Imperial Valley Resource Management Agency
Agenda
April 25, 2018

County of Imperial Administration Center - Board of Supervisor Chambers
940 West Main Street, Suite 211; El Centro, CA 92243
Meeting convenes at 6:00 P.M or immediately following ICTC/LTA/SAFE Meeting

All supporting documentation is available for public review in the IVRMA Office located at 300 S. Imperial Avenue #11, El Centro, CA 92243 during regular business hours, Monday through Friday, excluding holidays, 8:00 a.m. - 5:00 p.m.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this public meeting, you should contact the office of the Imperial Valley Resource Management Agency (IVRMA) at (760) 337-4537. Notification at least 48 hours prior to the meeting will enable IVRMA to make reasonable accommodations, modifications, or arrangements to assure accessibility to this public meeting.

I. Call to Order

II. Public Comments  Any member of the public may address the Board for a period not to exceed three minutes on any item of interest not on the agenda within the jurisdiction of the Board. The Board will listen to all communication, but in compliance with the Brown Act, will not take any action on items that are not on the agenda.

ROLL CALL

Imperial Valley Resource Management Agency Closed Session

PERSONNEL MATTERS

The Imperial Valley Resource Management Agency Board will recess to closed session pursuant to Government Code §54957 to approve the evaluation form for the performance of the IVRMA Manager.
III. **Consent Agenda**

**Consent agenda items are approved by one motion.** Board members or members of the public may pull consent items to be considered separately at a time determined by the Chairman.

1. Approval of IVRMA Minutes for March 28, 2018 as presented. *(p. 1)*

2. Approval of Resolution No. IVRMA 18-03 - RESOLUTION OF THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY APPROVING AN AMENDMENT TO THE AGREEMENT WITH RAMZA, INC. FOR CONTRACTOR SERVICES *(p. 4)*

3. Approval of Resolution No. IVRMA 18-04 - RESOLUTION OF THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY APPROVING THE AGREEMENT WITH RUBBER RECOVERY, INC. FOR CONTRACT SERVICES *(p. 7)*

4. Approval of Resolution No. IVRMA 18-05 - RESOLUTION OF THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY APPROVING AN AMENDMENT TO THE AGREEMENT WITH CR&R, INC. FOR CONTRACTOR SERVICES *(p. 15)*

IV. **Informational Items**

5. CUPA Inspections – Household Hazardous Waste Collection Facilities
   - Brawley – Inspection Thursday, April 12, 2018
     9:00 AM to 1:00 PM (30 days correction time-line)
   - El Centro – TBD
   - Calexico - TBD

6. DEA National Prescription Drug Take-Back Day Collection
   - April 28, 2018 10 AM to 2 PM
   - Brawley  Vons - 475 Main Street
   - Calexico  Food 4 Less - 109 W Birch Street
   - El Centro  Vons - 750 N Imperial Avenue
   - Imperial  Border Patrol El Centro Sector 221 W Aten Rd
   All jurisdictions contacted to notify residents

7. OPP 8 Used Oil Program Grant funding received March 30, 2018 - $61,704 (help with funding HHWS.

8. CalRecycle representative Arlene Iwahiro, Environmental Scientist, is requesting site visits to all jurisdictions for MCR AB 341 and MORe AB 1826
compliance. Cities must comply by placing a link on their website to the Assembly Bill or the IVRMA website.

- Brawley – www.brawley-ca.gov/Our City/Our Services Links/link to IVRMA website
- Calexico – www.calexico.ca.gov/Announcements tab at bottom of page/link to IVRMA website
- Calipatria – www.calipatria.co/Links/link to IVRMA website
- Holtville – www.holtville.ca.gov/Utilities/link to IVRMA website
- Imperial – www.cityofimperial.org/Working/Miscellaneous/Trash and Recycling
  Note: - asked to include link to IVRMA website
- Westmorland – www.cityofwestmoland.net/Links/link to IVRMA website
- County of Imperial – Note: - requested (1-17-18 and 4-19-18) link to IVRMA website

V. **Adjournment**
Imperial Valley Resource Management Agency
Minutes
March 28, 2018

County of Imperial Administration Center - Board of Supervisor Chambers

I. Call to Order: Quorum was verified at 7:12 pm by Vice-Chair Amparano; Agenda was posted at Board of Supervisors Chambers and El Centro City Hall.

