



**AGENDA**  
OF A REGULAR MEETING  
OF THE  
COACHELLA/INDIO WASTE TRANSFER STATION  
JOINT POWERS AUTHORITY



**October 05, 2020**  
4:00 PM

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Pursuant to California Governor's Executive Order N-29-20, this meeting will be conducted by teleconference/electronically and there will be no in-person public access to the meeting location.

- Public comments may be received **either via email or telephonically**, with a limit of **250 words, or three minutes**.
  - a) Written comments may be submitted to the Authority electronically via email to [cityclerk@coachella.org](mailto:cityclerk@coachella.org). Transmittal **prior to the start** of the meeting is required.
  - b) **Or**, you may provide telephonic comments by leaving a message at **(760)-262-6240 before 3:30 p.m.** to be added to the public comment queue. At the appropriate time, you will be called so that you may provide your public testimony to the Authority.
  - c) **Or**, you may request to speak via **Zoom** by contacting through the above means **before 3:30 p.m.** on the day of the meeting and requesting a Zoom link to the meeting. *If speaking Via Zoom, you must dial in by 3:45 p.m.*
- The meeting may be viewed via live stream through the following link:  
<https://youtu.be/dztml0pjhyE>

**CALL TO ORDER:**

**ROLL CALL:**

**APPROVAL OF AGENDA:**

“At this time the Authority may announce any items being pulled from the agenda or continued to another date or request the moving of an item on the agenda.”

**APPROVAL OF THE MINUTES:**

1. Regular Meeting of June 2, 2020, of the Coachella/Indio Waste Transfer Station Joint Powers Authority.

**PRESENTATION:**

2. Presentation on the Gate Rate Collection Process

**NEW BUSINESS CALENDAR (LEGISLATIVE AND ADMINISTRATIVE):**

3. Authorize staff to prepare amendments to the appropriate agreements to:
  1. Direct the Coachella Valley Transfer Station's waste to the Salton Landfill; and
  2. Align all agreements to match the Master Lease Agreement term end date.

**PUBLIC HEARING CALENDAR (QUASI-JUDICIAL):**

**PUBLIC COMMENTS:**

“The public may address the Authority on any item of interest to the public that is not on the agenda, but is within the subject matter jurisdiction thereof. Please limit your comments to three (3) minutes.”

**REPORTS AND REQUESTS:**

**ADJOURNMENT:**

*Complete Agenda Packets are available for public inspection on the  
City's website [www.coachella.org](http://www.coachella.org).*

THIS MEETING IS ACCESSIBLE TO PERSONS WITH DISABILITIES



**MINUTES**  
OF A REGULAR MEETING  
OF THE  
COACHELLA/INDIO WASTE TRANSFER STATION  
JOINT POWERS AUTHORITY



**June 02, 2020**  
9:00 AM

**CALL TO ORDER**

The Regular Meeting of the Coachella/Indio Waste Transfer Station Joint Powers Authority was called to order at 9:02 a.m. by Chair Ortiz.

**ROLL CALL:**

Voting Members Present:

Commissioner Steven Hernandez, Commissioner Elaine Holmes and Vice Chair Megan Beaman Jacinto, and Chair Oscar Ortiz.

Absent: Alternate Commissioner Josie Gonzalez, (*Alternate Voting Member*); and Coachella City Manager Bill Pattison and Indio City Manager Mark Scott (*non-voting members*).

**Pursuant to Executive Order N-29-20 pertaining to the coronavirus/COVID-19, this meeting was conducted entirely by teleconference/electronically with no in-person public access to the meeting location.**

**APPROVAL OF AGENDA:**

Request by Coachella Public Works Director Maritza Martinez to add a New Business presentation as 3.b.

Motion: To approve the agenda as amended.

Made by: Commissioner Hernandez

Seconded by: Vice Chair Beaman Jacinto

Approved: 4-0, by the following roll call vote:

AYES: Commissioner Hernandez, Commissioner Holmes and Vice Chair Beaman Jacinto, Chair Oscar Ortiz.

NOES: None.

ABSTAIN: None.

ABSENT: None.

