

Attachment B



Monterey County Board of Supervisors

Board Order

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1st Floor
Salinas, CA 93901
831.755.5066
www.co.monterey.ca.us

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Chris Lopez to:

<u>Agreement No.: A-16365</u>	<u>MRWMD MOU</u>
<u>Agreement No.: A-16366</u>	<u>SVSWA MOU</u>

- a. Approve Amendment No. 2 to the Memorandum of Understanding (MOU) with the Monterey Regional Waste Management District dba Regen Monterey for the Litter Abatement Program to extend the term for two additional years through June 30, 2025, for a revised term from October 8, 2020 to June 30, 2025, with no change in the annual fiscal year funding amount of \$25,000 for a total aggregate amount not to exceed \$125,000;
- b. Approve Amendment No. 2 to the MOU with the Salinas Valley Solid Waste Authority for the Litter Abatement Program to extend the term for two additional years through June 30, 2025, for a revised term from October 8, 2020 to June 30, 2025, with no change in the annual fiscal year funding amount of \$100,000 for a total aggregate amount not to exceed \$500,000; and,
- c. Authorize the Director of Public Works, Facilities and Parks to execute Amendment No. 2 to each MOU and future amendments where the amendments do not significantly alter the scope of services or increase the approved annual fiscal year funding amount for each MOU.

PASSED AND ADOPTED on this 6th day of June 2023, by roll call vote:

AYES: Supervisors Alejo, Church, Lopez, Askew, and Adams
NOES: None
ABSENT: None

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting June 6, 2023.

Dated: June 7, 2023
File ID: A 23-211
Agenda Item No.: 58

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

A handwritten signature in blue ink that reads "Emmanuel H. Santos".
Emmanuel H. Santos, Deputy

RESOLUTION NO. 2023 - 37

A RESOLUTION OF THE SALINAS VALLEY SOLID WASTE AUTHORITY APPROVING AMENDMENT NO. 2 TO THE MEMORANDUM OF UNDERSTANDING (MOU) WITH THE COUNTY OF MONTEREY FOR LITTER ABATEMENT SERVICES FOR AN ANNUAL CONTRIBUTION OF \$100,000 FOR FISCAL YEARS 2023-2024 and 2024-2025

WHEREAS, on June 21, 2018, the Authority Board of Directors received and approved the funding request from the County of Monterey for Litter Abatement Services; and,

WHEREAS, on June 17, 2021, the Authority Board of Directors received and approved the extension of this funding agreement for two additional years from the County of Monterey for Litter Abatement Services; and,

WHEREAS, due to increases in the levels of illegal dumping and litter in our rural areas, the County has been seeking additional funding to support expansion of its clean-up and removal programs; and,

WHEREAS, the Authority Board of Directors has approved \$100,000 of funding for each budget cycle since Fiscal Year 2018-19 including in the recently approved 2023-24 fiscal year to continue supporting this service.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SALINAS VALLEY SOLID WASTE AUTHORITY that the President of the Board is hereby authorized and directed for, and on behalf of, the Salinas Valley Solid Waste Authority to approve the MOU Amendment 2 with the County of Monterey for providing Litter Abatement Services, as attached hereto and marked "Exhibit A" for the amount of \$100,000 fiscal years 2023-24 and 2024-25.

PASSED AND ADOPTED by the Board of Directors of the Salinas Valley Solid Waste Authority at a regular meeting duly held on the 18th day of May 2023, by the following vote:

AYES:	BOARD MEMBERS:	ALEJO (ALT), GONZALEZ, JIMENEZ, SILVA, UNTALON, ROCHA
NOES:	BOARD MEMBERS:	NONE
ABSENT:	BOARD MEMBERS:	CHURCH, CULLEN, LOPEZ, SANDOVAL
ABSTAIN:	BOARD MEMBERS:	NONE

DocuSigned by:

Anthony Rocha

3524E94D1E51483...

Anthony Rocha, President of the Board

ATTEST:

DocuSigned by:

Erika Trujillo

087ACDEB22A74F6...

Erika J. Trujillo, Clerk of the Board

APPROVED AS TO FORM:

DocuSigned by:

Michelle Sassano

C08FF465FEC346C...

Michelle E. Sassano, Authority General Counsel

MEMORANDUM OF UNDERSTANDING

between

COUNTY OF MONTEREY

and

SALINAS VALLEY SOLID WASTE AUTHORITY

Litter Abatement Program

This Amendment No. 2 to the MEMORANDUM OF UNDERSTANDING (“MOU”) is entered into as of the last date opposite the respective signatures by and between the COUNTY OF MONTEREY, a political subdivision of the State of California (“COUNTY”), and the SALINAS VALLEY SOLID WASTE AUTHORITY (“SVSWA” or “AUTHORITY”), a joint powers authority (collectively referred to as “Parties”), with reference to the following facts:

RECITALS

WHEREAS, the Parties have heretofore entered into the MOU dated October 8, 2020 for COUNTY administration of a Litter Abatement Program (“Program”) to collect waste and mitigate illegal dumping throughout the County;

WHEREAS, MOU was amended by the Parties on July 13, 2021 (hereinafter, “Amendment No. 1”) to extend the term for two (2) additional years through June 30, 2023 to allow the Program to continue using existing available funding;

WHEREAS, the Parties wish to amend the MOU to extend the term for an additional two (2) years from the current expiration date, through June 30, 2025 to allow the Program to continue using existing available funding;

NOW, THEREFORE, in consideration of mutual covenants and agreements contained herein, the Parties hereto agree to amend the terms of the MOU as follows:

1. Amend the first sentence of Section 1, Effective Date and Term, to read as follows:

This MOU is effective October 8, 2020 and shall remain in force through June 30, 2025 unless earlier terminated as provided in this MOU.

2. Except as provided herein, all remaining terms, conditions, and provisions of the MOU are unchanged and unaffected by this Amendment and shall remain in full force and effect as set forth in the MOU,

IN WITNESS WHEREOF, the parties, intending to be legally bound, have executed this Amendment No. 2 to the MOU on the date last signed below:

COUNTY OF MONTEREY

DocuSigned by:
By: Randell Ishii
C09779208FE94F3...
Randell Ishii, MS, PW, TE, PTOE,
Director of Public Works, Facilities
and Parks

Date: 6/8/2023 | 11:58 AM PDT

APPROVED AS TO FORM:
Office of the County Counsel
Leslie J. Girard, County Counsel

DocuSigned by:
By: Mary Grace Perry
A1933B26E71744Z...
Mary Grace Perry
Deputy County Counsel

Date: 5/19/2023 | 1:47 PM PDT

APPROVED AS TO FISCAL PROVISIONS:
Rupa Shah, Auditor/Controller

DocuSigned by:
By: Ma Mon
2617DD077D65495...
Its: Chief Deputy Auditor-Controller
(Print Name and Title)

Date: 5/22/2023 | 3:47 PM PDT

**SALINAS VALLEY SOLID WASTE
AUTHORITY**

DocuSigned by:
By: Anthony Rocha
3524E91D1E51483...
Anthony Rocha, President
SVSWA Board of Directors

Date: 5/18/2023

APPROVED AS TO FORM:
SVSWA General Counsel

DocuSigned by:
By: Michelle E. Sassano
C06FF405FEC346C...
Michelle E. Sassano
SVSWA General Counsel

Date: 5/19/2023