PRESENT: Nava, Walker, Amparano, Kelley, Ritchie
ABSENT: Hodge, Nava-Froelich, Predmore, Plancarte

II. Public Comments: There was none.

III. Consent Agenda
    1. IVRMA Minutes for August 23, 2017 as presented.
    2. Approval of Resolution No. 18-01 - Resolution of the Board of Directors of the Imperial Valley Resource Management Agency Approving the Destruction of Specified Agency’s Records

Discussion: Board Members held discussion regarding the proper steps that should be taken when conducting a disposition of records. Program Manager Bob Douthitt explained that he was unaware of the process and would from this point forward follow the proper steps.

Final Action: A motion was made by George Nava and was seconded by Larry Ritchie to approve items 1-2. Motion was carried with 5 Ayes, 0 Noes, 0 Abstained, 4 Absent.

IV. New Business
    1. Approval of Request for Proposal for Professional Services Related to Collection and Recycling of E-Waste

Discussion: Board Members held discussion regarding the RFP and the services being requested. Board members approved the RFP with the modification of instead of 30 day advertisement it would be a 20 day advertising period. Board Members requested that the bid results, contract and resolution be brought back to the April Board Meeting for action.
Final Action: A motion was made by Cheryl Viegas-Walker and was seconded by Ryan Kelley to approve item 1. Motion was carried with 5 Ayes, 0 Noes, 0 Abstained, 4 Absent.

2. Approval of Financial Statements from July through December, 2017

Discussion: Board Members held discussion on lateness of the financial statements by H&B. Board Members directed Program Manager Bob Douthitt to assure the timeliness of the reports in the future.

Final Action: A motion was made by Robert Amparano and was seconded by Larry Ritchie to approve item 2. Motion was carried with 5 Ayes, 0 Noes, 0 Abstained, 4 Absent.

3. Approval of Resolution No. 18-02 – Resolution Of The Board of Directors of The Imperial Valley Resource Management Agency Approving an Agreement With Karina B. Alvarez, CPA for Auditing Services

Discussion: Agreement was approved by the Board Members. CPA Karina Alvarez indicated that 2017 Audit would commence once 2016 Audit was approved as well as payment for the 2016 Audit.

Final Action: A motion was made by Cheryl Viegas-Walker and was seconded by George Nava to approve item 3. Motion was carried with 5 Ayes, 0 Noes, 0 Abstained, 4 Absent.

4. Approval of Audit for Year End June 30, 2016

Discussion: CPA Karina Alvarez provided information regarding the audit and Board Members held discussion. 2016 Audit was approved and Board Members requested that 2017 Audit begin immediately after tax season deadline.

Final Action: A motion was made by Cheryl Viegas-Walker and was seconded by George Nava to approve item 4. Motion was carried with 5 Ayes, 0 Noes, 0 Abstained, 4 Absent.

VI. Informational (No action taken)

1. IVRMA Update – Bob Douthitt informed Board Members regarding the following efforts:
   - City/County Grant Application City/County Payment Program Funding FY 2018/18 requests are due by April 9, 2018
   - TCU 16 Second Payment Request – requested $45,108.72 less $4,501.87 withhold. February 12, 2018 received $40,597.85
   - Government Waste Tire Cleanup Grant Application YCU-17 FY 2018-19 (2-year grant) due March 8, 2018 (submitted) $250,000

2. Program Manager Performance Evaluation (added item): Discussion was held amongst the Board Members as to the process of the performance evaluation. The Lead Administrator will prepare a draft
performance evaluation and bring as a Closed Session item for the Board to review.

