



Agenda Date: 10/19/2020

Agenda Placement: 6B

Upper Valley Waste Management Agency Board Agenda Letter

TO: Board of Directors

FROM: Steven Lederer - Manager
Upper Valley Waste Management Agency

REPORT BY: Steven Lederer, Director, Public Works - 259-8228

SUBJECT: Public Hearing: Restatement and Amendment to CFL Franchise Agreement

RECOMMENDATION

PUBLIC HEARING: RESTATEMENT AND AMENDMENT TO Clover Flat Landfill (CFL or CFLF) FRANCHISE AGREEMENT

DISCUSSION AND POSSIBLE ACTION: Staff recommends adoption of Resolution 2020-05 and Board approval and authorization for the Chair to sign the Restatement and Amendment to former Agency Agreement #95-06 (Clover Flat Landfill).

EXECUTIVE SUMMARY

In 2018 the Board directed staff to undertake a review and update of both the UVDS and CFL Franchise agreements. While operationally adequate, the agreements date back to the mid 1990's (as amended several times) and much of the administrative language and process had become dated. Staff engaged in this effort (interrupted for several months by the Covid-19 and fires), and has now completed a revised document. This is considered a "Restated and Amended" agreement, meaning that it will become a new agreement with a 2020 contract number.

The proposed changes are described in more detail in the attached memorandum.

FISCAL & STRATEGIC PLAN IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	No
What is the revenue source?	Rate Payers
Is it Mandatory or Discretionary?	Discretionary

Discretionary Justification:	This improved agreement will improve service, protect rate payers, and improve efficiency and sustainability of the Agency
Is the general fund affected?	Yes
Future fiscal impact:	This, and the current agreement, are in place until 2047
Consequences if not approved:	The existing agreements will continue.
County Strategic Plan pillar addressed:	N/A
Additional Information:	

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15301, 15237, 15306, 15307, 15308, 15273, 15183, and/or 15061(b)(3).

BACKGROUND AND DISCUSSION

See attached.

SUPPORTING DOCUMENTS

- A . Staff Report
- B . Reso 2020-05 Approving CFL Agreement
- C . Proposed Agreement (includes Attach A)
- D . Attachment B
- E . Attachment C
- F . Attachment D

Recommendation: Approve

Reviewed By: Steven Lederer