

INFORMATION FOR THE NOVEMBER 22, 2017
TONOPAH TOWN BOARD MEETING

AGENDA ITEM:

Discussion, deliberation and possible action to send Notice of Default to Hoss Disposal pursuant to Section 12 of Franchise Agreement with Town of Tonopah

PETITIONER: (Include Name, Address, Phone Number, E-mail)

Chris Mulkerns, Administrative Manager
Joe Westerlund, Utility Manager
P.O. Box 151
Tonopah, NV 89049
775.482.6336

BACKGROUND OF ACTION ITEM REQUESTED:

This proposed action is a direct result of public workshop held on November 16, 2017.

FISCAL IMPACT:

To be determined.

Please note: Due to posting requirements, all agenda items must be turned in by 12:00 noon five working days (Wednesday) prior to the day of the scheduled meeting or by 12:00 noon six working days (Tuesday of the prior week) if a holiday falls prior to the meeting.

NOTE: (The days in parentheses are for regular scheduled Town Board meetings which fall on the second and fourth Wednesday of each month)

In order to facilitate the review and consideration of an agenda item presented to the Tonopah Town Board, please include all documents or any relevant material or information with your request.

Chris Mulkerns
Signature (required)

11/16/17
Date

Request taken by: Kat Jeli-

11.16.17
Date

including attorney's fees, for any and all personal injuries to or deaths of persons whomsoever and any and all loss, destruction or damage to property whatsoever resulting from, caused by or arising out of or in any way connected with the CONTRACTOR'S operations in the District, except for those claims caused by the negligence or intentional acts of the TOWN BOARD, their agents, officers or employees.

11. CONDUCT OF OPERATIONS. The work and operations of the CONTRACTOR within the District during the term hereof shall be done in accordance with good and workmanlike practices and CONTRACTOR shall comply with all applicable federal, state and local laws and regulations pertaining to the District and the operations of CONTRACTOR thereon in effect during the term hereof, including environmental and hazardous waste laws and regulations.

12. DEFAULT. In the event CONTRACTOR is in default in the observance or performance of any of CONTRACTOR'S covenants or obligations hereunder, the TOWN BOARD shall give CONTRACTOR written notice of the default specifying the details thereof. The CONTRACTOR shall have thirty (30) days after receipt of such notice of default within which to remedy the default described therein, or to commence action in good faith to remedy such default. If no corrective action is undertaken by the CONTRACTOR or no written notice or explanation of why the CONTRACTOR cannot take corrective action is provided to the TOWN BOARD within thirty (30) days from the receipt of