352				\$3,091	\$11,443
2004-05	9	\$8,352				\$3,893	\$12,245
2003-04	9	\$8,352				\$2,664	\$11,016
2002-03	9	\$8,352				\$2,264	\$10,616
						\$21,689	\$80,153

Notes

(1)

This reimbursement program is effective on and after July 1, 2002 and is for placing trash receptacles at all transit stops that have shelters no later than August 1, 2002, and at all transit stops no later than February 3, 2003. Recurring reimbursable costs include those specified above. Nonrecurring costs for identification of transit sites, design and construction of receptacle pads are also reimbursable. However, these costs are not repetitive and therefore are not included in this unit cost survey.

(2)

The 'total cost' and 'unit cost' columns will compute automatically. Include the costs of trash receptacle liners with pick-up costs. Please identify 'other costs' here: Consolidated Disposal

**Unit Cost Survey - Transit Trash Collection Reimbursement Program (Note 1)  
Los Angeles Regional Quality Control Board Order No. 01-182, Permit CAS004001, Part 4F5c3**

Survey Respondent

Jurisdiction : Covina  
 Contact Person : Vivian Castro  
 Phone : 626-384-5484  
 E-Mail : [vcastro@covinaca.gov](mailto:vcastro@covinaca.gov)

Please Send Survey Response to:

Dan Carrigg League of California Cities: [CarriggD@cacities.org](mailto:CarriggD@cacities.org)  
 and cc: Howard Gest [hgest@burhemgest.com](mailto:hgest@burhemgest.com)  
 Leonard Kaye [lkaye@auditor.lacounty.gov](mailto:lkaye@auditor.lacounty.gov)

<u>Cost Survey</u>	[A]	Annual Transit Trash Collection Costs (Note 2)			[B]	[B] ÷ [A]		
<u>Fiscal Year</u>	<u>Ave. # Trash Receptacles</u>	<u>\$ Pick-up</u>	<u>\$ Cleaning</u>	<u>\$ Repair</u>	<u>\$ Replace</u>	<u>\$ Other</u>	<u>\$ Total</u>	<u>Unit Cost</u>
2008-09	124	\$38,628	\$5,280		\$8,415		\$52,323	421.95968
2007-08	124	\$38,628	\$10,416				\$49,044	395.51613
2006-07	120	\$37,350	\$10,080				\$47,430	395.25
2005-06	124	\$38,500					\$38,500	310.48387
2004-05	124	\$38,450		\$1,032			\$39,482	318.40218
2003-04	126	\$39,075					\$39,075	310.11905
2002-03	123	\$38,150					\$38,150	310.1626

Notes

- (1) This reimbursement program is effective on and after July 1, 2002 and is for placing trash receptacles at all transit stops that have shelters no later than August 1, 2002, and at all transit stops no later than February 3, 2003. Recurring reimbursable costs include those specified above. Nonrecurring costs for identification of transit sites, design and construction of receptacle pads are also reimbursable. However, these costs are not repetitive and therefore are not included in this unit cost survey.
- (2) The 'total cost' and 'unit cost' columns will compute automatically. Include the costs of trash receptacle liners with pick-up costs. Please identify 'other costs' here:

**Unit Cost Survey - Transit Trash Collection Reimbursement Program (Note 1)  
Los Angeles Regional Quality Control Board Order No. 01-182, Permit CAS004001, Part 4F5c3**

Survey Respondent

Jurisdiction : City of Signal Hill  
 Contact Person : Josh Rosenbaum  
 Phone : (562) 989 - 7355  
 E-Mail : [jrosenbaum@cityofsignalhill.org](mailto:jrosenbaum@cityofsignalhill.org)

Please Send Survey Response to:

Dan Carrigg League of California Cities: [CarriggD@cacities.org](mailto:CarriggD@cacities.org)  
 and cc: Howard Gest [hgest@burhenngest.com](mailto:hgest@burhenngest.com)  
 Leonard Kaye [lkaye@auditor.lacounty.gov](mailto:lkaye@auditor.lacounty.gov)