3. Board Members requested the Program Manager Bob Douthitt provide each City member with upcoming flyer events as well as any flyers that would be of interest to the community members of each city.

VII. Adjournment: The IVRMA Meeting was adjourned by Robert Amaprano at 7:35 pm.
AGENDA REPORT

FROM: Bob Douthitt, IVRMA Manager
PREPARED BY: Bob Douthitt, IVRMA Manager
SUBJECT: Approve the Amendment to the Agreement with Ramza, Inc. for Tire Hauling Contractor Services
MEETING DATE: April 25, 2018

RECOMMENDATION

Approve Resolution No. IVRMA 18-03 RESOLUTION OF THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY APPROVING AN AMENDMENT TO THE AGREEMENT WITH RAMZA, INC. FOR CONTRACTOR SERVICES

FISCAL IMPACT

None (funding from Cal Recycle – Waste Tire Cleanup Grant and Waste Tire Amnesty Event Grant)

DISCUSSION

The Waste Tire Hauling Agreement between the Imperial Valley Resource Management Agency and Ramza, Inc. was approved at the June 26, 2013, IVRMA Board Meeting- Resolution 13-09. The Agreement has been subject to annual renewal thereafter. Ramza Inc. has submitted a Letter of Intent to continue the Agreement services under the current conditions.

Ramza, Inc. will provide the hauling and delivering of waste tires collected in the Imperial Valley to a recycling facility in Fontana, CA. for the Waste Tire Cleanup Grant and Waste Tire Amnesty Event Grant.

CONCLUSION

The renewal for the proposed Agreement with Ramza, Inc. will be in the best interest of Imperial Valley Resource Management Agency.
RESOLUTION NO. IVRMA 18-03

RESOLUTION OF THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY APPROVING AN AMENDMENT TO THE AGREEMENT WITH RAMZA, INC. FOR CONTRACTOR SERVICES

WHEREAS, the Imperial Valley Resource Management Agency (“IVRMA”) approved an agreement between IVRMA and Ramza, Inc. for the service of hauling waste tire (“the Agreement”) on June 26, 2013, the term of which was extended and is set to expire on June 30, 2018;

WHEREAS, it is now necessary for the IVRMA Board of Directors to approve an amendment to the Agreement that will extend the term of the Agreement through June 30, 2019; at which time the original agreement is set to expire. The amendment contains no other changes to the Agreement; and

WHEREAS, the IVRMA Board of Directors finds that its approval of the amended agreement will be in the best interest of the IVRMA.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY OF THE COUNTY OF IMPERIAL, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

1. That the foregoing is true, correct and adopted.

2. That the IVRMA Board of Directors does hereby approve an extension to the Agreement between the IVRMA and Ramza, Inc. to extend the term of agreement under the same terms as previously agreed upon through June 30, 2019.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Imperial Valley Resource Management Agency of the County of Imperial, California, held on the 25th day of April, 2018.

IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY

By_________________________
Board President

ATTEST:

By_________________________
Board Secretary
APPROVED AS TO FORM:

Office of the Attorney

By ______________________________

Ryan D. Childers, Agency Counsel

STATE OF CALIFORNIA )
COUNTY OF IMPERIAL ) ss
CITY OF EL CENTRO )

I, Elizabeth Zarate, Secretary of the Imperial Valley Resource Management Agency, do hereby certify that the foregoing Resolution No. IVRMA 18-03 was duly and regularly adopted at the regular meeting of the Board of Directors of the Imperial Valley Resource Management Agency of the County of Imperial, California, held on the 25th day of April, 2018, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAINED:

By ______________________________

Secretary
AGENDA REPORT

FROM: Bob Douthitt, IVRMA Manager

PREPARED BY: Bob Douthitt, IVRMA Manager

SUBJECT: Approve Agreement with Rubber Recovery, Inc for Tire Recycler Contractor Services

MEETING DATE: April 25, 2018

RECOMMENDATION

Approve Resolution No. 18-04 – RESOLUTION OF THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY APPROVING THE AGREEMENT WITH RUBBER RECOVERY, INC. FOR CONTRACT SERVICES

