

RESOLUTION NO. 21-062

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS EXTENDING THE TERM OF BOARD OF SUPERVISORS AGREEMENT NUMBER 11-008, CASPAR TRANSFER STATION OPERATIONS AGREEMENT AND LEASE BETWEEN THE COUNTY OF MENDOCINO AND SOLID WASTES OF WILLITS, INC., AS AMENDMENT NUMBER 8 TO THE AGREEMENT, FROM JUNE 30, 2021 TO JUNE 30, 2025 (CASPAR AREA)

WHEREAS, County of Mendocino (COUNTY) and Solid Wastes of Willits, Inc. (CONTRACTOR) entered into Board of Supervisors (BOS) Agreement Number (No.) 11-008, Caspar Transfer Station Operations Agreement and Lease, on January 25, 2011, with an expiration date of June 30, 2017, later amended to be June 30, 2021; and

WHEREAS, BOS Agreement No. 11-008 provides that COUNTY shall, at COUNTY's discretion acting with concurrence of City of Fort Bragg, 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 Caspar Transfer Station; and

WHEREAS, it is the desire of COUNTY to extend the termination date set out in BOS Agreement No. 11-008, as later amended, from June 30, 2021 to June 30, 2025; and

WHEREAS, on March 8, 2021, the Fort Bragg City Council passed Resolution No. 4364-2020, which recommended and concurred that COUNTY exercise the option to extend the term of the Caspar Transfer Station Operations Agreement and Lease with Solid Wastes of Willits, Inc. until June 30, 2025.

WHEREAS, BOS Agreement No. 11-008 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 December 10, 2020.

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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 the Agreement until June 30, 2025.

The foregoing Resolution introduced by Supervisor McGourty, seconded by Supervisor Haschak, and carried this 4th day of May, 2021, 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: CARMEL J. ANGELO
Clerk of the Board



Deputy

APPROVED AS TO FORM:
CHRISTIAN M. CURTIS
County Counsel





DAN GJERDE, 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



Deputy