<u>Cost Survey</u>	[A]		Annual Transit Trash Collection Costs (Note 2)				[B]		
	Ave. # Trash Receptacles	///	\$ Pick-up	\$ Cleaning	\$ Repair	\$ Replace	\$ Other	\$ Total	Unit Cost
2008-09	50	///	\$600	\$19,323	\$0	\$0	\$0	\$19,923	398.46
2007-08	50	///	\$600	\$18,083	\$0	\$0	\$540	\$19,223	384.46
2006-07	50	///	\$600	\$18,083	\$0	\$0	\$0	\$18,683	373.66
2005-06	50	///	\$600	\$18,083	\$0	\$0	\$0	\$18,683	373.66
2004-05	50	///	\$600	\$18,083	\$0	\$0	\$0	\$18,683	373.66
2003-04	50	///	\$600	\$16,526	\$0	\$0	\$540	\$17,666	353.32
2002-03	50	///	\$600	\$16,526	\$0	\$0	\$0	\$17,126	342.52

Notes

- (1) This reimbursement program is effective on and after July 1, 2002 and is for placing trash receptacles at all transit stops that have shelters no later than August 1, 2002, and at all transit stops no later than February 3, 2003. Recurring reimbursable costs include those specified above. Nonrecurring costs for identification of transit sites, design and construction of receptacle pads are also reimbursable. However, these costs are not repetitive and therefore are not included in this unit cost survey.
- (2) The 'total cost' and 'unit cost' columns will compute automatically. Include the costs of trash receptacle liners with pick-up costs. Please identify 'other costs' here: The Pick-Up costs include \$50 per month for trash bag liners.

Other costs include city attorney fees associated with contract review for the transit stop collection services.

# EXHIBIT 2

**County of Los Angeles  
Transit Trash Receptacle Installation Requirements  
Municipal Storm Water and Urban Runoff Discharges Test Claim  
California Regional Water Quality Control Board  
Executive Order Number 01-182, December 13, 2001  
Permit Number CAS004001, Part 4, Section F. 5. c. 3.**

**Declaration of William Yan**

William Yan makes the following declaration and statement under oath:

I, William Yan, Associate Civil Engineer, in the Programs Development Division of Los Angeles County Department of Public Works, declare that I have examined the Commission on State Mandates' Municipal Storm Water and Urban Runoff Discharges test claim decision which provides reimbursement for compliance with the State mandate (Executive Order Number 01-182, as issued on December 13, 2001, in Permit Number CAS004001, Part 4, Section F.5.c.3.) to:

“Place trash receptacles at all transit stops within its jurisdiction that have shelters no later than August 1, 2002, and at all transit stops within its jurisdiction no later than February 3, 2003. All trash receptacles shall be maintained as necessary.”

I declare that it is my information or belief that in order to comply with the placement requirements [above], the following types of transit trash receptacle installation activities are reasonably necessary:

Planning (identifying transit stops, evaluating and selecting trash receptacle and pad type, evaluation of placement of trash receptacles and pads and specification and drawing preparation); preliminary engineering work (construction contract preparation and specification review, bid advertising and award process); construction and installation of trash receptacles (including fabrication and installation of pads for receptacles and foundations and construction management). The four transit trash installation claiming categories are:

1. Identification of locations of all transit stops within the jurisdiction required to have a trash receptacle pursuant to the Permit.

2. Selection of receptacle and pad type, evaluate proper placement of receptacles and prepare specifications and/or drawings.
3. Contract preparation, specification review process, bid, advertising, and review and award of bid.
4. Purchase of receptacles and/or construct receptacles and install receptacles.

I declare that it is my information or belief that to prevent frequent loss of trash receptacles in many types of locations, the receptacle must be bolted down and, in order to be bolted down, unimproved bus stops must be constructed with a concrete pad.

I declare that it is my information or belief that proper selection of receptacle and pad types, evaluation of appropriate placement of receptacles and preparation of engineering specifications and/or drawings are necessary for installation of trash receptacles.

I declare that it is my information or belief that securing transit trash receptacles reduces vandalism, theft, and accidental losses and the costs of replacing the missing or damaged receptacles.

I declare that it is my information or belief that securing transit trash receptacles would reduce the time the receptacle would be out of service and not available to collect trash.

I declare that it is my information or belief that the concrete pads would provide adequate bolting surface for large-capacity transit trash receptacles which require less collection frequency.

