

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.: 99-52 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: Jr



# COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

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## MARIPOSA COUNTY BOARD OF SUPERVISORS

### MINUTE ORDER

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

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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