FISCAL IMPACT

None (funding from Cal Recycle – Waste Tire Cleanup Grant and Waste Tire Amnesty Event Grant)

DISCUSSION

The revised Agreement between the Imperial Valley Resource Management Agency and Rubber Recovery, Inc. (RRI) for compliant recycling/disposition of waste tires was approved at the June 22, 2016, IVRMA Board Meeting- Resolution 16-07. The Agreement is set to expire on June 30, 2018. Rubber Recovery, Inc. has submitted a 2 year Agreement to continue the services (which included an increase of $6.00 per ton ($86.00 per ton) and an additional increase of $2.00 per ton ($88.00 per ton) for FY 2019-2020. RRI also changed the waste tire hauling permit number to 18-00683.

RRI will provide the recycling/disposition of waste tires collected in the Imperial Valley at the recycling facility in Fontana, CA. for the Waste Tire Cleanup Grant and Waste Tire Amnesty Event Grant.

CONCLUSION

The approval of the proposed Agreement with Rubber Recovery, Inc. will be in the best interest of Imperial Valley Resource Management Agency.
RESOLUTION NO. IVRMA 18-04

RESOLUTION OF THE BOARD OF DIRECTORS OF THE
IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY
APPROVING THE AGREEMENT WITH RUBBER
RECOVERY, INC. FOR CONTRACT SERVICES

WHEREAS, the Board of Directors of the Imperial Valley Resource Management Agency (“IVRMA”) approves the agreement between IVRMA and Rubber Recovery, Inc. (“RRI”) for compliant recycling/disposition of waste tires (“the Agreement”) on the 25th day of April, 2018, the term of which is set to expire on June 30, 2020; and

WHEREAS, the IVRMA Board of Directors finds that its approval of the Revised Agreement will be in the best interest of the IVRMA.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY OF THE COUNTY OF IMPERIAL, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

1. That the foregoing is true, correct and adopted.

2. That the IVRMA Board of Directors does hereby approve the Agreement between IVRMA and RRI.

3. That the IVRMA’s Program Manager is hereby authorized to sign the Revised Agreement, a copy of which is on file at the office of the IVRMA Board Secretary, on behalf of the IVRMA.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Imperial Valley Resource Management Agency of the County of Imperial, California, held on the 25th day of April 2018.

IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY

By_______________________________
Board President

ATTEST:

By_______________________________
Board Secretary
APPROVED AS TO FORM:
Office Legal Counsel

By __________________________
  Ryan D. Childers, Agency Counsel

STATE OF CALIFORNIA  )
COUNTY OF IMPERIAL   ) ss
CITY OF EL CENTRO     )

I, Elizabeth Zarate, Secretary of the Imperial Valley Resource Management Agency, do hereby certify that the foregoing Resolution No. IVRMA 18-04 was duly and regularly adopted at the regular meeting of the Board of Directors of the Imperial Valley Resource Management Agency of the County of Imperial, California, held on the 25th day of April, 2018, by the following vote:

AYES: 
NOES: 
ABSENT: 
ABSTAINED:

By __________________________
  Secretary
AGREEMENT FOR
COMPLIANT WASTE TIRE RECYCLING/DISPOSITION SERVICES
BETWEEN
THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY ("IVRMA")
AND
RUBBER RECOVERY, INC. ("RRI")

This Agreement ("this Agreement") is made and entered into by IVRMA and RRI, an independent contractor ("the Contractor") (individually, Party"; collectively, "Parties"), for compliant recycling/disposition of waste tires collected by IVRMA and delivered to the Contractor by IVRMA or its designated and properly permitted independent hauler. In consideration of these recitals and the mutual covenants and conditions set forth herein, and for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby set forth their mutual covenants and understandings as follows:

Recitals

IVRMA desires to retain the services of the Contractor to receive and compliantly manage recycling/disposition of IVRMA-collected/transported waste tires at the Contractor's Fontana, California facility.

