

ORDINANCE NO. _____

PURSUANT TO GOVERNMENT CODE SECTION 25124, THE FOLLOWING IS A SUMMARY OF AN ORDINANCE AMENDING SECTION §4-03-1210 OF ARTICLE 5 OF CHAPTER 3 OF PART IV OF THE ORDINANCE CODE OF TULARE COUNTY, PERTAINING TO

§ 4-03-1210. FRANCHISE AGREEMENTS:

(a) The Board may grant to persons the exclusive rights to collect Solid Waste within specific areas and to deliver all collected Solid Waste to a designated facility for disposal by means of a franchise agreement. The Franchise Agreement shall provide specific terms for the operation of the franchise, including the duration of the franchise, which shall not exceed twenty-five (25) years, and the annual payment to the County of a franchise fee. Unless otherwise expressly provided in the terms of the Franchise Agreement, the provisions of this Chapter apply to any Franchise Agreement approved pursuant to this Chapter.

(b) The Board may only approve a Franchise Agreement, or renew a Franchise Agreement, after an open and competitive process for the award of a franchise agreement is completed as follows:

(1) On approval by the Board, the County will solicit proposals from persons engaged in the collection of Solid Waste. Prior to the issuance of requests for proposals, the Solid Waste Director shall establish objective criteria to be used in evaluating and selecting the preferred person. The request for proposals shall include the criteria. The Solid Waste Director or his or her designee shall review all proposals and make such investigations as the Solid Waste Director deems necessary and appropriate to ensure that cost effective, quality service will be provided.

(2) The Solid Waste Director shall review and evaluate the proposals and recommend to the Board which, if any, proposer should be granted the franchise agreement. Upon the basis of the level of service proposed, proposed service fee, any historical evidence as to the quality of service, other evidence submitted and the results of any investigation, the Solid Waste Director shall make a finding on the qualifications of each proposer. The Solid Waste Director or his or her designee shall recommend to the Board who should be granted the franchise agreement on the basis of his or her findings.

The effective date of these changes will be thirty (30) days after adoption by the Board of Supervisors.

The ordinance herein summarized was adopted by the Tulare County Board of Supervisors on _____, 20__, at a regular meeting of said Board.

AYES:
NOES:
ABSTAIN:
ABSENT:

COUNTY OF TULARE

By: _____
Chair, Board of Supervisors

ATTEST: JASON T. BRITT
County Administrative Officer/
Clerk of the Board of Supervisors

By: _____
Deputy Clerk

Approved as to Form:
County Counsel

By Patrick Beck
Deputy

Matter # 2021761

BBG/2021761/5/9/2024/2170561

ORDINANCE NO. _____

AN ORDINANCE FOR DEVELOPMENT AGREEMENT NO. DEV 24-002

THE BOARD OF SUPERVISORS OF THE COUNTY OF TULARE ORDAINS AS
FOLLOWS:

Section 1. The Development Agreement attached hereto as “Attachment 1 Developer Agreement” as proposed between the County of Tulare and Quest Equity LLC, a Nevada Limited Liability Company.

DEV 24-002 is hereby approved.

Section 2. The Chair of the Board of Supervisors is authorized to execute the Agreement on behalf of the County of Tulare, and to take any actions related to such agreement as is necessary to carry this approval into effect.

Section 3. This Ordinance shall take effect thirty (30) days from the date of the passage hereof, and prior to the expiration of 15 days from the passage hereof, shall be published once in a newspaper of general circulation in the County of Tulare, State of California, together with the names of the members of the Board of Supervisors voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the Board of Supervisors of the County of Tulare, State of California, on June 4, 2024, at a regular meeting of said Board, duly and regularly convened on said day, by the following roll call vote:

AYES:

NOES:

ABSENT:

Supervisor Larry Micari, District One
Chair, Board of Supervisors

ATTEST: Jason T. Britt
County Administrative Officer/Clerk Board
of Supervisors

By:

Deputy Clerk

Approved as to Form:

Matthew C. Pierce

Deputy County Counsel
Matter No. 2024472