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

FROM: Waste Management Department

SUBMITTAL DATE:
November 13, 2008

SUBJECT: Eighth Amendment to the Master Lease and Fourth Amendment to the Agreement for the Disposal of Solid Waste with Agua Mansa MRF, LLC

RECOMMENDED MOTION: Approve the following agreements with Agua Mansa MRF, LLC, an affiliate of Burrtec Waste Industries, Inc., and authorize the Chairman to execute them on behalf of the Board:

1. Eighth Amended and Restated Master Lease
2. Fourth Amended and Restated Agreement for the Delivery of Solid Waste

BACKGROUND: Agua Mansa MRF, LLC, as Lessee, is required in the Mitigation Monitoring Program for Environmental Assessment No. 40362, dated June 2006, to install a signal and improve the intersection of Agua Mansa Road at the facility's main entrance. The Seventh Amendment required the signal to be in place no later than July 1, 2008. Progress has been made on the signal, but it was not completed by July 1, 2008. This amendment will make the due date January 1, 2009. (Continued)

Hans W. Kernkamp, General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	Yes
	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

BY: Alex Gann

County Executive Office Signature

Alex Gann

FORM APPROVED COUNTY COUNSEL
BY: Gordon V. Woo 11/17/08
DATE
GORDON V. WOO

Departmental Concurrence

Policy	<input checked="" type="checkbox"/>	Policy	<input checked="" type="checkbox"/>
Consent	<input type="checkbox"/>	Consent	<input type="checkbox"/>

Dept's Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 2

Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

12.1

F11 - Eighth Amendment to the Master Lease and the Fourth Amendment to the Agreement for the Disposal of Solid Waste with Agua Mansa MRF, LLC

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Burrtec Waste Industries, Inc. (a related company to Agua Mansa MRF, LLC) has been participating in the Los Angeles County Conversion Technology Demonstration Facility Project. It will be working with International Environmental Solutions, Inc. (IES) to test some of the residue from the Robert A. Nelson Material Recovery Facility as a feedstock for IES' pyrolytic system. The current Agreement for the Disposal of Solid Waste requires that Agua Mansa MRF, LLC take its solid waste residue to either the Badlands Landfill or the El Sobrante Landfill. The Fourth Amendment to the Agreement allows Agua Mansa MRF, LLC to take no more than 35 tons per day (Monday through Saturday) to the IES facility in Romoland, California. Agua Mansa MRF, LLC will be able to transport the limited amount of material to the IES facility for only a one year period after the first shipment. The provisions regarding the disposition of material to the IES facility are also included in the Eighth Amendment to the Master Lease for ease of reference.

A "Lender Consent to the 2008 Amended and Restated Master Lease" accompanies the package, indicating the consent of Burrtec Waste Industries, Inc.'s bank to the Amended and Restated Master Lease and that it is waiving the requirement that such consent be evidenced by a document signed by the County, Burrtec and the bank.

PD# 69708