



**SOLID WASTE  
DEPARTMENT  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

ALLEN ISHIDA  
District One  
PETE VANDER POEL  
District Two  
PHILLIP A. COX  
District Three  
J. STEVEN WORTHLEY  
District Four  
MIKE ENNIS  
District Five

**AGENDA DATE:** July 26, 2016

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
CONTACT PERSON: Parveen Sandhu    PHONE: 624-7195				

**SUBJECT:** Approve an Amendment to Agreement No. 27048 with the City of Porterville

**REQUEST(S):**

That the Board of Supervisors:

1. Approve an amendment to Agreement No. 27048 with the City of Porterville to extend the term of the Agreement to July 31, 2017 in order to secure tonnage and provide for a more predictable Enterprise Fund revenue stream.
2. Authorize the Chairman to sign the Amendment.

**SUMMARY:**

On April 7, 2015, your Board approved a retroactive Waste Disposal Agreement (Agreement) with the City of Porterville (City) for the term of August 1, 2014 through July 31, 2016. The approval of the Agreement secured approximately 13,000 tons per year, at a rate of \$28 per ton, for a total of \$364,000 of tipping fee revenue per year.

The Agreement included the option of three, one (1) year mutually agreed upon extensions. The request before you today is to approve the first one (1) year option to extend; continuing the partnership between the City and the County, with a 100% commitment of their waste disposed of in our system at a reduced rate. There is no price rate escalator or CPI as part of the Agreement.

The original agreement was approved as to form by County Counsel and was approved by the Board of Supervisors on April 7, 2015. The deviation from the County contract protocol included in the original agenda item was that there is a mutual

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indemnification agreement. The proposed amendment to the agreement does not include any additional deviations from the County contract protocol.

The only change from the original agreement, as amended to date, is changing the time period of the agreement, extending the termination date to July 31, 2017.

**FISCAL IMPACT/FINANCING:**

Approval of this Agreement would total approximately \$364,000 in tipping fees for the Solid Waste Enterprise Fund for the 12 month term, ensuring a stable and predictable revenue source. There is no net County cost to the General Fund associated with this action.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

The County's five-year strategic plan includes the Organizational Performance Initiative to provide for the stability of County operations through periods of economic fluctuations and changing priorities and service demands. This Agreement helps fulfill this initiative by ensuring that there is a consistent stream of tonnage and revenue into the Solid Waste Enterprise System.

**ADMINISTRATIVE SIGN-OFF:**

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Nicole Riley, Solid Waste Department  
Fiscal Manager

Cc: Auditor-Controller  
County Counsel  
County Administrative Office (2)

Attachment:  
Amendment

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

**IN THE MATTER OF APPROVE AN** )  
**AMENDMENT TO AGREEMENT NO. 27048** ) **Resolution No.** \_\_\_\_\_  
**WITH THE CITY OF PORTERVILLE** ) **Agreement No.** \_\_\_\_\_

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_  
\_\_\_\_\_, BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: MICHAEL C. SPATA  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

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2. Authorized the Chairman to sign the Amendment.