

RESOLUTION NO. ____-2015

RESOLUTION OF THE FORT BRAGG CITY COUNCIL APPROVING FIRST AMENDMENT TO THE JOINT POWERS AGREEMENT BETWEEN THE COUNTY OF MENDOCINO AND CITY OF FORT BRAGG FOR CASPAR LANDFILL AND SOLID WASTE TRANSFER STATION AND AUTHORIZING CITY MANAGER TO EXECUTE THE SAME

WHEREAS, the County of Mendocino (hereinafter, "County") and City of Fort Bragg (hereinafter, "City") entered into the Joint Powers Agreement Between the County of Mendocino and the City of Fort Bragg for Caspar Landfill and Solid Waste Transfer Station ("Agreement") on January 25, 2011 to revise and update their relationship concerning the Caspar Landfill and solid waste disposal generally in the greater Fort Bragg area; and

WHEREAS, the Agreement states that replacement or expansion of the Caspar Transfer Station is necessary to accommodate commercial solid waste collection trucks and allow long-haul direct transfer to a destination landfill, and that County and City shall cooperate in a siting and development project to provide such an expanded facility, either at the Caspar property or another site, and shall amend this Agreement as necessary to implement the expansion; and

WHEREAS, the County Board of Supervisors and City Council designated 30075 Highway 20 as the preferred site for a new solid waste transfer station (hereinafter, "Transfer Station") on August 13, 2013 and authorized the preparation of an Environmental Impact Report; and

WHEREAS, a draft Environmental Impact Report was issued on February 9, 2015 and a final Environmental Impact Report was issued on June 30, 2015; and

WHEREAS, the County Board of Supervisors and City Council certified the Environmental Impact Report as fulfilling the requirements of the California Environmental Quality Act on July 21, 2015 and authorized further steps to proceed with the Transfer Station project; and

WHEREAS, based on all the evidence presented, the City Council finds as follows:

1. An amendment to the Agreement is necessary to stipulate how the County and City will cooperate in development and operation of the Transfer Station; and
2. The First Amendment to the Agreement, attached as "Exhibit A" to this resolution and incorporated herein establishes appropriate shared and individual roles and responsibilities for the County and City with regard to the new Transfer Station project.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby approve the First Amendment to the Joint Powers Agreement between the County of Mendocino and City of Fort Bragg for Caspar Landfill and Solid Waste Transfer Station and authorizes the City Manager to execute the same.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a

regular meeting of the City Council of the City of Fort Bragg held on the 21st day of July, 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

DAVE TURNER,
Mayor

ATTEST:

Brenda Jourdain
Administrative Assistant