

**City of Carson City
Agenda Report**

Date Submitted: December 3, 2010 **Agenda Date Requested:** December 16, 2010
Time Requested: Consent Agenda

To: Mayor and Supervisors

From: Public Works Department

Subject Title: Action to adopt Resolution No. _____ a resolution approving and authorizing the Mayor to sign an Interlocal Agreement Relating to Disposal of Processed Wastewater Solids, between Carson City and Lyon County.
(Andy Burnham)

Staff Summary: Lyon County needs to dispose of approximately 4,000 to 5,000 tons of processed wastewater solids every 4 to 5 years. This Resolution approving the agreement will allow Lyon County to dispose of the solids at the Carson City Sanitary Landfill. This is a cost saving to Lyon County and Lyon County will reimburse Carson City \$10.00 per ton for the processed wastewater solids disposed at the landfill which is the estimated direct cost to the City.

Type of Action Requested: (check one)
 Resolution Ordinance
 Formal Action/Motion Other (Status Report)

Does This Action Require A Business Impact Statement: Yes No

Recommended Board Action: I move to adopt Resolution No. _____ a resolution approving and authorizing the Mayor to sign an Interlocal Agreement Relating to Disposal of Processed Wastewater Solids, between Carson City and Lyon County.

Explanation of Recommended Board Action: Under this Interlocal Agreement, Lyon County will dispose of approximately 4,000 to 5,000 tons of processed wastewater solids every 4 to 5 years at the landfill and pay Carson City \$10.00 per ton for disposal. Prior to disposal at the landfill, Lyon County must provide documentation that the solids meet the Federal and State NDEP regulatory requirements for landfill disposal. The amounts brought in overtime will not disrupt activities at the landfill and will have little or minimal impact on the landfill's life span.

Fiscal Impact: Direct costs to the City will be reimbursed.

Funding Source: Minor revenue to off-set costs.


Explanation of Impact: N/A

Alternatives: Do Not Approve

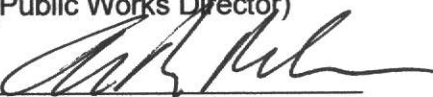
Supporting Material:

1. Resolution (Exhibit A)
2. Interlocal Agreement (Exhibit B)

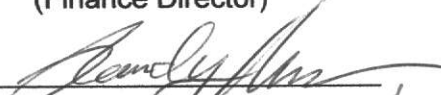
Prepared By: Ken Arnold, Deputy Public Works Director

Reviewed By: 
(Public Works Director)

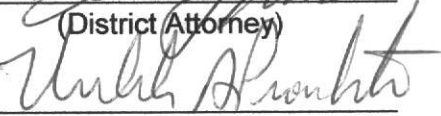
Date: 12/7/10

Concurrences: 
(Finance Director)

Date: 12-7-10


(District Attorney)

Date: 12/7/10


(City Manager)

Date: 12/7/10

Board Action Taken:

Motion: _____ 1) _____ Aye/Nay
2) _____ _____

(Vote Recorded By)

RESOLUTION NO. _____

**RESOLUTION ADOPTING AND APPROVING AN INTERLOCAL AGREEMENT
RELATING TO DISPOSAL OF PROCESSED WASTEWATER SOLIDS**

WHEREAS, any two or more public agencies may enter into cooperative agreements for the performance of any governmental function pursuant to NRS 277.080 to 277.180, inclusive; and

WHEREAS, NRS 277.110 provides that every such agreement must be by formal resolution or ordinance of the governing body of each public agency included and must be spread at large upon the minutes, or attached in full thereto as an exhibit, of each governing body; and

WHEREAS, the parties to the Interlocal Agreement Relating to Disposal of Processed Wastewater Solids, Carson City and Lyon County, desire to adopt and approve such agreement as required by NRS 277.110. A copy of the agreement is attached to this Resolution as Exhibit "A;" and

WHEREAS, both parties to the Interlocal Agreement Relating to Disposal of Processed Wastewater Solids, Carson City and Lyon County, are public agencies as defined by NRS 277.100; and

NOW, THEREFORE, BE IT RESOLVED that the terms and conditions of the Interlocal Agreement Relating to Disposal of Processed Wastewater Solids, Carson City and Lyon County, are hereby adopted and approved; and

BE IT FURTHER RESOLVED that the Interlocal Agreement Relating to Disposal of Processed Wastewater Solids, Carson City and Lyon County, shall be spread at large upon the minutes or attached in full thereto as an exhibit, and that a copy of this Resolution shall be sent to Lyon County.

Upon motion by Supervisor _____, seconded by Supervisor _____, the foregoing Resolution was passed and adopted this _____ day of _____, 2010 by the following vote:

AYES: _____ NAYS: _____

ABSENT: _____ ABSTAIN: _____

Resolution No. _____

Resolution for Interlocal Agreement Related to Disposal of Processed Wastewater Solids,
Between Carson City and Lyon County; continued,

Robert L. Crowell, Mayor
Carson City, Nevada

ATTEST:

Alan Glover, Clerk
Carson City, Nevada

INTERLOCAL AGREEMENT RELATING TO WASTEWATER SERVICE
Agreement For the Disposal of Wastewater Solids

This INTERLOCAL AGREEMENT is entered into this ___ day of _____, 2010, by and between Lyon County, a political subdivision of the State of Nevada (hereinafter referred to as "LYON") and Carson City, a consolidated municipality and political subdivision of the State of Nevada (hereinafter referred to as "CARSON CITY") and hereinafter sometimes referred to individually as "Party" and collectively as "Parties".

RECITALS

1. NRS 277.100(1) defines a public agency eligible to enter into an interlocal contract to include counties and consolidated municipalities, and CARSON CITY and LYON are public agencies under that definition.

2. NRS 277.180(1) provides that any one or more public agencies may contract with any one or more other public agencies to perform any governmental service, activity, or undertaking which any of the contracting agencies is authorized by law to perform.

3. CARSON CITY and LYON are authorized by the laws of Nevada to construct, improve, maintain, and provide capital improvements and related services for the treatment of wastewater which includes generation of solids from the treatment process.

4. LYON provides wastewater services through Lyon County Utilities to certain areas of Lyon County currently located in the developed area surrounding Dayton, Mound House and Silver Springs Nevada. LYON owns, maintains and operates several wastewater treatment facilities which generate solids requiring disposal.

5. CARSON CITY provides wastewater services to the residents of Carson City, Nevada. CARSON CITY owns, maintains and operates a wastewater treatment facility which generates solids requiring disposal.

6. CARSON CITY disposes of its generated wastewater solids at its landfill located at 3600 Flint Drive in eastern Carson City which is just west of Lyon County.

7. LYON desires to also dispose of its generated wastewater solids at CARSON CITY's landfill.

CARSON CITY is permitted by the State of Nevada Division of Environmental Protection to receive wastewater solids at its landfill .

NOW THEREFORE, in consideration of the mutual covenants hereinafter set forth, the parties agree as follows:

1. REQUIRED APPROVAL. This AGREEMENT shall not become effective until and unless approved by appropriate official action of the governing body of each Party.