



**Health & Human Services  
Agency  
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 27, 2010

Public Hearing Required	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Resolution, Ordinance or Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>

CONTACT PERSON: Pat Palmer    PHONE: 624-8000

**SUBJECT:** Approval of amendment to Agreement No. 24233 with the City of Porterville.

**REQUEST(S):**

That the Board of Supervisors:

1. Ratify and approve an amendment to Agreement No. 24233 with the City of Porterville for the Recycle-Only Household Hazardous Waste Program, retroactive to July 1, 2010 through June 30, 2011. This agreement is retroactive due to inadvertent delays in obtaining authorized signatures on the amendment. It was impracticable for the Board to take action before July 1, 2010 due to the time needed to process, prepare, and submit the agenda item;
2. Find that the Board had authority to enter into the proposed agreement as of July 1, 2010 and that it was in the County's best interest to enter into the agreement on that date; and
3. Authorize the Chairman of the Board to sign three (3) copies of the amendment.

**SUMMARY:**

Through Tulare County Agreement No. 24233, the County of Tulare and the City of Porterville established a Joint Powers Agreement for a Recycle-Only Household Hazardous Waste Collection Facility to divert household hazardous waste (HHW)

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from the solid waste stream. The County of Tulare provides the equipment, containers and labels, expertise, and advice necessary to operate the Facility and transport or arrange for transport of recyclable household hazardous waste materials collected at the Facility.

The City of Porterville provides the appropriate site, including buildings and staff to oversee the Facility and receive, segregate, containerize, and label household hazardous waste materials from the public. The Facility is located at the City Corporation Yard at 555 N. Prospect in Porterville, California. Recycled household hazardous waste material that is accepted at the Facility are: latex paint; used oil; used oil filters; antifreeze; spent lead-acid batteries; nickel-cadmium, alkaline, carbon-zinc, or other small batteries; intact spent fluorescent lamps; and intact spent high intensity discharge (HID) lamps.

The renewal of this agreement allows for the continuation of the Porterville Recycle-Only Center. Other than the period covered by the Agreement, there have been no changes to the Agreement.

The original agreement was approved as to form by County Counsel and was approved by the Board of Supervisors on September 29, 2009. There were no deviations from the County contract protocol included in the original agenda item. The proposed amendments to the agreement do not include any deviations from the County contract protocol.

The only changes from the original agreement, as amended to date, is changing the time period of the agreement to extend the date of termination to June 30, 2011.

**FISCAL IMPACT/FINANCING:**

There is no funding associated with this agreement. All materials to be provided by the County will be purchased using grant funds and/or land fill permit fees. No Net County Cost.

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

The County's five-year strategic plan includes the Safety and Security initiative that provides for an adequate and safe water supply. Used oil, antifreeze, and other items, if improperly disposed of, can result in severe ground water contamination problems. Insuring that these materials are properly recycled is a priority in the Recycle-Only Household Hazardous Waste Program. Approval of the renewal of this Agreement helps fulfill this initiative by furthering the management of ground water.

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**ALTERNATIVES:**

The Board may choose to not approve the renewal of the Joint Powers Agreement but that is not recommended as the agreement supports the provision of an adequate and safe water supply.

**INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:**

None.

**ADMINISTRATIVE SIGN-OFF:**



Ray Bullick  
Director Health

Cc: Auditor/Controller  
County Counsel  
County Administrative Office (3)

Amendment

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

IN THE MATTER OF: )  
Approval of amendment to Agreement )      RESOLUTION NO. \_\_\_\_\_  
No. 24233 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:      JEAN M. ROUSSEAU  
                 COUNTY ADMINISTRATIVE OFFICER/  
                 CLERK, BOARD OF SUPERVISORS

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

\* \* \* \* \*

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2. Found that the Board had authority to enter into the proposed agreement as of July 1, 2010 and that it was in the County's best interest to enter into the agreement on that date; and

3. Authorized the Chairman of the Board to sign three (3) copies of the amendment.