

**RESOLUTION NO. \_\_\_\_\_**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

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**RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE OR DESIGNEE TO EXERCISE THE CARRY FORWARD CONTRACT PROVISION PER THE ADOPTED AMENDED AND RESTATED RECOLOGY FRANCHISE AGREEMENT ATTACHMENT K (ADOPTED JUNE 4, 2019, RESOLUTION NO. 076641), DEFERRING THE EXCESS COMPENSATION ADJUSTMENTS ABOVE 5 PERCENT FOR CALENDAR YEAR 2024**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, on October 20, 2009, the Board adopted Resolution No. 070423 which approved a franchise agreement with Recology San Mateo County (Recology) to provide services for the collection of recyclable materials, organic materials, and garbage from January 1, 2011, through December 31, 2020; and

**WHEREAS**, on June 4, 2019, the Board adopted Resolution No. 076641 approving the amended and restated Recology Franchise Agreement for an additional 15-year term expiring on December 31, 2035. For a link to the Board action visit:

<https://sanmateocounty.legistar.com/LegislationDetail.aspx?ID=3968329&GUID=D2F2F>.

**WHEREAS**, the adopted Recology Amended and Restated Franchise Agreement Attachment K, Section 5, included a prescribed Carry Forward provision which allows Member Agencies to defer the excess compensation adjustments above 5 percent for the coming rate year (calendar year) 2024 (CY 2024), and the subsequent rate year (CY 2025) shall be increased by such amount; and

**WHEREAS**, on February 23, 2021, the Board adopted an Appropriations Transfer Request (ATR) No. ATR21-040 appropriating \$31,847 from Non-General Fund General Reserves to Services and Supplies to offset any increases for Recology in garbage and recycling rates in CFA for CY 2021.

**NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED as follows:**

Approve the County Executive or designee to exercise the Carry Forward contract provision for calendar year 2024, per the adopted Amended and Restated Recology Franchise Agreement, Attachment K, and defer the excess compensation adjustments above 5 percent to CY 2025.

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