



CCAA BOARD MEMO

Agenda Item: G-2

BOARD MEMO 2024-21

Meeting Date: October 16, 2024

Agenda Title: RENEWAL OF THE CINDERLITE CONTRACT FOR THREE YEARS.

Staff Summary: The Cinderlite Contract will be up for renewal on November 1, 2024. The renewal includes a 15.07% CPI increase and language that allows for coordination of the installation of a MALSF if required. Staff recommends renewal.

Agenda Action: Formal Action/Motion

Time Requested 0 Minutes

Proposed Motion

I move to approve the renewal of the Cinderlite Contract.

CCAA'S Strategic Goal

Maintain financial stability and support economic activity in the region.

Previous Action

February 15, 2012 (Item G-1) – The CCAA approved the first contract with Cinderlite

November 18, 2015 (Item F-2) – The CCAA approved an extension to the Cinderlite contract

November 14, 2018 (Item G-3) – The CCAA approved an extension to the Cinderlite contract

October 25, 2021 (Item G-2) – The CCAA approved an extension to the Cinderlite contract

Executive Summary

N/A

Recommendation:

Approve the contract renewal

Financial Information

Is there a fiscal impact?

No Yes

If yes, account name/number & amount: 3099 General Fund

General Fund/ Federal Share: 15.07% increase from \$1.81 to \$2.08 per ton of material sold from the site.

Is it currently budgeted?

Yes

Alternatives

Do not approve the contract as presented and suggest changes.

Board Action Taken:

Motion: _____ 1) _____
2) _____

Aye/Nay

(Vote Recorded By)

Surplus Rock and Aggregate Material Extension Agreement

This Extension Agreement ("Agreement") is made effective November 1, 2024, by and between Corey Jenkins, A.A.E., Airport Manager, on behalf of the CARSON CITY AIRPORT AUTHORITY ("Airport") and CINDERLITE TRUCKING CORPORATION ("BUYER") (collectively, the "parties"). Pursuant to Section P (Miscellaneous) of the existing Extension Agreement entered into by the parties, the parties hereby agree to extend the Surplus Rock and Aggregate Material Agreement (dated November 21, 2018 and extended on November 1, 2021) for an additional 3 years.

All terms and conditions remain in place and are extended to the new termination date except for the royalty paid to the Airport. The royalty shall be adjusted to reflect the CPI increase of 15.07% from August 2021 to August 2024 (most current available data). The royalty paid to the Airport shall be \$2.08 per ton of material sold from the site during the term of the extension. (15.07% increase to \$1.81)

The parties agree that BUYER will begin the restoration of terrain in the area designated by the Airport in coordination with the Airport Manager. The remainder of the restoration shall occur on or before the termination date of the Agreement. BUYER has been notified that the Airport may need to install a Medium Intensity Approach Lighting System with Sequenced Flashing Lights (MALSF) in the work area, and if such occurs then BUYER will cooperate with Airport so that BUYER's work does not interfere with the installation of the lighting.

P. MISCELLANEOUS

1. This Agreement may be otherwise amended or modified only in writing and only upon the mutual written consent of the parties hereto.
2. The rights and privileges hereby granted or reserved to the parties may not be assigned.
3. This Agreement shall inure to the benefit of and shall be binding upon the heirs, successors and assignees of the parties hereto.
4. This Agreement shall be construed in accordance with the laws of the State of Nevada. Jurisdiction over any legal action shall be in Carson City, Nevada.
5. In the event any phrase, Section or other portion of this Agreement is deemed to be illegal, null, void or against public policy, the remaining portions of this Agreement shall not be affected thereby and shall remain in force and effect to the fullest extent permissible by law.
6. By signing this Agreement, the signatories represent that they have full authority to bind their respective entities.

IN WITNESS WHEREOF, this agreement has been executed.

Greg Lehman
Cinderlite Trucking Corporation

Corey Jenkins, A.A.E., Airport Manager

Tim Puliz, CCAA Chair

Date

Date