Contracting Services

IVRMA's Manager is the task administrator for this Agreement. IVRMA's designated representative will communicate with the Contractor on all matters related to the administration of this Agreement and the Contractor's performance of the services rendered hereunder. When this Agreement refers to communications to or with IVRMA, those communications will be with the designated representative, unless the designated representative or this Agreement specifies otherwise.

IVRMA has the resolute authorization and requisite permits to collect waste tires and engage in this Agreement with the Contractor.

The Contractor has the authority, expertise and requisite permits to receive and properly manage manifested waste tires delivered from IVRMA site(s).

The Contractor carries and is current with all bonds and insurance required by CalRecycle for waste tire hauling (permit #18-00683) and processing operations (permit #1620515-01) in the State of California.

IVRMA shall remunerate the Contractor's services at the delivered rate of eighty-six dollars
($86) per ton during the first year of the agreement and eighty-eight dollars ($88) per ton during the second year of this agreement.

In addition to the Contractor's covenants described hereof, the Contractor agrees that the contracting services rendered under this Agreement shall be performed in accordance with the standards customarily adhered to by an experienced and competent professional contracting firm using the degree of care and skill ordinarily exercised by reputable professionals practicing in the same field of service in the State of California. Where approval by IVRMA, IVRMA's Manager or other representatives of IVRMA is required, it is understood to be general approval only and does not relieve the Contractor of responsibility for complying with all applicable laws, codes and good contracting practices.

It is understood and agreed that the Contractor, in the performance of the work and services agreed to be performed by the Contractor, shall act as and be an independent contractor and not an agent or employee of IVRMA, and as an independent contractor, shall obtain no rights to retirement benefits or other benefits which accrue to IVRMA's, and Contractor hereby expressly waives any claim it may have to any such rights. IVRMA has the right to control or direct only the result of the work and not what will be done and how it will be done.

The Contractor shall ensure a drug free workplace.

The Contractor shall not discriminate, in any way, against any person on the basis of a race, gender, religion, religious creed, national origin, color, sexual orientation, age, disability (mental and physical) including HIV and AIDS, ancestry, medical condition (cancer and genetic characteristics), genetic information, marital status, gender identity, gender expression or sex (which includes pregnancy, childbirth or related medical conditions) in connection with or related to the performance of this Agreement.

Insurance

Commercial General Liability Insurance. The Contractor shall maintain commercial general liability insurance using Insurance Services Office "Commercial General Liability" policy form CG 00 01 or the exact equivalent. Defense costs must be paid in addition to limits. There shall be no cross liability exclusion for claims or suits by one insured against another. Limits are subject to review but in no event less than one million dollars ($1,000,000) per occurrence.

Workers' Compensation Insurance. In accordance with the provisions of Labor Code §3700, the Contractor shall be insured against liability for Workers' Compensation or undertake self-insurance. The Contractor agrees to comply with such provisions before commencing performance of any work under this Agreement.

Proof of Insurance to IVRMA before Notice to Proceed to Work. The Contractor shall satisfactorily provide certificates of insurance to the IVRMA Board Secretary before a notice to proceed will be issued. Approval of insurance by IVRMA shall not relieve or decrease the extent to which the Contractor may be held responsible for payment of damages resulting from services or operations performed pursuant to this Agreement. The Contractor shall not
perform any work under this Agreement until the Contractor has obtained the required insurance and until the required certificates have been submitted to IVRMA and approved by Agency Counsel. If the Contractor fails or refuses to furnish IVRMA required proof that insurance has been procured and is in force and paid for, IVRMA shall have the right at IVRMA's election to forthwith terminate this Agreement immediately without any financial contractual obligation to IVRMA. As a result of such termination, IVRMA reserves the right to employ another contractor to complete the project.

**Term of Agreement**

The term of initial agreement shall be one (1) year commencing July 1, 2018 to June 30, 2020, subject to annual renewals up to five (5) years, and also subject to written acceptance by both parties and availability of waste tire-related funds to IVRMA. Termination of this Agreement would occur if:

- IVRMA loses its waste tire management funding from CalRecycle
- IVRMA reaches budgeted waste tire management funds during the contracted term
- RRI files for insolvency
- RRI loses its waste tire processing permit from CalRecycle.

Such terminating factors shall be immediately communicated from the affected Party to the other with services terminated upon certified receipt written of notice. Should IVRMA be the terminating Party, the Contractor shall be remunerated for unpaid services rendered prior to notice of termination. Should RRI be the terminating Party, IVRMA shall cease delivering waste tires to the Contractor's facility.

**Compensation for Contracted Services**

Stated services for properly-manifested waste tires received from IVRMA or independently from its designated and permitted waste tire hauling contractor are subject to the following considerations and remunerated to the Contractor at the referenced eighty-six dollars ($86) per ton during the first year of the Agreement and eighty-eight ($88) per ton during the second year of this Agreement:

- Waste tires of all types are acceptable to the Contractor (truck, passenger, off-the-road, forklift, etc.).
- Waste tire quality is "clean tires" (no mud, rocks or other organic/inorganic inclusions; free of water). Waste tires mounted on metal rims are acceptable; free-metal, plastic, glass or any other non-waste tire material inclusions are unacceptable.
- All IVRMA-derived waste tires shipped to the Contractor shall be weighed at IVRMA's expense in empty/full ("gross/tare weights") trailer condition to determine net weight per load of waste tires delivered to/received and unloaded by the Contractor.
- The Contractor shall have two (2) hours to unload waste tires from IVRMA by an independent, permitted hauler between the hours of 7:00 a.m. and 2:00 p.m., Monday through Friday excluding holidays and the Contractor's employee's lunch hour of 11:00
am to noon each day. The Contractor agrees to pay any penalty imposed upon IVRMA as a result of RRI exceeding the two (2) hour unloading allowance for scheduled waste tire deliveries from IVRMA.  

- Cumulative net waste tire weights received during a given month shall be invoiced to IVRMA at the referenced seventy-eight dollars ($78) per ton on/about the first day of the subsequent month. IVRMA has thirty (30) days from date of the Contractor's invoice to make payment in full to the Contractor via surface mail.

Assignment

This Agreement and all rights and obligations created by this Agreement cannot be assigned or transferred without written consent of the Parties.

Prior Agreements and Amendments

This Agreement represents the entire understanding of the Parties as to those matters contained herein. No prior oral or written understanding shall be of any force or effect with respect to those matters covered hereunder. This Agreement may only be modified by a written amendment.

Indemnification

RRI shall indemnify, defend, and hold harmless IVRMA and its officers, agents, and employees, against any and all claims, losses, damages, liabilities, and related expenses (including attorney fees), arising out of the performance of this Agreement. IVRMA shall indemnify, defend, and hold harmless RRI against any and all claims, losses, damages, liabilities, and related expenses (including attorney fees), arising out of the gross negligence or fraud of IVRMA and its officers, agents, and employees.

Compliance with Laws

The Contractor shall comply with all applicable laws, ordinances, codes and regulations of the Federal, State and local governments.

Governing Law

IVRMA and the Contractor agree that the law governing this Agreement shall be that of the State of California. Any suit brought by either Party against the other arising out of the performance of this Agreement shall be filed and maintained in the Superior Court of the County of Imperial.

Conflict of Interest

The Contractor shall avoid all conflict of interest or appearance of conflict of interest in performance of this Agreement. The Contractor shall file a disclosure statement, if required by the IVRMA resolution, which shall be filed within thirty (30) days from the effective date of this Agreement or such Resolution, as applicable.
No member, officer, or employee of IVRMA, during their tenure, or for one (1) year thereafter, shall have any interest, direct or indirect, in this Agreement or the proceeds thereof and the Contactor agrees not allow, permit, grant, transfer or otherwise do anything which will result in such member, officer or employee of IVRMA from having such interest.

**Signing Authority/Notices**

The representative for each Party on behalf of IVRMA and the Contractor has the authority to sign this Agreement on behalf of the respective entity. All written notices required under this Agreement shall be directed to the persons sign in g below and to the associated and designated addresses.

Dated this day of , 2018.

Imperial Valley Resource Management Agency

By ________________________________

Bob Douthitt, IVRMA Manager

Date ______________________________

Rubber Recovery, Inc.

By ________________________________

Authorized Representative

Date ______________________________

I hereby approve the form of the foregoing Agreement this _____ day of ____________, of 2018.

By ________________________________

Ryan D. Childers, Agency Counsel
AGENDA REPORT

FROM: Bob Douthitt, IVRMA Manager
PREPARED BY: Bob Douthitt, IVRMA Manager
SUBJECT: Approve the Amendment to the Agreement with CR & R, Inc. for Tire Hauling Contractor Services
MEETING DATE: April 25, 2018

RECOMMENDATION

Approve Resolution No. IVRMA 18-05 – RESOLUTION OF THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY APPROVING AN AMENDMENT TO THE AGREEMENT WITH CR&R, INC. FOR CONTRACTOR SERVICES

FISCAL IMPACT

None (funding from Cal Recycle – Waste Tire Cleanup Grant and Waste Tire Amnesty Event Grant)

DISCUSSION

The Waste Tire Hauling Agreement between the Imperial Valley Resource Management Agency and CR&R, Inc. was approved at the June 26, 2013, IVRMA Board Meeting- Resolution 13-10. The Agreement has been subject to annual renewal thereafter. CR&R, Inc. has submitted a Letter of Intent to continue the Agreement services under the current conditions.

CR&R, Inc. will provide the hauling and delivering of waste tires collected in the Imperial Valley to a recycling facility in Fontana, CA. for the Waste Tire Cleanup Grant and Waste Tire Amnesty Event Grant.

CONCLUSION

The renewal for the proposed Agreement with CR&R, Inc. will be in the best interest of Imperial Valley Resource Management Agency.
RESOLUTION NO. IVRMA 18-05

RESOLUTION OF THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY APPROVING AN AMENDMENT TO THE AGREEMENT WITH CR&R, INC. FOR CONTRACTOR SERVICES

WHEREAS, the Imperial Valley Resource Management Agency (“IVRMA”) approved an agreement between IVRMA and CR&R, Inc. (“CR&R”) for the service of hauling waste tire (“the Agreement”) on July 1, 2013, the term of which was extended and is set to expire on June 30, 2018;

WHEREAS, it is now necessary for the IVRMA Board of Directors to approve an amendment to the Agreement that will extend the term of the Agreement through June 30, 2019; at which time the original agreement is set to expire. The amendment contains no other changes to the Agreement; and

WHEREAS, the IVRMA Board of Directors finds that its approval of the amended agreement will be in the best interest of the IVRMA.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY OF THE COUNTY OF IMPERIAL, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

1. That the foregoing is true, correct and adopted.

2. That the IVRMA Board of Directors does hereby approve an extension to the Agreement between the IVRMA and CR&R to extend the term of agreement under the same terms as previously agreed upon through June 30, 2019.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Imperial Valley Resource Management Agency of the County of Imperial, California, held on the 25th day of April, 2018.

IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY

By_______________________________
Board President

ATTEST:

By_______________________________
Board Secretary
APPROVED AS TO FORM:
Office of the Attorney

By ________________________________
Ryan D. Childers, Agency Counsel

STATE OF CALIFORNIA     )
COUNTY OF IMPERIAL  ) ss
CITY OF EL CENTRO    )

I, Elizabeth Zarate, Secretary of the Imperial Valley Resource Management Agency, do hereby certify that the foregoing Resolution No. IVRMA 18-05 was duly and regularly adopted at the regular meeting of the Board of Directors of the Imperial Valley Resource Management Agency of the County of Imperial, California, held on the 25th day of April, 2018, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAINED:

By ________________________________
Secretary