I declare that it is my information or belief that the transit trash receptacles made of wrought iron would be more durable against vandalism and damage, thereby reducing replacement cost.

I declare that it is my information or belief that the dome covers and the solid trash receptacle liners prevent rain water from going into the receptacles, thereby causing trash to spill out and flow into the storm drains.

I declare that it is my information or belief that the use of dome covers and the solid trash receptacle liners meets the intent of the California Regional Water Quality Control Board's mandate (Executive Order Number 01-182, as issued on December 13, 2001, in Permit Number CAS004001, Part 4, Section F.5.c.3.) by preventing pollutants from entering the storm drains.

I declare that it is my information or belief that, for all of the above reasons, transit trash receptacle installation activities as specified herein are reasonably necessary to comply with the California Regional Water Quality Control Board's mandate (Executive Order Number 01-182, as issued on December 13, 2001, in Permit Number CAS004001, Part 4, Section F.5.c.3.) and, accordingly, are reimbursable.

I am personally conversant with the foregoing facts and, if so required, I could and would testify to the statements made herein.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct of my own knowledge, except as to the matters which are therein stated as information or belief, and as to those matters I believe them to be true.

4/20/10 ALHAMBRA, CA.

Date and Place

  
Signature

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**PROOF OF SERVICE**

I am employed in Los Angeles County. I am over the age of 18 and not a party to this action. My business address is 624 S. Grand Avenue, 22<sup>nd</sup> Floor, Los Angeles, California 90017.

On June 1, 2010 I served the foregoing document, described as

Narrative in Support of and Revised Parameters and Guidelines submitted by Cities of Artesia, Azusa, Bellflower, Beverly Hills, Carson, Commerce, Covina, Downey, Monterey Park, Norwalk, Rancho Palos Verdes and Signal Hill

- the original of the document
- true copies of the document

in separate sealed envelopes addressed as follows:

See Attached Service List

**BY U.S. MAIL:** I sealed and placed such envelope for collection and mailing to be deposited on the same day at Los Angeles, California. The envelopes were mailed with postage thereon fully prepaid. I am readily familiar with Burhenn & Gest LLP's practice of collection and processing corresponding for mailing. Under this practice, documents are deposited with the U.S. Postal Service on the same day that is stated in the proof of service, with postage fully prepaid at Los Angeles, California in the ordinary course of business.

**BY FEDERAL EXPRESS:** I am familiar with the firm's practice of collecting and processing correspondence for delivery via Federal Express. Under that practice, it would be picked up by Federal Express on that same day at Los Angeles, California and delivered to the parties as listed on this Proof of Service the following business morning.

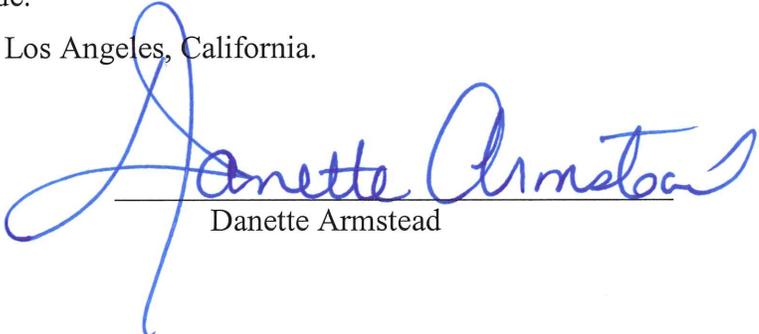
**BY FACSIMILE:** I caused the above referenced document to be transmitted via facsimile to the parties as listed on this Proof of Service.

**BY PERSONAL SERVICE:** I personally delivered such envelope by hand to the office of the addressee(s).

**STATE:** I declare under penalty of perjury under the laws of the state of California that the above is true and correct.

