



RESOLUTION No. 17-600
OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

**APPROVAL OF AMENDMENT NO. 1 TO THE MEMORANDUM
OF UNDERSTANDING BETWEEN PLACER COUNTY AND
NEVADA COUNTY FOR USE OF THE EASTERN REGIONAL
MATERIAL RECOVERY FACILITY (DISTRICT 5)**

WHEREAS, on December 9, 1997, the Nevada County Board of Supervisors approved Resolution 97-523, authorizing a Memorandum of Understanding between Placer County and Nevada County for use of the Eastern Regional Material Recovery Facility for disposal of solid waste generated in Eastern Nevada County; and

WHEREAS, this 20 year agreement expires on December 9, 2017; and

WHEREAS, this amendment would extend the term of the existing Memorandum of Understanding to December 31, 2018, with no other changes proposed.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors:

1. Approves Amendment No. 1 and authorizes the Chair of the Board of Supervisors to execute on behalf of Nevada County the attached amendment to the Memorandum of Understanding between Placer County and Nevada County for use of the Eastern Regional Material Recovery Facility, extending the expiration date to December 31, 2018.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 12th day of December, 2017, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Hank Weston, Chair

12/12/2017 cc: DPW*
AC* (Hold)

1/26/2018 cc: DPW*
AC* (Release)
Placer Cty.

File: 310.4075 001

MEMORANDUM OF UNDERSTANDING NO. 10776

DESCRIPTION: FIRST AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN PLACER COUNTY AND NEVADA COUNTY FOR USE OF THE EASTERN REGIONAL MATERIAL RECOVERY FACILITY

This First Amendment is made and entered into this 10th day of January, ~~2017~~, by and between the County of Placer, hereinafter referred to as "Placer County", and the County of Nevada, hereinafter referred to as "Nevada County".

WITNESSETH

WHEREAS, on the 9TH day of December, 1997, Placer County and Nevada County entered into an Memorandum of Understanding for use of the Eastern Regional Material Recovery Facility (ERMRF) located at 900 Cabin Creek Road off State Route 89, approximately three miles south of the Town of Truckee, California for the recovery of recyclable materials from the waste stream delivered to the ERMRF from various local jurisdictions including Placer County and Nevada County; and,

WHEREAS, Memorandum of Understanding shall expire twenty (20) years from the date of signing; and,

WHEREAS, Placer County and Nevada County desire to Amend the Agreement to extend the term of the Memorandum of Understand to December 31, 2018; and,

WHEREAS, Placer County and Nevada County wish to memorialize in this Amendment their agreement regarding the foregoing issues.

NOW, THEREFORE, it is hereby agreed by the parties as follows:

- I. Section 2. TERM: Paragraph 1, First Sentence, revise as follows:

"This Memorandum of Understanding shall expire on December 31, 2018 unless terminated under the following circumstances."

- II. Except as expressly provided in this Amendment, the Memorandum of Understanding shall remain unchanged and in full force and effect. After this Amendment is duly executed and delivered by Placer County and Nevada County, this Amendment shall be and constitute an integral part of the Memorandum of Understanding.

County of Nevada (Nevada County)

By: Hank Weston
Chair, Board of Supervisors

12/12/2017
Date

APPROVED AS TO FORM

By: Alison B. De
Nevada County Counsel

By: Marcia S. Satter
Nevada County Auditor

County of Placer (Placer County)

By: Janis D. [Signature]
Chair, Board of Supervisors

By: 1/10/18
Date

APPROVED AS TO FORM:

By: [Signature]
Placer County Counsel

By: _____
Placer County Auditor