

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



FROM: Supervisor Jeffries and Supervisor Tavaglione

SUBMITTAL DATE:
March 30, 2015

SUBJECT: El Sobrante Landfill Non-County Tipping Fees, Fourth Amendment to the Second El Sobrante Landfill Agreement (Project); District 1 and District 2

RECOMMENDED MOTION: That the Board of Supervisors, subject to the approval of the fourth amendment to the second El Sobrante Landfill agreement this same date:

1. Move that the Board direct the \$2 per ton additional Import Charge payment for non-hazardous incinerator ash from the Waste Management Department to TLMA account 230188-20009-3130500000; and
2. Move that the Board direct the one-time transaction payment of \$700,000 for the use of alternative State approved financial assurance mechanisms for existing Closure/Post-Closure trust funds to TLMA account 230188-20009-313050000.

BACKGROUND:

Summary

The El Sobrante landfill has been in operation since 1986 and represents a public/private partnership between Riverside County and USA Waste, a subsidiary of Waste Management, Inc. (WMI). USA Waste is the owner/operator of the landfill, while the Waste Management Department operates the scale house and implements the load check program.

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Supervisor Kevin Jeffries
1st Supervisorial District

Supervisor John Tavaglione
2nd Supervisorial District

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$	\$	\$	\$	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET COUNTY COST	\$	\$	\$	\$	
SOURCE OF FUNDS:				Budget Adjustment:	
				For Fiscal Year:	

MINUTES OF THE BOARD OF SUPERVISORS

- A-30
- 4/5 Vote
- Positions Added
- Change Order

Prev. Agn. Ref.:

District: 1&2

Agenda Number:

12-3 C

Departmental Concurrence

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: El Sobrante Landfill Non-County Tipping Fees, Fourth Amendment to the Second El Sobrante
Landfill Agreement (Project); District 1 and District 2
DATE: March 30, 2015
PAGE: 2 of 2

BACKGROUND:

Summary (continued)

The contractual relationship between USA Waste and the county is outlined in the Second El Sobrante Agreement.

In October of 2013, USA Waste/WMI began accepting non-hazardous incinerator ash, which under the definitions of the Second Agreement was excluded from the list of acceptable waste. This waste is certified non-hazardous but not allowed according to the agreement. USA Waste/WMI was informed that continued acceptance could only occur if the County and WMI could reach terms through an appropriate amendment to the Second Agreement. Those terms have been reached and formalized in the attached agreement (Waste Management companion item).

The \$2/ton Import Charge (retroactive to January 1, 2015) and the one-time transaction payment of \$700,000 will be directed to the Transportation Department for administration of those funds specifically for future road improvements to Temescal Canyon Road.

Impact on Citizens and Businesses

By directing the new ash surcharge fees to improvements on Temescal Canyon Road, approval of this measure will provide a direct benefit to those who live closest to the landfill.

SUPPLEMENTAL:

Additional Fiscal Information

N/A

Contract History and Price Reasonableness

N/A