



Mendocino County

Legislation Details (With Text)

File #: 18-2153 **Version:** 1 **Name:**
Type: Agreement **Status:** Approved
File created: 9/17/2018 **In control:** Solid Waste
On agenda: 9/25/2018 **Final action:**
Title: Discussion and Possible Action Including Approval of Fifth Amendment to Agreement 10-138 with Solid Waste of Willits for The Five Transfer Stations Operation Agreement and Lease, to Incorporate a Revised Rate Adjustment Mechanism effective September 25, 2018
(Sponsor: Solid Waste)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Agreement 10-138-A5, 2. Mapped Location of 5 transfer stations, 3. 5 Station Agreement Changes in Strikethrough, 4. Original Agreement BOS 10-138

Date	Ver.	Action By	Action	Result
9/25/2018	1	Board of Supervisors		

To: Board of Supervisors

From: Solid Waste

Meeting Date: September 25, 2018

Department Contact: Robert Carlson

Phone: 234-5748

Department Contact: **Phone:**

Item Type: Regular Agenda

Time Allocated for Item: 10 Min

Agenda Title:

Discussion and Possible Action Including Approval of Fifth Amendment to Agreement 10-138 with Solid Waste of Willits for The Five Transfer Stations Operation Agreement and Lease, to Incorporate a Revised Rate Adjustment Mechanism effective September 25, 2018
(Sponsor: Solid Waste)

Recommended Action/Motion:

Approve the Fifth Amendment to Agreement 10-138 with Solid Waste of Willits for the Five Transfer Stations Operation Agreement and Lease, to incorporate a revised rate adjustment mechanism effective September 25, 2018; and authorize Chair to sign same.

Previous Board/Board Committee Actions:

On August 17, 2010, the County entered into Agreement 10-138 with Solid Waste of Willits for the operation of five County-owned transfer stations. The original Agreement has subsequently been amended four times: BOS Agreement Numbers 10-138 A1, 10-138 A2, 10-138 A3, 10-138 A4.

Summary of Request:

Hauling and handling services for garbage, recycling, and composting in the unincorporated areas of Mendocino County are provided by private companies under contract with the County. The six transfer stations are governed by two separate contracts; one covers the Caspar transfer station and the other covers the other five transfer stations. There are other facilities in the County that are privately owned and operated under contract with the Cities. For hauling services, the County is divided into four areas (called franchise areas). Three of these franchise areas are serviced by Solid Waste of Willits, Inc. and the fourth is serviced by Waste Management.

To determine rates for curbside service and for self-haul drop-off, the value of recyclable material is subtracted from the costs associated to provide those services. This allows the public to benefit financially from the sale of recyclables that they sort out of their garbage. There has been a change in the global recyclable commodity market brought on by changes in China's import policies that has resulted in the drastic reduction in recyclable commodity value. The value of some recyclable materials has been impacted so drastically that facilities need to pay to have it removed rather than being able to sell it. This new paradigm in recyclable material values has created a situation where previous methods of calculating rates are no longer adequate.

This new global market is likely to remain in its current state for many years and the existing rate adjustment formula is unable to adequately accommodate it. The new rate adjustment mechanism will allow the waste hauler to continue diverting recycling materials collected within the County and provides a more simplified process for determining rate adjustment amounts.

Staff recommends adjustments to the Solid Waste Refuse Collection Franchise Areas Agreements 1, 3, and 4; the Five Transfer Stations Operation Agreement and Lease; and the Caspar Transfer Station Operation Agreement and Lease to replace the existing rate adjustment mechanism which relies on a recycling value formula to one that utilizes a recycling value grid. Additionally, the Recycling Composite Market Value used to determine rate changes is updated to reflect the Composite Market Value as of December 31, 2014.

Alternative Action/Motion:

Decline to approve the Fifth Amendment, or provide direction to staff.

Supplemental Information Available Online at: <https://www.calrecycle.ca.gov/markets/nationalsword>

Fiscal Impact:

Source of Funding: N/A

Current F/Y Cost: N/A

Budgeted in Current F/Y: N/A

Annual Recurring Cost: N/A

Supervisory District: All

Vote Requirement: Majority

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Steve Dunningcliff, Deputy CEO

CEO Review: Yes

CEO Comments:



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Executed By: Meribeth Dermond

Final Status: Approved

Date: **SEPTEMBER 26, 2018**

Executed Item Number: Agreement Item Number: 10-139-A5

Note to Department Number of
Original Agreements Returned to
Dept: Two Original Agreement
Delivered to Auditor? Yes