



SUPPLEMENTAL

COUNCIL AGENDA: 11-21-06
ITEM: 7.1

Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Scott P. Johnson
John Stufflebean

SUBJECT: RECYCLE PLUS AGREEMENTS

DATE: November 17, 2006

Approved

Date

11/17/06

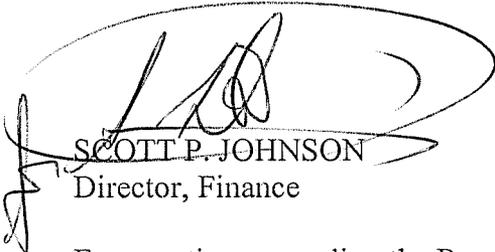
COUNCIL DISTRICT: City-Wide

REASON FOR SUPPLEMENTAL

This memorandum is to notify Council that the Agreements between the City of San José and Garden City Sanitation, Inc., for Recycle Plus SFD Solid Waste Services and California Waste Solutions, Inc., for Recycle Plus SFD Recycling Services have been finalized and are available for public review at the Office of the City Clerk or on the City Clerk's website.

California Waste Solutions (CWS) is in final negotiations this week for their corporation yard on Junction Avenue in San José. This yard will be used to locate and maintain collections vehicles and stage material from the Large Item Collection program. A commitment letter from the owner of the Junction site, Green Valley Corporation, is attached. CWS is identifying contingent sites if the Junction site is deemed not viable.

In order for CWS to begin to use the Junction Avenue site as a corporation yard/collection facility, a Special Use Permit must be approved by the Director of Planning. Staff from the Department of Planning, Building and Code Enforcement met with representatives from CWS in mid-September to discuss the planning process and advised that four (4) months should be allowed to process a Special Use Permit from date of application to date of approval. This period includes required project review, environmental review and public hearings. Given the processing timeframe it is critical that a complete application, including the application for environmental clearance, be submitted to the City by December 8, 2006.



SCOTT P. JOHNSON
Director, Finance



JOHN STUFFLEBEAN
Director, Environmental Services

For questions regarding the Recycle Plus Agreements, please contact Jo Zientek, Acting Deputy Director, Integrated Waste Management Division, at 408/535-8557.

Attachment



GREEN VALLEY CORPORATION
A Barry Swenson Company

777 N. First Street, 5th Floor • San Jose, CA 95112-6303 • Tel: (408) 287-0216 • Fax: (408) 998-1737
www.barryswensonsubuilder.com

November 13, 2006

California Waste Solutions
Attn: Victor Duong
1005 Timothy Drive
San Jose, CA 95133

RE: Status of Lease Document
1901 Junction Ave., San Jose, CA

Dear Victor,

This letter is to confirm that we are in the final negotiations of a lease document between California Waste Solutions, a California Corporation and Green Valley Corporation. Pursuant to the non-binding letter of intent, our legal council is making the final modifications to the lease document to reflect the specifics of our agreement. Upon your final comments to the lease document, Green Valley Corporation will be ready to execute the final document.

If you or anyone from the City of San Jose has any further questions about the status of the document, either Elizabeth or myself would be happy to address them.

We look forward to executing the agreement by Wednesday.

Sincerely,

Todd Trezell, Project Manager
(408) 938-6335

Elizabeth Coughran, Leasing Agent
(408) 938-6303