

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

841



FROM: Waste Management Department

SUBMITTAL DATE:
December 11, 2006

SUBJECT: Robert A. Nelson Transfer Station/Material Recovery Facility (MRF) - Intent to Modify the Master Lease Agreement


RECOMMENDED MOTION: That the Board:

- 1) Extend the deadline for reducing the amount of land under the Robert A. Nelson Transfer Station/Material Recovery Facility (MRF) Master Lease Agreement from December 31, 2006 to March 31, 2007, and
- 2) Direct the Waste Management Department to bring back an amendment to the Lease by March 31, 2007 for its consideration.

BACKGROUND: The lease agreement for this facility allows 4.25 acres of land currently included in it to revert back to the control of County if a Conversion or Recycling/Diversion Project is not substantially completed, by December 31, 2006. Such a facility will not be completed by this date.

This provision was negotiated into the lease to require the operator to pursue an additional use on the property that could benefit the diversion efforts of the facility's users. Both the lessee and staff have monitored the feasibility of conversion technology since the provision was added to the document. The lessee is currently using the land in question for additional processing of green waste.

(Cont'd)


Hans W. Kernkamp, General Manager-Chief Engineer

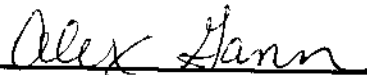
FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	No

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature



Dep't Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

3051 2-1-13 YH11:52

Prev. Agn. Ref.:

District:

Agenda Number:

12.2

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The facility is currently undergoing a Permit Revision that is under review and consideration by the California Integrated Waste Management Board. While the green waste processing will continue on the land in question under the Permit Revision, staff intends to keep the Conversion or Recycling/Diversion Project requirement, as well as other revisions to the Lease such as a permanent Household Hazardous Waste facility and other administrative changes, in an amendment brought back to the Board for its consideration. The potential benefit in terms of diversion and landfill savings continue to make such a project worth pursuing.

Since the penalty for not having a Conversion or Recycling/Diversion Project substantially completed by the end of this year is quite severe, staff felt that the Board should be apprised of these matters before the deadline passes in the event it desires to direct a different course of action. Staff has begun discussions with the Agua Mansa MRF, LLC, and it believes that an amendment that incorporates the changes included in the Permit revision and extending the due date for the Conversion or Recycling/Diversion Project can be brought back to the Board by the end of March 2007.