

RESOLUTION NO. 26-

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AMENDMENT 12 TO BOARD OF SUPERVISORS AGREEMENT NUMBER 11-008, CASPAR TRANSFER STATION OPERATIONS AGREEMENT AND LEASE (CASPAR AREA)

WHEREAS, Board of Supervisors (BOS) Agreement No. 11-008, Caspar Transfer Station Operations Agreement and Lease between County of Mendocino and Solid Wastes of Willits, Inc., was entered into January 25, 2011; and

WHEREAS, BOS Agreement No. 11-008 was subsequently amended by Amendment 1 (BOS Agreement No. 11-008-A1) on November 15, 2011, Amendment 2 (BOS Agreement No. 11-008-A2) on January 24, 2012, Amendment 3 (BOS Agreement No. 11-008-A3) on January 22, 2013, Amendment 4a (BOS Agreement No. 11-008-A4) on May 17, 2016, Amendment 4b (BOS Agreement No. 11-008-A4) on July 18, 2017, Amendment 6 (BOS Agreement No. 11-008-A6) on September 25, 2018, Amendment 7 (BOS Agreement No. 11-008-A7) on May 21, 2019, Amendment 8 (Resolution No. 21-062) on May 4, 2021, Amendment 9 (BOS Agreement No. 23-214 / DOT Agreement No. 230040) on December 19, 2023, Amendment 10 (Resolution No. 25-018) on January 7, 2025, and Amendment 11 (BOS Agreement No. 11-008-A8) on April 8, 2025; and

WHEREAS, the Ninth 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 BOS Agreement No. 11-008 to Redwood Waste Solutions, Inc. (RWS); and

WHEREAS, treated wood waste has historically been accepted and managed at Caspar Transfer Station as municipal solid waste; and

WHEREAS, recent changes in California law governing the handling, transportation, and disposal of treated wood waste have created a need to establish a separate disposal rate for such material; and

WHEREAS, RWS has submitted a proposed rate calculation and supporting documentation for the disposal of treated wood waste; and

WHEREAS, County staff has reviewed the proposed rate calculation and supporting documentation and determined that the proposed rate is reasonable, cost-based, and aligned with current industry standards as well as disposal rates observed across the region; and

WHEREAS, Section 4 of BOS Agreement No. 11-007, Joint Powers Agreement Between the County of Mendocino and City of Fort Bragg for Caspar Landfill and Solid Waste Transfer Station, specifies that any amendments to the Operations Agreement (BOS Agreement No. 11-008) that pertain to the Caspar Transfer Station require prior written consent of the City of Fort Bragg; and

WHEREAS, as required, on June 22, 2026, the Fort Bragg City Council passed Resolution No. 5038-2026, which approved and recommended that the County execute an amendment to BOS Agreement No. 11-008 amending the rate schedule to establish a disposal rate for treated wood waste; and

WHEREAS, Amendment 12 to BOS Agreement No. 11-008 amends the rate schedule for the Caspar Transfer Station to include a disposal rate for treated wood waste.

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NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors hereby:

1. Approves Amendment 12 to BOS Agreement No. 11-008, Caspar Transfer Station Operations Agreement and Lease; and
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 _____, seconded by Supervisor _____, and carried this _____ day of _____, 2026, by the following vote:

AYES:
NOES:
ABSENT:

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

ATTEST: SARA PIERCE
Interim Clerk of the Board

BERNIE NORVELL, Chair
Mendocino County Board of Supervisors

Deputy

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

APPROVED AS TO FORM:
KATHARINE L. ELLIOTT
Interim County Counsel

BY: SARA PIERCE
Interim Clerk of the Board

Deputy