**APPROVAL OF THE MINUTES:**

1. Special Meeting of June 26, 2019, of the Coachella/Indio Waste Transfer Station Joint Powers Authority.
2. Special Meeting of January 15, 2020, of the Coachella/Indio Waste Transfer Station Joint Powers Authority.

Motion: To approve the minutes as presented.  
Made by: Commissioner Holmes  
Seconded by: Commissioner Hernandez  
Approved: 4-0, by the following roll call vote.

AYES: Commissioner Hernandez, Commissioner Holmes and Vice Chair Beaman Jacinto, Chair Oscar Ortiz.

NOES: None.

ABSTAIN: None.

ABSENT: None.

**NEW BUSINESS CALENDAR (LEGISLATIVE AND ADMINISTRATIVE):**

3. Resolution No. JPA-2020-01, approving the Fiscal Year 2020/2021 Recommended Budget.

Motion: To approve per staff recommendation.

Made by: Vice Chair Beaman Jacinto  
Seconded by: Commissioner Hernandez  
Approved: 4-0, by the following roll call vote:

AYES: Commissioner Hernandez, Commissioner Holmes and Vice Chair Beaman Jacinto, Chair Oscar Ortiz.

NOES: None.

ABSTAIN: None.

ABSENT: None.

3b.Presentation on Authority Overview of JPA Agreements

**PUBLIC HEARING CALENDAR (QUASI-JUDICIAL):**

4. Conduct a Public Hearing and approve a 2.6 percent increase to the Gate Fee at the Coachella Valley Transfer Station for Fiscal Year 2020/21.

Chair Ortiz opened the Public Hearing for Item 4 at 9:38 a.m.

Public Comment: Frank Orlett

Chair Ortiz closed the Public Hearing for Item 4 at 9:38 a.m.

*(Continued)*

*(Public Hearing Item 4, Gate Fee, Continued from previous page.)*

Motion: To approve per staff recommendation

Made by: Commissioner Hernandez

Seconded by: Vice Chair Beaman Jacinto

Approved: 4-0, by the following roll call vote:

AYES: Commissioner Hernandez, Commissioner Holmes and Vice Chair Beaman Jacinto,  
Chair Oscar Ortiz.

NOES: None.

ABSTAIN: None.

ABSENT: None.

**PUBLIC COMMENTS:**

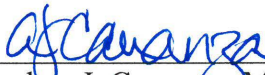
None.

**REPORTS AND REQUESTS:**

**ADJOURNMENT:**

There being no further business to come before the Board Authority, Chair Ortiz adjourned the meeting at 9:39 a.m.

Respectfully submitted,

  
\_\_\_\_\_  
Andrea J. Carranza, MMC  
Deputy City Clerk



**Amended  
Reference Page 2**



**STAFF REPORT  
10/5/2020**

**TO:** Honorable Chair and Commissioners

**FROM:** Maritza Martinez, Public Works Director

**SUBJECT:** Authorize staff to prepare amendments to the appropriate agreements to:

1. Direct the Coachella Valley Transfer Station’s waste to the Salton Landfill; and
2. Align all agreements to match the Master Lease Agreement term end date.

**STAFF RECOMMENDATION:**

Authorize staff to prepare amendments to the appropriate agreements to: 1) direct the Coachella Valley Transfer Station’s waste to the Salton Landfill and 2) align all agreements to match the Master Lease Agreement term end date.

**EXECUTIVE SUMMARY:**

The Coachella Valley Transfer Station (CVTS) is currently operating within a Waste Disposal Agreement (WDA) it executed with the County of Riverside (County). This agreement directs the flow of the waste stream received at the CVTS. Through this agreement the County directs that the first 130,000 tons received by CVTS can be redirected outside the County of Riverside and tonnage received above 130,000 must be disposed of within the County of Riverside’s landfill system. The Joint Powers Authority (JPA) receives a sublease payment for tonnages received outside of the County of Riverside system. The WDA agreement will expire on June 19, 2021. After that date the JPA no longer has to operate within the constraints of a WDA, which directs where its waste must go. However, the JPA’s Master Lease Agreement between the JPA and County for the property the CVTS operates on dictates that if the waste stream is directed outside of the County, then the JPA must pay the County an “extended rental rate” of \$0.75 per ton; this fee based on current tonnage would be in excess of \$120,000 per year.

