AGENDA ACTION ITEM

DATE: 2026-10-13

TO: Board of County Commissioners

FROM: Darryl Johnson, Public Works Director

ITEM TITLE: **Action Item – Exclusive Franchise Agreement Waste/Recycle Collection Notice of Non-renewal**

Summary:

The original Exclusive Franchise Agreement for Collection and Disposal of Materials (Agreement) was signed on August 12, 2015. In 2022, the BoCC opted to renew the existing agreement for an additional five years. The extended contract will expire fall 2027. Language in the current Agreement states the Agreement shall be automatically extended for successive additional terms of five years unless County or Franchisee provides written notice of termination not less than one year prior to the expiration of the Term. It was agreed by the County and RAD at the 8/10/26 BoCC meeting that the one-year notice deadline date 11/18/2026.

A notice of termination drafted by the Teton County Deputy Prosecuting Attorney, James Blunk, is attached.

Also attached is the most current Amended Agreement prepared by Mr. Blunk. Teton County has agreed to give RAD the option to accept this amendment as is, extending the Agreement for an additional five years.

Fiscal Impact:

There is a 10% franchise fee associated with the exclusive franchise agreement which generates approximately $46,000/year for Teton County. The franchise fee will remain the same in the next agreement.

Attachments:

Amended Franchise Agreement
Notice of Termination

SUGGESTED MOTION:

Approve both the Notice of Termination Letter and Amended Agreement for Collection and Disposal of Materials in Teton County as presented. RAD shall be given 14 calendar days to agree to the Amended Agreement as presented with no changes. If, after the 14 calendar days, the agreement is not accepted by RAD, the Notice of Termination Letter will be sent and the services will be put out for bid upon termination of existing Agreement in November 2027.