

## RESOLUTION NO. 19-390

### **RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AN INCREASE OF THE MENDOCINO SOLID WASTE MANAGEMENT AUTHORITY SURCHARGE FEE FROM \$5.00 PER TON TO \$6.50 PER TON AND AUTHORIZING THE CHIEF EXECUTIVE OFFICER OR HIS OR HER DESIGNEE, TO REVIEW AND APPROVE ANY REQUESTS FOR PASS-THROUGH RATE ADJUSTMENTS THAT MAY RESULT FROM THE SURCHARGE FEE INCREASE PURSUANT TO THE TERMS OF THE RELEVANT SOLID WASTE FRANCHISE AGREEMENT (COUNTY-WIDE)**

WHEREAS, The Mendocino Solid Waste Management Authority (MSWMA) is a joint powers agency (JPA) organized in 1990 by the County of Mendocino, City of Ukiah, City of Fort Bragg and the City of Willits; and

WHEREAS, MSWMA works with local haulers to ensure trash, recycling, and composting services are being provided to the public according to State and Federal law while also being cost-effective and convenient; and

WHEREAS, the citizens of Mendocino County depend on MSWMA for many household hazardous waste disposal services as well as illegal dump cleanup services which protect health and safety in our communities; and

WHEREAS, MSWMA is funded approximately 50% by grants that are subject to fluctuations and 50% by a surcharge fee - tipping fee on solid waste tonnage delivered to destination landfills; and

WHEREAS, the MSWMA budget lacks the necessary revenues at the current \$5.00 per ton surcharge fee to provide its services and additional revenues are required to balance the budget; and

WHEREAS, in accordance with Section 9(e) of the Amended and Restated Joint Powers Agreement creating MSWMA, it is appropriate and necessary that the Board of Supervisors now join with all other member agencies in authorizing a \$1.50 per ton increase to a total \$6.50 per ton surcharge fee; and

WHEREAS, the Board of Supervisors acknowledges that the increase in the surcharge fee will generally increase solid waste disposal rates of member agency customers by an estimated 2% to 4%, depending on service location, as solid waste franchise agreements generally allow for such fees to be passed through to consumers.

NOW, THEREFORE, BE IT RESOLVED by the Mendocino County Board of Supervisors as follows:

1. The Board of Supervisors hereby approves an increase in the MSWMA JPA surcharge fee by \$1.50 per ton to \$6.50 per ton; and
2. Authorizes the Mendocino County Chief Executive Officer, or Director of Transportation if designated by the Chief Executive Officer, to review and approve any requests for pass-through rate adjustments that may result from the surcharge fee increase pursuant to the terms of the relevant solid waste franchise agreement.



The foregoing Resolution introduced by Supervisor McCowen, seconded by Supervisor Williams, and carried this 19<sup>th</sup> day of November, 2019, by the following vote:

AYES: Supervisors Brown, McCowen, Haschak, Gjerde and Williams  
NOES: None  
ABSENT: None

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

ATTEST: CARMEL J. ANGELO  
Clerk of the Board

Karla VanHagen  
Deputy

APPROVED AS TO FORM:  
CHRISTIAN M. CURTIS  
Acting County Counsel

Christian M. Curtis

Carre Brown  
CARRE BROWN, 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: CARMEL J. ANGELO  
Clerk of the Board

Karla VanHagen  
Deputy