



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 OF ENVIRONMENTAL MGT , 253-4471
SUBJECT: Public Hearing: Franchise Amendments and CFL Rates

RECOMMENDATION

PUBLIC HEARING: FRANCHISE AMENDMENTS AND CFL RATES

DISCUSSION AND ACTION ITEM: Approval and authorization to adopt amended franchise agreements, and authorization to adopt the revised service rates for the CFL.

1. Approval and authorization for the chair to sign the following:

- | Second Amendment to Agency Agreement #95-06 (Clover Flat Landfill)
- | Second Amendment to Agency Agreement #95-09 (Upper Valley Disposal Service)

2. Adopt revised Service Rates associated with landfill disposal services provided by Clover Flat Landfill as reflected in Exhibit C to the Second Amendment to Authority Agreement No. 95-06.

EXECUTIVE SUMMARY

At our last meeting, the Board heard a report from staff on a conceptual agreement related to the franchise and rate methodology changes and authorized staff to continue moving forward with this process. Documents formalizing this agreement have been completed and are attached for Board review. Required noticing has been completed. Pending any comments from the public or the Board, the Board is requested to adopt these amendments. In conjunction with approval of the amendments, the Board is requested to approve revisions to the rates charged for landfill disposal service charges, as reflected in Exhibits C to the CFL franchise amendment. Rates for UVDS will be adjusted in June based on the agreed-upon rate methodology. The existing UVDS rates (Exhibit C dated December 2005) is attached for reference.

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

Proposed changes to the Franchise Agreements (which include the rate methodology changes for both agreements and updated rates for CFL as reflected in Exhibit C to the CFL amendment) are attached for Board approval. All changes are shown in the "tracked changes" mode for ease of identification. Staff and the company are in full agreement with these proposed revisions. The minor issues raised by the Auditor's office at the last meeting have been resolved. The purpose of today's meeting is to conduct a public hearing and approve the amendments.

SUPPORTING DOCUMENTS

- A . UVDS Franchise Amendments (Clean)
- B . UVDS Franchise Amendments (Tracking)
- C . CFL Franchise Amendment (Clean)
- D . CFL Franchise Amendment (Tracking)
- E . Current UVDS Rates (Exhibit C to Franchise Agreement)

Recommendation: Approve
Reviewed By: Belinda Yamate