



Legislation Details (With Text)

File #:	20-00972	Version:	1
Type:	Administrative Item	Status:	Agenda Ready
File created:	12/3/2020	In control:	BOARD OF SUPERVISORS
On agenda:	12/15/2020	Final action:	12/15/2020
Title:	Consider recommendations regarding the termination of Landfill Gas Lease and Operating Agreement (Agreement) with NEO Tajiguas, LLC (NEOT) for the Tajiguas Landfill, County Project No. 129903, Third District, as follows: a) Approve and ratify the Department of Public Works, Resource Recovery and Waste Management Division's termination of the Agreement with NEOT, with an effective termination date of October 21, 2020, in exchange for a \$1,850,000.00 payment to NEOT for the contract buyout and equipment left in place in accordance with the Second Amendment to the Agreement approved by the Board on March 17, 2020; b) Approve and authorize the Public Works Director, or designee, to execute: (1) the Quitclaim Deed; and (2) the Memorandum of Termination of the Agreement and Termination of Amended and Restated Sublease upon execution by NEOT; and c) Find that the proposed actions do not constitute a "Project" within the meaning of the California Environmental Quality Act pursuant to 15378(b)(4), (b)(5), fiscal activities or organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.		
Sponsors:	PUBLIC WORKS DEPARTMENT		
Indexes:			
Code sections:			
Attachments:	1. Board Letter, 2. Attachment A - Quitclaim Deed, 3. Attachment B - Memorandum of Termination of Landfill Gas Lease and Operating Agreement & Termination of Amended and Restated Sublease upon execution by NEOT, 4. Attachment C - Second Amendment to the Landfill Gas Lease and Operating Agreement		

Date	Ver.	Action By	Action	Result
12/15/2020	1	BOARD OF SUPERVISORS	Acted on as follows:	Pass

Consider recommendations regarding the termination of Landfill Gas Lease and Operating Agreement (Agreement) with NEO Tajiguas, LLC (NEOT) for the Tajiguas Landfill, County Project No. 129903, Third District, as follows:

a) Approve and ratify the Department of Public Works, Resource Recovery and Waste Management Division's termination of the Agreement with NEOT, with an effective termination date of October 21, 2020, in exchange for a \$1,850,000.00 payment to NEOT for the contract buyout and equipment left in place in accordance with the Second Amendment to the Agreement approved by the Board on March 17, 2020;

b) Approve and authorize the Public Works Director, or designee, to execute: (1) the Quitclaim Deed; and (2) the Memorandum of Termination of the Agreement and Termination of Amended and Restated Sublease upon execution by NEOT; and

c) Find that the proposed actions do not constitute a "Project" within the meaning of the California Environmental Quality Act pursuant to 15378(b)(4), (b)(5), fiscal activities or organizational or administrative

activities of governments that will not result in direct or indirect physical changes to the environment.