



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Public Works
Department No.: 054
For Agenda Of: August 25, 2015
Placement: Administrative
Estimated Tme: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Director Scott D. McGolpin, Public Works Director, 568-3010
Contact Info: Chris Sneddon, Deputy Director, Transportation, 568-3064
SUBJECT: Agreement between the City of Santa Maria and the County of Santa Barbara to Haul Landfill Cover Material to the Santa Maria Regional Landfill Over the County-Maintained Road System

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Recommended Actions:

- A) Approve and authorize the Chair of the Board to execute the attached Agreement between the City of Santa Maria and the County of Santa Barbara to haul cover material to the Santa Maria Regional Landfill over the County Maintained Road System (2015 AGREEMENT); and
- B) Find that the proposed approval and authorization of this 2015 AGREEMENT, does not constitute a "Project" within the meaning of the California Environmental Quality Act pursuant to 14 CCR 15378 (b)(2) (continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making) and approve and direct staff to file the attached Notice of Exemption on that basis.

Summary Text:

The Public Works Department has reached an agreement with the City of Santa Maria (CITY) for the continuance to haul landfill cover material over the County Maintained Road System. This agreement covers hauling activity since the original 2006 Memorandum of Understanding (2006 MOU) terminated in December 2012, as well as future landfill cover material hauling until its completion. To date, the CITY has delivered approximately 2.5 million tons of cover material to the Landfill and expects to haul an additional 1 to 2 million tons prior to capping the landfill.

The major points of this agreement are as follows:

- Upon effective date of 2015 AGREEMENT, a Haul Route Permit Application (Exhibit A of the 2015 AGREEMENT) shall be required for any source project delivery greater than one thousand (1000) cubic yards of cover material to the landfill.
- Haulers operating under 2006 MOU Haul Route Permit are not required to apply for a new permit if their source project has not changed.
- For project sources of Cover Material totaling less than Fifteen Thousand (15,000) Tons, the CITY will provide a proposed route to the County for approval, prior to directing trucks to utilize those routes for deliveries to the Landfill.
- For project sources of Cover Material totaling more than Fifteen Thousand (15,000) Tons, the CITY shall choose from a list of the County's preferred haul routes (2015 AGREEMENT, Exhibit B).
- The CITY shall be responsible to pay for and implement the operation and maintenance of East Main Street from the CITY Limit to its easterly terminus at Philbric Road for Ninety-Nine (99) years from July 11, 2006 (CITY approval date of 2006 MOU). East Main Street shall be maintained by the CITY at a minimum in accordance with the County's adopted road maintenance standards.
- The County and the CITY expressly acknowledge and agree that in no event will Bonita School Road or Ray Road/Sinton Road be utilized to haul Cover Material to Landfill, provided there is an alternate haul route available.
- Upon the effective date of this 2015 AGREEMENT, the CITY shall pay to the County fifty (50) cents per ton of deposited cover material until deliveries of cover material has ceased or the agreement terminates as defined by Section 7 of 2015 AGREEMENT.
 - The CITY shall make the payments to the County on a quarterly basis.
- The CITY agrees to make one (1) retroactive payment to the County for cover material received from Haul Agreements received from the expiration date of the July 2006 MOU (December 31, 2012) to the effective date of this 2015 AGREEMENT, at the rate of fifty (50) cents per ton.
- The County shall use the CITY's payments for Road Maintenance purposes on Haul Routes in the Santa Maria Valley, more specifically, those roads identified in Exhibit B of the 2015 AGREEMENT, and for no other purpose.

Background:

On July 11, 2006 your Board approved a 2006 MOU between the CITY and the County of Santa Barbara to haul landfill cover material over the County Maintained Road System. In accordance with Paragraph 9, this 2006 MOU terminated on December 31, 2012. Through the duration of the 2006 MOU the CITY paid the County at a rate of thirty five (35) cents per ton. Since the termination of the 2006 MOU, both the CITY and the County of Santa Barbara have maintained detailed records of haul routes for the purposes of record keeping and to allow for retroactive payment when a future agreement was approved. Funding received from this agreement is used to maintain roads listed as haul routes.

Fiscal and Facilities Impacts:

<u>Funding Sources</u>	<u>Estimated Revenue FY 2015/16</u>
<u>From City of Santa Maria to SB County</u>	
retroactive payment (estimated)	\$250,000
FY15/16 revenue (estimated)	\$50,000
Total	\$300,000

Narrative:

In Fiscal Year 2015/16, the CITY will pay the County a one-time retroactive payment estimated at \$250,000 (actual payment to be based on tons of delivery by load tickets) for associated cover materials between the expiration date of the 2006 MOU and approval of the 2015 AGREEMENT. Upon execution of 2015 AGREEMENT, the City will pay the County 50¢ per ton, based on weight tickets, for the duration of the agreement. The anticipated revenue for FY15/16 is \$50,000. The revenue received will be used solely for road maintenance on the Haul Routes in the Santa Maria Valley.

Total estimated revenue generated from cover material for landfill (based on capping at four (4) million tons):

2006 MOU	\$826,000 (July 2006 thru December 2012)
2015 AGREEMENT	\$820,000 (August 2015, including retroactive payment, thru landfill closure)
Total	\$1,646,000

Special Instructions:

Please forward the following to Public Works, Transportation, Attention: Gena Valentine Felix, 568-3064:

- A) A certified, stamped Minute Order approving these Board actions.
- B) Two original signature pages from the 2015 AGREEMENT; keep one for your file. Signature pages from Santa Maria City Council and SBCAG will be returned to you, once the agreement is fully executed.

Attachments:

- A) 2015 AGREEMENT
- B) Notice of Exemption

Authored by:

Walter Rubalcava, Public Works Department, Engineering