

BEFORE THE BOARD OF SUPERVISORS, COUNTY OF SAN BENITO

**A RESOLUTION OF THE SAN BENITO COUNTY
BOARD OF SUPERVISORS TO APPROVE THE THIRD
AMENDMENT TO THE CURRENT FRANCHISE AGREEMENT
BETWEEN THE COUNTY OF SAN BENITO AND RECOLOGY
SOUTH VALLEY (F/K/A SOUTH VALLEY DISPOSAL AND
RECYCLING, D/B/A NORCAL WASTE SYSTEMS OF
SAN BENITO COUNTY)FOR SHORT TERM EXTENSION**

Resolution 2018 -

WHEREAS, the San Benito County Integrated Waste Management Regional Agency (“Regional Agency”) is comprised of the City of Hollister, City of San Juan Bautista and the County of San Benito and is a joint powers authority established in 1995 to cost effectively coordinate all integrated waste management programs within the guidelines imposed by the California Integrated Waste Management Board (CalRecycle); and

WHEREAS, the RA Members have a joint Franchise Agreement with Recology which resulted from an 18-month joint competitive procurement process conducted in 2006/2007 between the County, Hollister and San Juan Bautista which agreed to have one joint Franchise Agreement with a one contractor. and

WHEREAS, in 2007, the Regional Agency Members approved the current joint Franchise Agreement with Recology for an eight-year term (November 20, 2007 to June 30, 2015); and

WHEREAS, the Franchise Agreement had an option for a three-year term extension (June 30, 2015 to June 30, 2018) and that extension was approved in September 2014. Therefore, the current Agreement expires June 30, 2018; and

WHEREAS, the On August 29, 2017 the RA released the Collection Services RFP. By the November 14, 2017 deadline, the RA received three (3) responsive proposals from companies capable and qualified to provide the collection services described in the RFP. The proposers are GreenWaste Recovery, Recology San Benito County, and RJR Resource Recovery; and

WHEREAS, the approved RFP Evaluation Committee completed from mid-November 2017 to January 2018 a multi-step evaluation process to review the three proposals; and

WHEREAS, a joint meeting of the RA Members with elected officials from all three RA Members was held on March 22, 2018 to hear a presentation on the Evaluation Committee Report findings, receive public comment including brief presentations from the three proposers and discuss next steps, including the need for a short-term extension to the current Franchise Agreement, in the Franchise Agreement contractor selection process; and

WHEREAS, a short-term extension of the current Franchise Agreement will ensure a smooth transition to the new franchised collection services that will commence on November 1, 2018; and

NOW, THEREFORE, BE IT RESOLVED, by the San Benito County Board of Supervisors:

1. Approve the 3rd Amendment to the current Franchise Agreement which is Exhibit A to Resolution 2018- .
2. Authorize the Chair to sign the Resolution and the Third Amendment to the current Franchise Agreement.

PASSED AND ADOPTED, by the San Benito County Board of Supervisors at a regular meeting of said Board held on the 8th day of May 2018, by the following vote:

AYES: SUPERVISORS
NOES: SUPERVISORS
ABSTAIN: SUPERVISORS

Anthony Botelho, Chair
San Benito County Board of Supervisors

ATTEST:

By: _____
Janet Slibsager, Clerk of the Board

Date: _____

APPROVED AS TO LEGAL FORM:

By: _____
Barbara Thompson, County Counsel

Date: _____