



**Town of Gordonsville, Virginia
Agenda Item Summary
October 19, 2020**

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| <p><u>AGENDA ITEM 12c</u> New Business</p> <p><u>AGENDA TITLE:</u> Consideration of Recycling Center Memorandum of Understanding.</p> <p><u>PRESENTER:</u> Mayor Robert Coiner</p> | <p><u>DISPOSITION:</u> <input checked="" type="checkbox"/> Action Required <input type="checkbox"/> For Discussion <input type="checkbox"/> Consent Agenda <input type="checkbox"/> Closed Session <input type="checkbox"/> Informational</p> <p><u>ATTACHMENTS:</u> <input checked="" type="checkbox"/> yes <input type="checkbox"/> no</p> |
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BACKGROUND:

The Town’s recycling center is nearing completion. The bins for the collection of recyclable materials will be provided by Orange County as part of their single-stream recycling program begun in 2019; recyclables will be collected each week by County Waste, the County’s recycling vendor. There is a six-week lead-time for the placement of recycling bins at the site once they have been ordered by the vendor.

In order to locate the bins at the Town’s recycling center, the County is requiring that a memorandum of understanding be signed by the Town. This document sets forth the responsibility of the County to provide the recycling bins and the collection of recyclables at their expense, and places responsibility on the Town for maintaining the site. Even though the Town’s site will be unmanned and open to the public 24/7, it is hoped that its visible location and routine monitoring by the Town’s police department will minimize the dumping of non-recyclable materials. Additionally, the site will be lighted, and the Town will install surveillance cameras to reduce misuse of the property. Staff has requested that the County consider waiving any tipping fees that would be paid by the Town for the disposal of non-recyclable materials left at the site.

Attached for Council’s consideration is a draft memorandum of understanding as provided by Orange County. This document has been provided to the Town Attorney for her review.

STAFF RECOMMENDATION:

Staff recommends that Council authorize the Town Manager to sign a memorandum of understanding with Orange County for the Gordonsville Recycling Center Site, as presented.

MOTION FOR CONSIDERATION:

“Motion to authorize the Town Manager to sign a memorandum of understanding with Orange County for the Gordonsville Recycling Center Site, as presented.”

MEMORANDUM OF UNDERSTANDING
BETWEEN THE COUNTY OF ORANGE, VIRGINIA
AND
THE TOWN OF GORDONSVILLE, VIRGINIA
REGARDING THE GORDONSVILLE RECYCLING CENTER SITE

WHEREAS, the Town of Gordonsville, Virginia (the “Town”) is in the process of constructing a recycling center site;

WHEREAS, the County of Orange, Virginia (the “County”) presently has a contract with County Waste of Virginia, LLC (the “Vendor”) to provide single-stream recycling under the supervision of the County Department of Public Works, which contract was ratified by the County Board of Supervisors on February 21, 2019, and which may be extended, amended, or renewed from time to time (hereinafter the “Contract with the Vendor”); and

WHEREAS, the Town wishes to make use of the services procured by the County from the Vendor for the servicing of recycling bins at the new recycling center site;

NOW THEREFORE, the Town and the County mutually agree as follows:

1. The County will allow the Town, as a third-party beneficiary of its Contract with the Vendor, to receive the benefits of the servicing and disposing of recyclable materials stored in the bins at the Town’s new recycling center site, at no cost to the Town. The County will provide the Town with containers necessary to fulfill this commitment. The County shall pay the cost of providing and servicing such containers, as provided in its Contract with the Vendor.

2. The County and Town agree that the County shall carry no obligation to monitor, maintain, or protect the site, or to dispose of any materials except recyclable materials as provided in its Contract with the Vendor.
3. The County and Town further agree that the Town is solely responsible for cleaning any materials (including waste materials) left at the site. In the event that the Vendor charges the County for contaminated loads, the Town shall reimburse the County for such charges. In the event that the County is charged any tipping fees for solid waste left at the Town's recycling center site, the Town shall reimburse the County for such charges.

WITNESS the following signatures:

Theodore Voorhees, County Administrator
County of Orange, Virginia

Date

Deborah S. Kendall, AICP, Town Manager
Town of Gordonsville, Virginia

Date

APPROVED AS TO FORM:

County Attorney