**FEDERAL:** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on June 1, 2010 at Los Angeles, California.

  
\_\_\_\_\_  
Danette Armstead

## Commission on State Mandates

Original List Date: Mailing Information: Draft Staff Analysis  
Last Updated: 3/22/2010  
List Print Date: 05/17/2010 **Mailing List**  
Claim Number: 03-TC-04, 19, 20, 21  
Issue: Municipal Stormwater and Runoff Discharges

### Related Matter(s)

03-TC-04	Transit Trash Receptacles
03-TC-19	Inspection of Industrial/Commercial Facilities
03-TC-20	Waste Discharge Requirements
03-TC-21	Stormwater Pollution Control Requirements

### TO ALL PARTIES AND INTERESTED PARTIES:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.2.)

---

Ms. Jill Kanemasu

State Controller's Office (B-08)  
Division of Accounting and Reporting  
3301 C Street, Suite 500  
Sacramento, CA 95816

Tel: (916)445-8757

Fax:

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Ms. Lisa Bond

Richards, Watson & Gershon, LLP  
355 South Grand Avenue, 40th Floor  
Los Angeles, CA 90071

Tel: (213) 626-8484

Fax: (213) 626-0078

---

Mr. Michael Lauffer

State Water Resources Control Board  
1001 I Street, 22nd Floor  
Sacramento, CA 95814-2828

Tel: (916) 341-5183

Fax: (916) 641-5199

---

Ms. Angie Teng

State Controller's Office (B-08)  
Division of Accounting and Reporting  
3301 C Street, Suite 500  
Sacramento, CA 95816

Tel: (916) 323-6527

Fax:

---

Ms. Courtney Covington

Downey Brand Attorneys LLP  
621 Capitol Mall, 18th Floor  
Sacramento, CA 95814

Tel:

Fax:

Ms. Tracy Egoscue Los Angeles Regional Water Quality Control Board 320 West 4th Street, Suite 200 Los Angeles, CA 90013-2343	Tel: (213) 576-6600 Fax: (213) 576-6840
Mr. Leonard Kaye Los Angeles County Auditor-Controller's Office 500 W. Temple Street, Room 603 Los Angeles, CA 90012	Tel: (213) 974-9791 Fax: (213) 617-8106
Mr. Jeff Carosone Department of Finance (A-15) 915 L Street, 8th Floor Sacramento, CA 95814	Tel: (916) 445-8913 Fax:
Mr. Sergio Ramirez City of Foster City/Estero Municipal Improvement District 100 Lincoln Centre Drive Foster City, CA 94404	Tel: (650) 286-3544 Fax:
Mr. Jim Spano State Controller's Office (B-08) Division of Audits 300 Capitol Mall, Suite 518 Sacramento, CA 95814	Tel: (916) 323-5849 Fax: (916) 327-0832
Ms. Candice K. Lee Richards, Watson & Gershon, LLP 355 South Grand Avenue, 40th Floor Los Angeles, CA 90071	Tel: (213) 626-8484 Fax: (213) 626-0078
Ms. Susan Geanacou Department of Finance (A-15) 915 L Street, Suite 1280 Sacramento, CA 95814	Tel: (916) 445-3274 Fax: (916) 449-5252
<del>Mr. Howard Gest David W. Burhenn &amp; Gest, LLP 624 S. Grand Ave., Suite 2200 Los Angeles, California 90017</del>	<del>Claimant Tel: (213) 688-7715 Fax: (213) 688-7716</del>
Ms. Emmerline Foote City of Inglewood One Manchester Blvd., Suite 860 Inglewood, CA 90301	Tel: (310) 412-5111 Fax:
Mr. Clark Moseley City of El Monte 11333 Valley Boulevard El Monte, CA 91731-3293	Tel: (626) 580-2001 Fax: 626-580-2274
Ms. Dorothy Rice State Water Resources Control Board P.O. Box 2815 Sacramento, CA 95812-2815	Tel: (916) 341-5615 Fax: (916) 341-5621

Mr. Richard Montevideo Rutan & Tucker, LLP P.O. Box 1950 Costa Mesa, CA 92626-1950	Tel: (714) 662-4642 Fax:
Mr. David Wellhouse David Wellhouse & Associates, Inc. 9175 Kiefer Blvd, Suite 121 Sacramento, CA 95826	Tel: (916) 368-9244 Fax: (916) 368-5723
Mr. Allan Burdick MAXIMUS 3130 Kilgore Road, Suite 400 Rancho Cordova, CA 95670	<b>Claimant Representative</b> Tel: (916) 471-5538 Fax: (916) 366-4838
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