

**MODIFICATION #3 TO THE
INTERLOCAL AGREEMENT
FOR THE CONTINUED COORDINATION OF
REGIONAL POLLUTION PREVENTION
AND WASTE PREVENTION PROGRAMS**

between

**THE CITY OF WALLA WALLA,
AND WALLA WALLA COUNTY**

THIS AGREEMENT made and entered into, by and between the CITY OF WALLA WALLA, a Municipal Corporation of the State of Washington, hereinafter referred to as "City," and the COUNTY OF WALLA WALLA, a Municipal Corporation of the State of Washington, hereinafter referred to as "Walla Walla County,"

WITNESSETH:

WHEREAS, the City, and Walla Walla County are municipal entities operating, respectively, under Title 36 Revised Code of Washington (RCW) and Title 35A RCW and as such are authorized to enter into interlocal agreements as set forth in Chapter 39.34 RCW, and

WHEREAS, the City and Walla Walla County desire to enter into an agreement to provide for the continued implementation of the *Walla Walla County Comprehensive Solid Waste Management Plan and*.

WHEREAS, Sudbury Road Landfill tipping fees have been used in the past and will be used to provide a portion of the local funding source for Walla Walla County's regional pollution and waste prevention programs, and

WHEREAS, the parties have agreed on the respective obligation of each party,

NOW, THEREFORE, FOR AND IN CONSIDERATION OF THE MUTUAL COVENANTS HEREIN CONTAINED, THE PARTIES AGREE AS FOLLOWS:

1. **TERM:** The term of this agreement shall constitute the period of time that is required to administer certain Department of Ecology Local Solid Waste Financial Assistance Grant contracts for Walla Walla County, beginning *January 1, 2020*, and terminating June 30, 2025. An additional five (5) year extension is authorized if mutually agreed by all parties and the Washington State Department of Ecology.

2. PURPOSE: The purpose of this agreement is to authorize the City to act on the County's behalf in order to implement and update the *Walla Walla County Comprehensive Solid Waste Management Plan*; to continue to seek, receive and administer grant funding from the State of Washington supported by local matching funds; and continue regional cooperative efforts to implement pollution and waste prevention programs.
3. DUTIES OF THE CITY OF WALLA WALLA: The City agrees to:
 - A. Act as the lead agency and fiscal agent to accomplish and coordinate the tasks needed to fulfill the goals set forth in the PURPOSE written above, working with all local governmental jurisdictions throughout Walla Walla County. This includes, but is not limited to:
 - 1) Providing technical leadership in pollution prevention, waste reduction, and resource conservation.
 - 2) Coordinating the Walla Walla County Solid Waste Advisory Committee meetings and activities.
 - 3) Coordinating any future update of the *Walla Walla County Comprehensive Solid Waste Management Plan* and forwarding such update to the Board of County Commissioners for review and adoption.
 - 4) Coordinating public education efforts to satisfy implementation strategies outlined in the *Walla Walla County Comprehensive Solid Waste Management Plan*.
 - 5) Applying for, receiving and administering Solid Waste Implementation grants from the Department of Ecology's Grants program such as the Local Solid Waste Financial Assistance Grant and Waste to Resources Waste Reduction and Recycling Education funding to provide services identified in the PURPOSE.
 - B. Continue to administer programs and activities including but not limited to those identified in Appendix A of this agreement which are elements of the Solid Waste Implementation grant program.
 - C. Maintain and operate the Sudbury Landfill Household Hazardous Waste Collection Facility and provide other opportunities, as funds are provided, for other household hazardous waste collection service in the County.
 - D. The City will directly fund the applicable required local portion as outlined in the grants subject to budget authorization.
 - E. Provide technical expertise and leadership in the collection of household hazardous waste and other moderate risk waste collection.
 - F. Maintain records covered by this agreement in accordance with grant requirements.
 - G. Coordinate with the Solid Waste Advisory Committee, the County, and jurisdictional planning partners to assure that waste management needs of the County are being considered when applying for Solid Waste Implementation grants in support of the Solid Waste Management Plan goals and objectives.

4. DUTIES OF WALLA WALLA COUNTY: The County agrees to:
- A. Coordinate and cooperate with the City of Walla Walla regarding the various purposes set forth in the PURPOSE above.
 - B. Cooperate with all local government jurisdictions within the county in support of the PURPOSE set forth in Section 2 above.
 - C. Appoint members to the Solid Waste Advisory Committee pursuant to RCW 70.95.165.
 - 1. Membership on the Solid Waste Advisory Committee shall consist of a minimum of nine members and shall represent, but not be limited to, citizens, public interest groups, business, the waste management industry, and local elected public officials.
 - 2. The current membership roster is to be kept by the Clerk of the Board of County Commissioners.
 - D. Identify and provide matching funds as identified and required by the Solid Waste Implementation grants where applicable to identified tasks/projects.
 - E. Maintain past grant records according to state and grant requirements.
 - F. Review and adopt any future updates to the Walla Walla County Comprehensive Solid Waste Management Plan and coordinate with the City to submit any approved plan to the Department of Ecology for review.
5. TERMINATION: This agreement shall terminate on June 30, 2025, unless otherwise extended upon mutual agreement of the parties and the Department of Ecology.
6. TERMINATION BY EITHER PARTY: Either party may terminate this agreement by passage of a resolution of its legislative body. Such termination shall be effective no earlier than one year after the date of such a resolution, unless the parties agree to an earlier date.
7. MODIFICATION: This agreement may be modified only by mutual, written agreement of the parties.

DATED this 23rd day of September 2019. (County)

WALLA WALLA COUNTY

By 
Chairman, Board of County Commissioners

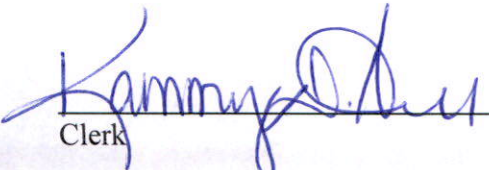
ATTEST:


Clerk – Walla Walla County


CITY OF WALLA WALLA

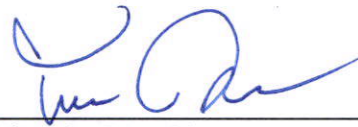
By 
City Manager

Attest:


Clerk

Approved as to Form:


Jim Nagle
Walla Walla County Prosecuting Attorney


Timothy Donaldson
City of Walla Walla Attorney

APPENDIX A. List of potential program elements under the Solid Waste Implementation grant:

- Household Hazardous Waste Collection Facility at Sudbury Landfill
- Periodic Household Hazardous Waste Collection at: Burbank, Prescott, and Waitsburg (Depending on available funding).
- Participation in Community Events to promote HHW, home composting and other Solid Waste Best Management Practices.
- School education materials delivery and presentation (Depending on available funding).
- Promotion of electronics collection.