



Mendocino County

Legislation Details (With Text)

File #: 19-0904 **Version:** 1 **Name:**
Type: Agreement **Status:** Agenda Ready
File created: 9/25/2019 **In control:** Transportation
On agenda: 11/19/2019 **Final action:**
Title: Discussion and Possible Action Including Approval of an Amended and Restated Joint Powers Agreement for the Mendocino Solid Waste Management Authority (County-Wide)
(Sponsor: Transportation)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Agreement 19-260, 2. Amended and Restated MSWMA JPA, 3. BOS 90-310 - MSWMA JPA, 4. Ukiah MSWMA JPA and Added Surcharge Staff Reports

Date	Ver.	Action By	Action	Result
11/19/2019	1	Board of Supervisors		

To: Board of Supervisors

From: Transportation

Meeting Date: November 19, 2019

Department Contact: Howard Dashiell

Phone: 463-4363

Item Type: Regular Agenda

Time Allocated for Item: 10 Min.

Agenda Title:

Discussion and Possible Action Including Approval of an Amended and Restated Joint Powers Agreement for the Mendocino Solid Waste Management Authority (County-Wide)
(Sponsor: Transportation)

Recommended Action/Motion:

Approve the amended and restated Joint Powers Agreement for the Mendocino Solid Waste Management Authority (County-Wide); and authorize Chair to sign same.

Previous Board/Board Committee Actions:

The original Mendocino Solid Waste Management Authority (MSWMA) Joint Powers Agreement (JPA) was approved in October of 1990.

Summary of Request:

The original JPA was executed in October of 1990. City staff has assisted MSWMA in preparing revisions to the agreement so that the operation and actions of the agency reflect the JPA more closely. The Proposed JPA is attached, as is the original JPA.

The most significant change to the JPA is with regards to approval of the MSWMA budget. The amended JPA proposes that a MSWMA budget with no member agency contributions needs only a 3/5 vote of the MSWMA

five (5) member commission (the "Commission"); two of which are County Supervisors. However, an MSWMA budget with member agency contributions requires a 4/5 vote of the MSWMA Commission. If member agency contributions are included in the MSWMA budget, the total contribution of the member agencies is not to exceed \$100,000. The total contribution from the member agencies will be divided among the agencies based on the ratio of the population of each member agency compared to the total population of the member agencies. If the MSWMA Commission were to determine that MSWMA budget obligations require a total contribution greater than \$100,000, the JPA provides that each member agency would need to approve such contribution.

Alternative Action/Motion:

Provide direction to staff.

Supervisorial District: All

vote requirement: Majority

Supplemental Information Available Online At: N/A

Fiscal Details:

source of funding: General Fund

current f/y cost: \$0.00

annual recurring cost: \$75,000 (estimated)

budgeted in current f/y: No

if no, please describe:

revenue agreement: N/A

budget clarification: This action could allow a future scenario where a 4/5 vote of the MSWMA Commission might require a contribution of up to approximately \$75,000 from the County without action by the Board (estimate based on population estimates of the 3 member cities and the entire County).
Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Executive Office

CEO Review: Yes

CEO Comments:

FOR COB USE ONLY

Executed By: Lindsey Dunham, Deputy Clerk I

Date: November 21, 2019

Final Status:**Approved**

Executed Item Number: **Interim Agreement**
Number: *19-260

Note to Department Number of Original Agreements
Returned to Dept: 7 Original Agreement Delivered to Auditor?
No