On June 2, 2020, the Commission directed staff to formalize the following requests: 1) confirm if County would entertain extending the WDA Agreement through the term of the Master Lease, August 9, 2026 and 2) inquire if Burrtec would accept all the CVTS’s waste stream at its Salton Landfill and if so, what corresponding sublease fee this waste would be received at. Attached

are both of the letters that were sent to each entity making the above inquiries. Attached are also their responses.

The County advised they would not be able to entertain a five-year extension of the WDA Agreement. Burrtec advised the Salton Landfill could accept all of CVTS's waste stream through August 9, 2026 and compensate the JPA at the existing sublease fee; additionally, Burrtec advised if this option was selected Burrtec would directly pay the County the "extended rental rate." The option identified by Burrtec will increase the JPA's annual revenue stream, if tonnage does not increase/decrease from current monthly trends, by **over \$200,000**; the options are identified in more detail below depicting total income based on: sublease fee, tonnage and "extended rental rate."

$$2019 = 148,794 \times \$6.95 \text{ (sublease fee)} = \$1,034,118$$

$$2020 \text{ Est} = 160,000 \times \$7.11 \text{ (sublease fee)} = \$1,137,600; \text{ Burrtec Landfill Option}$$

$$2020 \text{ Est.} = 160,000 \times \text{\$5.75 (sublease fee)} = \$920,000 \text{ County Landfill Option}$$

Staff is recommending proceeding with the Burrtec option due to the financial benefit it will provide the JPA. Staff is requesting direction to draft amendments to all the JPA's Agreements as needed to allow the JPA to proceed with the Burrtec option and align all agreements with the Master Lease Agreement expiration date.

**Attachments:**

Correspondence to and response from County

Correspondence to and response from Burrtec



July 1, 2020

Frank Orlett  
Vice President  
Burrtec Waste and Recycling Services, LLC  
41-575 Eclectic St.  
Palm Desert CA, 92260

Dear Mr. Orlett,

As you are aware, the Waste Disposal Agreements (WDA) that determine the disposal of the waste managed by the Coachella Valley Transfer Station are expiring within the coming year. The WDA between the County of Riverside (County) and the Coachella/Indio Waste Transfer Station Authority (Authority) expires on June 19, 2021. The WDA between the County and Burrtec Waste Industries, Inc.(Burrtec) expires on June 30, 2021. These WDA agreements expire approximately five years before the expiration of the Master Lease Agreement, which expires on August 9, 2026.

The Authority is evaluating its options for waste disposal for the period of time between the expiration of the WDA agreements and Master Lease Agreement. The Authority is evaluating the option, if provided by the County, to extend the WDA agreement to match the August 2026 Master Lease Agreement expiration. Additionally, staff has also been asked to evaluate options that would take the Authority's tonnage outside of the Riverside County Landfill System.

The Salton City Landfill is currently disposing of 130,000 tons annually of the Authority's waste stream. Should the Authority not have a WDA with the County, please advise if the Salton City Landfill remain an option for the Authority from June 2021-August 2026. If this site remains an option for the Authority to dispose of its waste stream, please also advise as to the proposed per ton sublease fee and disposal fee for this term. Please note that without a WDA agreement with the County for the above noted timeframe all Authority waste will be billed an "extended rental rate" per ton by the County.

Please direct your response and/or questions pertaining to this inquiry to both Maritza Martinez, [mmartinez@coachella.org](mailto:mmartinez@coachella.org) and Sara Toyoda, [stoyoda@indio.org](mailto:stoyoda@indio.org).

Sincerely,

William B. Pattison, Jr.  
City Manager  
City of Coachella

Mark Scott  
City Manager  
City of Indio





July 1, 2020

Hans Kernkamp  
General Manager – Chief Engineer  
Riverside County Department of Waste Resources  
14310 Frederick Street  
Moreno Valley, CA 92553

Dear Mr. Kernkamp,

As you are aware, the Waste Disposal Agreements (WDA) that determine the disposal of the waste managed by the Coachella Valley Transfer Station are expiring within the coming year. The WDA between the County of Riverside (County) and the Coachella/Indio Waste Transfer Station Authority (Authority) expires on June 19, 2021. The WDA agreement expires approximately five years before the expiration of the Master Lease Agreement (between the County and the Authority), which expires on August 9, 2026.

