

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA**

**RESOLUTION ADOPTING THE)
PROPOSED FOURTH AMENDED AND)
RESTATED REGIONAL WASTE)
MANAGEMENT AUTHORITY JOINT)
POWERS AGREEMENT AND AMENDED)
REGIONAL AGENCY FORMATION)
AGREEMENT AND AUTHORIZING THE)
COUNTY ADMINISTRATOR TO EXECUTE)
THE PROPOSED AMENDED AGREEMENTS)** **RESOLUTION NO. 2021-146**

WHEREAS, the County of Sutter, County of Yuba, City of Live Oak, City of Marysville, City of Wheatland and City of Yuba City entered into a Joint Powers Agreement on July 1, 1990, establishing the Bi-County Integrated Waste Management Authority to jointly address the provision of waste management services including the planning for future provision of said services on a regional basis rather than individually; and,

WHEREAS, the Joint Powers Agreement was amended July 1, 1994 to add the City of Gridley and to change the name of the agency to the Regional Waste Management Authority and the Joint Powers Agreement was amended again on July 1, 2001 to delete the City of Gridley as a party to the agreement; and,

WHEREAS, the County of Sutter, County of Yuba, City of Live Oak, City of Marysville, City of Wheatland and City of Yuba City also entered into a Regional Agency Formation Agreement on May 1, 1995, as amended July 1, 2001, specifically to form a Regional Agency for purposes of combining disposal and diversion quantities for determining compliance with the California Integrated Waste Management Act of 1989; to allow for the efficient operation of diversion programs on a region-wide basis; to develop regional planning documents; and, to assign responsibility for any civil penalties incurred pursuant to the California Integrated Waste Management Act of 1989 to the Regional Waste Management Authority; and,

WHEREAS, Senate Bill 1383 (Lara, 2016), Assembly Bill 1826 (Chesbro, 2014); and Assembly Bill 341 (Chesbro 2011) and the corresponding regulations developed by the California Department of Resources Recycling and Recovery (CalRecycle) established increased requirements for

jurisdictions to implement extensive new waste management programs which would be more effectively coordinated, administered and/or implemented as regional programs rather than by individual jurisdictions; and,

WHEREAS, modifications to the Regional Waste Management Authority Joint Powers Agreement and corresponding modifications to the Regional Waste Management Authority Regional Agency Formation Agreement are necessary to provide for said more effective coordinated, administered and/or implemented regional programs;

NOW, THEREFORE, BE IT RESOLVED that the County Administrator is authorized to execute the proposed **FOURTH AMENDED AND RESTATED REGIONAL WASTE MANAGEMENT AUTHORITY JOINT POWERS AGREEMENT AND AMENDED REGIONAL AGENCY FORMATION AGREEMENT**.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the 12 day of October, 2021 by the following vote:

AYES: Supervisors Vasquez, Blaser, Fuhrer, Bradford, Fletcher

NOES: None

ABSENT: None

ABSTAIN: None



Gary Bradford, Chairman

ATTEST: RACHEL FERRIS
CLERK OF THE BOARD OF SUPERVISORS



MICHAEL J. CICOZZI
YUBA COUNTY COUNSEL
APPROVED AS TO FORM:


