



COUNTY OF HUMBOLDT

For the meeting of: 12/20/2022

File #: 22-1578

To: Board of Supervisors

From: Public Works

Agenda Section: Consent

SUBJECT:

Option to Extend the Term of the License Agreement at the Shelter Cove Solid Waste Container Site with Resort Improvement District No. 1.

RECOMMENDATION(S):

That the Board of Supervisors:

1. Approve the option to extend the term of the License Agreement at the Shelter Cove Solid Waste Container Site with the Resort Improvement District No. 1 to Jan. 31, 2024; and
2. Approve and authorize the Public Works Director to execute the attached option letter (Attachment No. 4 - Option No.2).

SOURCE OF FUNDING:

Solid Waste (3691438)

DISCUSSION:

On March 4, 1997, your Board approved a License Agreement with Resort Improvement District No. 1 (Licensor) for use of their lands to operate a solid waste container site in Shelter Cove (Attachment No. 1 - License Agreement).

On Nov. 16, 2021, your Board approved a First Amendment to License Agreement to extend the term of the License Agreement for two (2), one (1) option terms (Attachment No. 2 - First Amendment to License Agreement).

On Jan. 25, 2022, your Board approved the first of two option terms to extend the term of the License Agreement, beginning on Feb 1, 2022, and ending on Jan. 31, 2023, by written notice to the Licensor (Attachment No. 3 - Option Letter No. 1)

The county desires to exercise the second of two option terms to extend the term of the License Agreement, beginning on Feb. 1, 2023, and ending on Jan. 31, 2024, by written notice to the Licensor (Attachment No. 4- Option Letter No. 2). The Licensor has permitted the county to submit the written notice less than the required sixty (60) days prior to the end of the license term. (Attachment No. 5-

Correspondence with Licensor).

Staff is requesting that your Board approve the option to extend the license term, beginning on Feb. 1, 2023, and ending on Jan. 31, 2024.

FINANCIAL IMPACT:

Annual rent for use of the site is \$100. Fiscal year 2022-23 Solid Waste budget 3691438 will accommodate this rent. There will be no impact to the General Fund.

STRATEGIC FRAMEWORK:

This action supports your Board's Strategic Framework by providing for and maintaining infrastructure.

OTHER AGENCY INVOLVEMENT:

Public Works

ALTERNATIVES TO STAFF RECOMMENDATIONS:

Your Board could choose not to approve the option to extend the term of the license, however this is not recommended as the License Agreement will expire on Jan. 31, 2023, and thus force the site to close down prior to other service being in place.

ATTACHMENTS:

- Attachment No. 1 - License Agreement
- Attachment No. 2 - First Amendment to License Agreement
- Attachment No. 3 - Option Letter No. 1
- Attachment No. 4 - Option Letter No. 2
- Attachment No. 5 - Correspondence with Licensor

PREVIOUS ACTION/REFERRAL:

Board Order No.: C24, C24
Meeting of: 11/16/21, 1/25/22
File No.: 21-1584, 21-1755



**DEPARTMENT OF PUBLIC WORKS
COUNTY OF HUMBOLDT**
MAILING ADDRESS: 1106 SECOND STREET, EUREKA, CA 95501-0579
AREA CODE 707

On-line
Web: humboldt.gov.org

	Public Works Building Second & L St., Eureka Fax 445-7409		
Administration	445-7491	Natural Resources	445-7741
Business	445-7652	Natural Resource Planning	267-9542
Engineering	445-7377	Parks	445-7651
Facility Management	445-7621	Roads	445-7421

Clark Complex
Harris & H St., Eureka
Fax 445-7388
Land Use 445-7205

December 22, 2022

Justin R. Robbins
General Manager
Resort Improvement District No. 1
9126 Shelter Cove Road
Whitethorn, CA 95589

RE: Shelter Cove Solid Waste Container Site Option Letter

Dear Mr. Robbins


The County of Humboldt presently has a License Agreement and First Amendment to License Agreement (License) with you for use of the Shelter Cove Solid Waste Container Site in Shelter Cove.

The License term will expire on January 31, 2023.

We wish to notify you that the County of Humboldt is exercising it's second of two options to extend the license term pursuant to Section 4 of the License (and you have graciously agreed waive the required 90 day notice period), beginning February 1, 2023, and ending on January 31, 2024.

All other conditions of the License will remain the same.

Sincerely,


Thomas K. Mattson
Director
Public Works