

**RESOLUTION NO. 24-157**

**RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AMENDMENT NUMBER 2 TO BOARD OF SUPERVISORS AGREEMENT NUMBER 22-306 / DEPARTMENT OF TRANSPORTATION AGREEMENT NO. 220039, AMENDED AND RESTATED FRANCHISE AGREEMENT FOR SOLID WASTE FRANCHISE AREA ONE (WILLITS, WESTPORT, LAYTONVILLE, COVELO AND LEGGETT AREAS)**

WHEREAS, Board of Supervisors (BOS) Agreement Number (No.) 22-306 / Department of Transportation (DOT) Agreement No. 220039, Amended and Restated Franchise Agreement between County of Mendocino and Solid Waste of Willits, Inc., for Solid Waste Franchise Area One, was entered into on December 13, 2022; and

WHEREAS, on December 19, 2023, the BOS approved BOS Agreement No. 23-214 / DOT Agreement No. 230040, Assignment and Assumption Agreement Among Solid Wastes of Willits, Inc., Redwood Waste Solutions, Inc., and County of Mendocino, which assigned the Franchise Agreement for Solid Waste Franchise Area No. 1 to Redwood Waste Solutions, Inc. (RWS); and

WHEREAS, RWS also performs solid waste collection services in Franchise Areas No. 2, 3 and 4; and

WHEREAS, currently, the holidays defined in each Franchise Agreement are not consistent, which creates inequity among employees being allowed holidays off; and

WHEREAS, RWS has requested the holidays in Franchise Area No. 1 be amended to be New Year's Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving, and Christmas Day, to allow their staff to have the holidays off; and

WHEREAS, the change to the holiday schedule will not result in a decrease of service, but rather a delay of one day in collection on those defined holidays and DOT staff believes that to be reasonable; and

WHEREAS, Amendment No. 2 to BOS Agreement No. 22-306 / DOT Agreement No. 220039 amends the definition of "Holidays" to read "New Year's Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving, and Christmas Day".

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors hereby:

1. Approves Amendment No. 2 to BOS Agreement No. 22-306 / DOT Agreement No. 220039; and

//

//

//

//

//

//

2. Authorizes and directs the Chair of the Board of Supervisors to execute said Amendment on behalf of Mendocino County.

The foregoing Resolution introduced by Supervisor Haschak, seconded by Supervisor Williams, and carried this 5<sup>th</sup> day of November, 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:*  
CHARLOTTE E. SCOTT  
County Counsel

BY: DARCIE ANTLE  
Clerk of the Board

\_\_\_\_\_  
Deputy