

RESOLUTION NO. 25-066

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AMENDMENT 11 TO BOARD OF SUPERVISORS AGREEMENT NUMBER 11-008, CASPAR TRANSFER STATION OPERATIONS AGREEMENT AND LEASE (CASPAR AREA)

WHEREAS, Board of Supervisors (BOS) Agreement No. 11-008, Caspar Transfer Station Operations Agreement and Lease between County of Mendocino and Solid Wastes of Willits, Inc., was entered into January 25, 2011; and

WHEREAS, BOS Agreement No. 11-008 was subsequently amended by Amendment 1 (BOS Agreement No. 11-008-A1) on November 15, 2011, Amendment 2 (BOS Agreement No. 11-008-A2) on January 24, 2012, Amendment 3 (BOS Agreement No. 11-008-A3) on January 22, 2013, Amendment 4a (BOS Agreement No. 11-008-A4) on May 17, 2016, Amendment 4b (BOS Agreement No. 11-008-A4) on July 18, 2017, Amendment 6 (BOS Agreement No. 11-008-A6) on September 25, 2018, Amendment 7 (BOS Agreement No. 11-008-A7) on May 21, 2019, Amendment 8 (Resolution No. 21-062) on May 4, 2021, Amendment 9 (BOS Agreement No. 23-214 / DOT Agreement No. 230040) on December 19, 2023, and Amendment 10 (Resolution No. 25-018) on January 7, 2025; and

WHEREAS, the Ninth Amendment, 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, entered into on December 19, 2023, assigned BOS Agreement No. 11-008 to Redwood Waste Solutions, Inc. (RWS); and

WHEREAS, RWS performs solid waste collection services in Franchise Areas No. 1, 2, 3, and 4 and operates all solid waste transfer stations located within the County; and

WHEREAS, currently, the expiration dates of the agreements for the solid waste collection services and transfer station operation do not align; and

WHEREAS, it is the desire of the County to extend the expiration dates of all the agreements to align with the furthest date of June 30, 2032, to allow for a streamlined bidding process and likely provide for more competitive bids in the future; and

WHEREAS, RWS is willing to continue providing all services under the agreements until that time; and

WHEREAS, Section 4 of BOS Agreement No. 11-007, Joint Powers Agreement Between the County of Mendocino and City of Fort Bragg for Caspar Landfill and Solid Waste Transfer Station, specifies that any amendments to the Operations Agreement (BOS Agreement No. 11-008) that pertain to the Caspar Transfer Station require prior written consent of the City of Fort Bragg; and

WHEREAS, as required, on January 27, 2025, the Fort Bragg City Council passed Resolution No. 4889-2025, which recommended and concurred that the County extend the term of the BOS Agreement No. 11-008 until June 30, 2032; and

WHEREAS, the Amendment 11 to BOS Agreement No. 11-008 extends the expiration date of the Agreement from December 31, 2029, to June 30, 2032.

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

1. Approves Amendment 11 to BOS Agreement No. 11-008; 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 Williams, seconded by Supervisor Cline, and carried this 8th day of April, 2025, by the following vote:

AYES: Supervisors Cline, Mulheren, Haschak, Norvell, and Williams
NOES: None
ABSENT: None

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

ATTEST: DARCIE ANTLE
Clerk of the Board

JOHN HASCHAK, 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