



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 Management - 253-4471
SUBJECT: Public Hearing: CFL Franchise Amendment

RECOMMENDATION

PUBLIC HEARING: CFL FRANCHISE AMENDMENT

DISCUSSION AND ACTION ITEM: Approval and authorization to adopt an amended franchise agreement for CFL.

Agency Manager requests approval and authorization for the chair to sign Agency Resolution #10-02 to adopt the Third Amendment to Agency Agreement #95-06 (Clover Flat Landfill)

EXECUTIVE SUMMARY

The Board has previously discussed removing the 5% limit on out of county waste at CFL for a period of two years in order to give CFL the flexibility to receive a larger volume (and therefore revenue) of out of county waste. Recent conditions in the economy, as well as our aggressive recycling programs, have greatly reduced waste volumes at CFL, thus reducing concerns that the landfill could run out of capacity at any time in the foreseeable future (planned closure is 2047, but even that is conservative). Reduced revenue has been a hardship in meeting the many fixed costs that exist at CFL. This short term solution will provide additional revenue to the company, not materially impact the ultimate closure date of the landfill, and will help the landfill operate until the economy recovers. CFL will still be limited by its annual permitted tonnage cap,

Pending any comments from the public or the Board, the Board is requested to adopt this amendment.

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 Agreement are attached for Board approval. All changes are shown in the "tracked changes" mode for ease of identification. Only the pages changed are included. Staff and the company are in full agreement with these proposed revisions.

SUPPORTING DOCUMENTS

- A . Third Amendment to CFL Franchise Agreement (Tracked)
- B . Third Amendment to CFL Franchise Agreement (Clean)

Recommendation: Approve
Reviewed By: Steven Lederer