MARIPOSA COUNTY
BOARD OF SUPERVISORS

AGENDA
ACTION FORM

DEPARTMENT: Public Works
By: Thomas J. Starling Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION:
(Policy Item: Yes _ No X)

Resolution approving and authorization for the Chairman to execute a solid waste Franchise Agreement with Mariposa County Total Waste Systems, Inc. (TWS).

The Board solid waste committee, the County CAO, County Counsel and Public Works staff have been negotiating the details of a franchise agreement with TWS for several months. The principal reason for this agreement is to ensure flow control of the waste to the Mariposa County Landfill. Additionally, it gives the County the ability to set rates, collect a franchise fee, be provided with financial records, service guarantees and other benefits to the County and collection service customers.

The franchise agreement has been approved by TWS and reviewed by its counsel.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The need for a franchise agreement collection system has been discussed with the Board in the past to ensure flow control.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1) Do not adopt a franchise agreement and risk the possibility of waste being exported from the County resulting in the inability to fund the County Solid Waste Enterprise.

2) Direct staff to renegotiate agreement with TWS and return to Board with directed changes.

COSTS: (X) Not Applicable
A. Budgeted current FY> $___________
B. Total anticipated Costs> $___________
C. Required additional funding> $___________
D. Internal transfers> $___________

SOURCE: ( ) 4/5th Vote Required
A. Unanticipated revenues> $___________
B. Reserve for contingencies> $___________
C. Source description: >
Balance in Reserve Contingencies, if approved: $___________

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

1) Franchise Agreement (23 pgs)

CLERK'S USE ONLY
Res. No.: #52-52 Ord. No.: __________
Vote - Ayes: 5 Noes: __________
Absent: _______ Abstained: _______

☐ Approved ☐ Denied
☐ Minute Order Attached ☐ No Action Necessary
The foregoing instrument is a correct copy of the original on file in this office
Date: __________

ATTEST: MARGIE WILLIAMS, Clerk of the Board
By: __________

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:

☐ Recommended
☐ Not Recommended
☐ For Policy Determination
☐ Submitted With Comment
☐ Returned for Further Action

Comment: __________

C.A.O. Initials: __________
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO:        JIM PETROPULOS, Public Works Director
FROM:      MARGIE WILLIAMS, Clerk of the Board
SUBJECT:   Solid Waste Franchise Agreement with Mariposa County Total Waste System, Inc. Res. 00-57

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on February 8, 2000

ACTION AND VOTE:

C) Resolution Approving and Authorization for the Chairman to Execute a Solid Waste Franchise Agreement with Mariposa County Total Waste Systems, Inc.

BOARD ACTION: Following discussion, (M)Pickard, (S)Balmain, Res. 00-57 adopted, with change to set the franchise fee at zero/Ayes: Unanimous.

cc: Jeff Green, County Counsel
    Dr. Mosher, Health Officer
    File