



**NAPA-VALLEJO WASTE
MANAGEMENT AUTHORITY**

Agenda Date: 9/2/2010

Agenda Placement: 6B

Napa-Vallejo Waste Management Authority Board Agenda Letter

TO: Board of Directors
FROM: Richard Luthy - Executive Director
Napa-Vallejo Waste Management Authority
REPORT BY: Richard Luthy, Executive Director - 707-299-1314
SUBJECT: Landfill Loop Trail and Lot Line Adjustment

RECOMMENDATION

DISCUSSION AND POSSIBLE ACTION: American Canyon Landfill Loop Trail: Retroactively authorize and ratify the signature authority of the Authority Manager for documents previously signed to implement Authority Agreements 10-04 and 10-05, and authorize the Executive Director to sign any additional documents that are necessary and proper to effect these Agreements.

EXECUTIVE SUMMARY

At the November 5, 2009 Regular Meeting of the Authority, the Board authorized the Chair to sign Authority Agreements 10-04, establishing a Public Access Trail Corridor, and 10-05, a Right of Entry and Construction Agreement for the Loop Trail. Agreement 10-04 was signed by the Board Chair, however, Agreement 10-05 was signed by the Authority Manager. A number of additional documents needed to implement these Agreements were also signed by the Authority Manager, and there are some remaining documents that will need to be signed on behalf of the Authority to complete the Agreement. This action item would retroactively authorize and ratify the signature authority of the Authority Manager for documents already signed, and authorize the Executive Director to sign any additional documents that may be required to complete these Agreements.

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

At the November 5, 2009 Special Meeting of the Authority, the Board authorized the Chair to sign Authority Agreements 10-04, establishing a Public Access Trail Corridor, and 10-05, a Right of Entry and Construction Agreement for the Loop Trail. Agreement 10-04 was signed by the Board Chair, however, Agreement 10-05 was signed by the Authority Manager. A number of additional documents required to implement these agreements were also signed by the Authority Manager, and there are some remaining documents that will need to be signed on behalf of the Authority to complete the Agreement. This action item would retroactively authorize and ratify the signature authority of the Authority Manager for documents already signed, and authorize the Executive Director to sign any additional documents that may be required to complete these Agreements.

In addition to correcting a technical oversight, this authorization is required in order to verify to the First American Title Company Title Officer that the documents related to the lot line adjustment have been properly executed.

Future action items will be reviewed to make certain staff has the necessary authority to handle ministerial actions required to implement the Board's policy decisions.

SUPPORTING DOCUMENTS

- A . Nov 8, 2009 Agenda Item
- B . Authority Agreement 10-05
- C . Right of Entry and Construction Agreement

Manager: Approve
Reviewed By: Martha Burdick