

Buffalo County Resolution



Drafted By:
Sonya J. Hansen
Presented Month/Year:
June 2018
Involved Committees:
Finance

County Department:
Administration
Fiscal Impact: YES / NO
AC Approved: YES / NO

RESOLUTION # 18-06-06

A RESOLUTION TO ADOPT AMENDMENT NO. 2 TO SOLID WASTE DISPOSAL AGREEMENT

WHEREAS, La Crosse County and Buffalo County entered into a Solid Waste Disposal Agreement in 1991, to arrange for the receipt, processing and disposal of solid waste generated in Buffalo County at the NSP, k/n/a Xcel Energy, Refuse Derived Fuel (RDF) Facility and the La Crosse County Landfill from July 1, 1988 through June 20, 2008; and

WHEREAS, La Crosse and Buffalo County amended the Agreement on August 20, 2002 and extended the terms until June 30, 2023;

WHEREAS, La Crosse County and Buffalo County desire to again amend the Agreement to coincide with a new term extension negotiated by La Crosse County and Northern States Power Company for the continued use of the RDF Facility in La Crosse County; and,

NOW, THEREFORE, it is agreed by and between the parties that for the good and valuable consideration and to the effect the above stated objectives, the Agreement shall be amended as follows:

1. **Termination Date:** The term of this Agreement shall be extended for an additional seven (7) years beyond the June 30, 2023 termination to a new termination date of June 30, 2030, with two possible five year extensions if agreed to June 30, 2035 and June 30, 2040 if agreed to by the parties;
2. **Disposal Credits:** In the event that the Landfill Disposal Credit exceeds the annual payment for 2023, the credit may be carried forward during the remaining term of this contract, including any extensions, to be utilized for any future charges through La Crosse County for the Household Hazardous Waste program.
3. All providers of the Solid Waste Disposal Agreement between La Crosse and Buffalo County, as amended by the Amendment No. 1 dated August 20, 2002, where not inconsistent with this Amendment No. 2, shall remain in full force and effect, except that those provisions relating to Buffalo County paying a share or contribution to the Advance Toward Construction or air emission improvement shall not be in full force and effect after June 30, 2023. Any remaining landfill disposal credit as of June 30, 2023, may be applied to any remaining balance of the annual capital contribution for 2023.

NOW, THEREFORE BE IT RESOLVED that the Buffalo County Board of Supervisors authorizes the County Clerk and the County Board Chair to sign an extended contract with La Crosse County for an additional seven (7) years to a new termination date of June 30, 2030, with two possible five year extensions of June 30, 2035 and June 30, 2040, if agreed to by the parties at no additional cost to the County with the amended language.

Adopted at a duly called and noticed meeting of the Buffalo County Board of Supervisors on the 25th day of June, 2018.

Bryan M. Halverson
County Clerk

ATTEST:

Mary Anne McMillan Urell
County Board Chair

Finance Committee

Larry Grisen
Larry Grisen

Donald Hillert
Donald Hillert

Mary Anne McMillan Urell
Mary Anne McMillan Urell

Nettie Rosenow
Nettie Rosenow

David Danziger
David Danziger

ANTICIPATED FINANCIAL IMPACT STATEMENT

No additional new cost.