

RESOLUTION NO. 25-062

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AMENDMENT NUMBER 3 TO BOARD OF SUPERVISORS AGREEMENT NUMBER 22-306 / DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 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 Wastes of Willits, Inc., for Solid Waste Franchise Area One, was entered into on December 13, 2022; and

WHEREAS, BOS Agreement No. 22-306 / DOT Agreement No. 22039 was subsequently amended by Amendment 1 (BOS Agreement No. 23-214 / DOT Agreement No. 230040) on December 19, 2023, and Amendment 2 (BOS Agreement No. 22-306-A2) on November 5, 2024; and

WHEREAS, the First 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 the Franchise Agreement for Solid Waste Franchise Area No. 1 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, Amendment No. 3 to BOS Agreement No. 22-306 / DOT Agreement No. 220039 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 No. 3 to BOS Agreement No. 22-306 / DOT Agreement No. 220039; and

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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



Deputy

APPROVED AS TO FORM:
CHARLOTTE E. SCOTT
County Counsel





JOHN HASCHAK, Chair
Mendocino County Board of Supervisors

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

BY: DARCIE ANTLE
Clerk of the Board



Deputy