The Authority is evaluating its options for waste disposal for the period of time between the WDA expiration and Master Lease Agreement term. Staff has been asked to confirm if the County would be agreeable to extending the term of the waste disposal agreements to match the August 9, 2026 term expiration for the Master Lease Agreement; all terms staying the same, including the ability for Burrtec to continue diverting 130,000 tons annually from the County landfill system. Please direct your response and/or questions pertaining to this inquiry to both Maritza Martinez, [mmartinez@coachella.org](mailto:mmartinez@coachella.org) and Sara Toyoda, [stoyoda@indio.org](mailto:stoyoda@indio.org).

Sincerely,

William B. Pattison, Jr.  
City Manager  
City of Coachella

Mark Scott  
City Manager  
City of Indio

Hans W. Kernkamp, General Manager-Chief Engineer

July 16, 2020

William B Pattison, Jr.  
City Manager  
City of Coachella  
1515 Sixth Street  
Coachella, CA 92236

Mark Scott  
City Manager  
City of Indio  
100 Civic Center Mall  
Indio, CA 92201

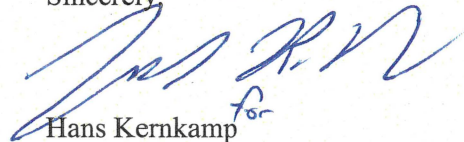
**RE: Coachella Valley Transfer Station (CVTS) Waste Delivery Agreement (WDA) and Lease**

Dear Messrs. Pattison and Scott:

Thank you for your letter of July 1, 2020 regarding extending the term of the CVTS WDA to match with the expiration of the lease on June 19, 2026; all terms of the WDA staying the same. Unfortunately, we cannot forgo approximately \$800,000 in rental income from the lease, which is essentially what agreeing to a five-year status quo extension of the WDA would mean to the County. We would, however, appreciate the opportunity to further discuss with you the possibility of a longer term lease and WDA that would appropriately compensate the County for the use of its land and synchronize the expiration dates of both agreements.

If you have any questions or concerns, please contact me at (951) 486-3232 or by email at [hkernkam@RIVCO.ORG](mailto:hkernkam@RIVCO.ORG).

Sincerely,



Hans Kernkamp  
General Manager-Chief Engineer

cc: **Maritza Martinez, City of Coachella**  
Sara Toyoda, City of Indio  
Joe McCann/Ryan Ross, Waste Resources



August 21, 2020

Ms. Maritza Martinez  
 Director of Public Works  
 City of Coachella  
 53462 Enterprise Way  
 Coachella CA, 92236

Ms. Sara Toyoda  
 Environmental Programs Coordinator  
 City of Indio  
 100 Civic Center Mall  
 Indio CA, 92201

RE: Coachella Valley Transfer Station WDA and Operating Agreements

Dear Ms. Martinez and Ms. Toyoda,

Thank you for the opportunity to respond to your inquiry regarding the available capacity of the Salton Landfill for the Coachella Valley Transfer Station (CVTS) outgoing tonnages from June, 2021 to August 9, 2026. The Salton Landfill is a Class III Sanitary Landfill permitted to accept up to 3,000 tons-a-day of Solid Waste with an approximate lifespan of 39 years, and has the capacity to receive all of the tonnages coming from CVTS from June, 2021 through August 9, 2026 and beyond.

Burrtec would propose to maintain the current sublease payment to the Coachella/Indio Waste Transfer Authority (Authority) of \$7.11/ton. We would also propose to maintain the current disposal tip fee of \$31.99/ton at the Salton Landfill. The \$31.99/ton tip fee would be inclusive of the "extended rental rate" (\$.75/ton) imposed by Riverside County. This fee will be paid by Burrtec directly to Riverside County. The term of the two agreements would be extended to August 9, 2026.

We would be happy to forward amended drafts for the Operating and WDA Agreements for your review. I am available, at your convenience, to answer any questions you may have.

Sincerely,

Frank Orlett  
 Vice President