

RESOLUTION NO. 24-032

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS EXTENDING THE TERM OF BOARD OF SUPERVISORS AGREEMENT NUMBER 10-138, TRANSFER STATION OPERATIONS AGREEMENT AND LEASE BETWEEN THE COUNTY OF MENDOCINO AND SOLID WASTES OF WILLITS, INC., AS AMENDMENT NUMBER 7 TO THE AGREEMENT, FROM DECEMBER 31, 2024, TO DECEMBER 31, 2029 (ALBION, BOONVILLE, GUALALA, LAYTONVILLE, AND POTTER VALLEY AREAS)

WHEREAS, County of Mendocino (COUNTY) and Solid Wastes of Willits, Inc., entered into Board of Supervisors (BOS) Agreement Number (No.) 10-138, Transfer Station Operations Agreement and Lease, on August 17, 2010, for the lease and operation of five County-owned transfer stations: Albion, Boonville, Laytonville, Potter Valley, and South Coast.

WHEREAS, on December 19, 2023, BOS Agreement No. 10-138 was assigned to and assumed by Redwood Waste Solutions, Inc. (CONTRACTOR), through BOS Agreement No. 23-214; and

WHEREAS, BOS Agreement No. 10-138 is set to expire on December 31, 2024; and

WHEREAS, BOS Agreement No. 10-138 provides that COUNTY shall, at COUNTY's sole discretion, have the option to extend the Agreement on one or more occasions provided that the combined extension periods do not extend beyond December 31, 2029; and

WHEREAS, it is in the public interest to extend the term of the Agreement to ensure the future operation of the five transfer stations; and

WHEREAS, it is the desire of COUNTY to extend the termination date set out in BOS Agreement No. 10-138, from December 31, 2024, to December 31, 2029; and

WHEREAS, BOS Agreement No. 10-138 requires COUNTY to provide written notice of the extension(s) to CONTRACTOR 180 calendar days prior to the expiration of the Agreement; and

WHEREAS, written notice was provided to CONTRACTOR as required on January 23, 2024.

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NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors exercises the County's option to extend the term of BOS Agreement No. 10-138 until December 31, 2029.

The foregoing Resolution introduced by Supervisor Williams, seconded by Supervisor Haschak, and carried this 27th day of February, 2024, by the following vote:

AYES: Supervisors McGourty, Mulheren, Haschak, Gjerde and Williams
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: DARCIE ANTLE
Clerk of the Board

MAUREEN MULHEREN, Chair
Mendocino County Board of Supervisors

Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
JAMES R. ROSS
Interim County Counsel

BY: DARCIE ANTLE
Clerk of the Board

Deputy