

**A RESOLUTION ESTABLISHING FINANCIAL COMMITMENT TO A  
REGIONAL SOLID WASTE MANAGEMENT PLAN**

Whereas,  
municipal and county landfills within Nebraska are currently facing closure  
and/or compliance with State and Federal regulations concerning solid waste,  
and

Whereas,  
the majority of government subdivisions do not have the technical expertise,  
or the financial resources available to develop a plan for compliance, and

Whereas,  
West Central Nebraska Development District proposes to coordinate a Regional  
Solid Waste Management plan for their eighteen county jurisdiction, and

Whereas,  
the City of Lexington, Nebraska, will be a participant of WCNDD's Regional  
Solid Waste Management Plan, and

Whereas,  
funding for WCNDD's Regional Solid Waste Management Plan needs to be identified  
and secured for project to begin, and

Whereas,  
after adequate funding is identified and secured by resolutions from government  
subdivisions, assessments will be released to WCNDD at WCNDD's discretion, and

Whereas,  
if adequate funding cannot be obtained to complete a Regional Solid Waste  
Management Plan funding commitments will not be released and project will be  
discontinued.

Therefore be it resolved,  
by the Mayor and Council of the City of Lexington, Nebraska, that the City of  
Lexington, Nebraska, will participate in the Regional Solid Waste Management  
plan, by joint venture with the Cities of Cozad, Nebraska, and Gothenburg,  
Nebraska, and the County of Dawson, whereby funding is provided by the other  
parties, and an interim landfill facility provided by the City of Lexington,  
Nebraska; that the Regional Solid Waste Management Plan will include specific  
planning recommendations for the City of Lexington, Nebraska, and Dawson County.

PASSED AND APPROVED this 13th day of June, 1989.



City of Lexington, Nebraska

By Robert L. Hawks  
Mayor

Attest:

Gene E. Malphus  
City Clerk

**WCNDD  
REGIONAL SOLID WASTE MANAGEMENT PLANNING  
PROPOSAL**

**INTRODUCTION**

West Central Nebraska Development District is a designated economic development district serving an 18 county area with a population of approximately 113,000 and covering approximately 15,892 square miles.

WCNDD's staff of Community Development Specialists are assigned specific member communities and provide to them technical assistance in dealing with State and federal government and any project (public or private) associated with community development.

**IDENTIFIED PROJECT**

In the past few years, WCNDD staff has recognized a growing concern among member communities regarding landfill compliance with anticipated EPA regulations.

WCNDD has been approached by various communities wanting to participate in a project that would result in a solid waste management plan that government subdivisions could adopt to ensure their landfills would comply with all State and Federal regulations. WCNDD currently has the tentative support of approximately 15 government subdivisions willing to participate in a regional plan. With the participation of numerous government subdivisions, the cost of a regional solid waste management plan would be defrayed among many and duplication of effort and incompatible planning would be eliminated.

To meet the request of WCNDD member municipalities, we are proposing to offer to all government subdivisions within WCNDD boundaries the opportunity to participate in a study that would at a minimum result in a definite plan of action for municipalities to follow in order to comply with anticipated State and federal solid waste regulations.

**COOPERATIVE EFFORT**

The purpose of multiple government subdivision participation in proposed project is to reduce cost by; 1) developing a comprehensive regional plan that would be valid for a minimum of twenty years; 2) contracting with one solid waste consulting firm for one regionally equitable plan VS. individual communities contracting with numerous firms for numerous local plans that would be incompatible with surrounding area plans; 3) eliminating duplication of efforts; 4) ensuring that local plans would compliment and support the regional plan.

## PROJECT EFFECT

Immediately after adequate funding commitments are received by WCNDD a solid waste consulting firm will be selected to provide the technical assistance necessary in evaluating the current status of area landfills and alternatives for implementing a regional plan.

The initial project does not include any physical construction or implementation of completed plan recommendations but can be expanded to include the same at any time. At a minimum, the completed plan would provide:

### To Participating Entities

Detailed information on current status of individual landfills.

Actions necessary to comply with EPA regulations (landfill rehabilitation, landfill closure).

Alternatives for government subdivisions that must close their landfills (transfer station, incineration, contract with licensed landfill, etc. . . .).

Alternatives for landfilling solid waste (recycling, reclamation, refuse derived fuel, composting, incineration, etc. . . .).

All legal documents necessary for multiple government subdivisions to manage solid waste collectively (Interlocal Cooperation Act).

### To Non-Participating Entities

The same information as provided to participating entities but in a hypothetical form. The theory developed would mainly be used for participating entities to determine a viable regional plan, anticipating future service to non-participating entities.

## FUNDING

It is estimated that an 18 county regional Solid Waste Management Plan Study would cost between \$75,000 and \$150,000, depending on the extent and thoroughness of the final plan and the unanimity of government subdivisions participating in project.

Initial funding would be derived from an estimated assessment as follows;

#### WCNDD DUES PAYING MEMBERS

MUNICIPAL ASSESSMENT is based on a \$2.00 per capita fee with a minimum participation fee of \$500.00 and a maximum fee of \$10,000.00.

COUNTY ASSESSMENT is based on a \$1.00 per capita fee with no minimum or maximum.

#### WCNDD NON-DUES PAYING MEMBERS

MUNICIPAL ASSESSMENT is based on a \$3.00 per capita fee with a minimum participation fee of \$750.00 and a maximum fee of \$15,000.00.

COUNTY ASSESSMENT is based on a \$1.50 per capita fee with no minimum or maximum.

Municipalities would determine their assessment from 1980 Census data. County governments would only be liable for the unincorporated areas of their county according to the 1980 Census data.

The discounted assessments to WCNDD dues paying members is because of their past financial support of WCNDD's efforts related to solid waste management planning.

Additional funding requirements would be determined as project advances and/or scope of work is expanded.

#### FUNDING COMMITMENT

In order to implement this proposal, WCNDD is requesting a letter of financial commitment, by resolution, from each government subdivision, willing to participate, for the appropriate amount of assessment.

The committed monies would be drawn down from participating entities when adequate funding commitments are secured.

If funding does not appear adequate, letters of commitment will be returned, and project will be discontinued.

#### LATE PARTICIPATION PENALTY

A penalty would be assessed to government subdivisions that do not initially participate in project. The amount of penalty would be determined by the original participating government subdivisions.

#### REGIONAL AUTHORITY

Immediately after project has begun a board, comprised of persons appointed from participating government subdivisions, would be established to review and comment on progress and recommendations of project.

Depending upon recommendations of the final plan, the board could become incorporated as the West Central Nebraska Regional Solid Waste Management Authority. This Authority could then be given control of all participating landfills in the 18 county area. The purpose of this type of multi-jurisdictional control is to ensure to every individual entity access to suitable land, and the most compatible, comprehensive plan can be implemented, at the most cost effective means available.

#### **TIME FRAME**

On June 2, 1989 WCNDD sent approximately seventy request to solid waste consulting firms for EXPRESSION OF INTEREST AND STATEMENT OF QUALIFICATIONS. On or before July 31, 1989 WCNDD will have reviewed SoQ's from consulting firms and be ready to make a final selection, sign contract, and begin project.

In order to proceed with proposed project as expeditiously as possible, WCNDD is requesting all letters of financial commitment from government subdivisions be received by July 14, 1989.

After letters of commitment are received it will be determined whether or not a regional study can be implemented. If funding appears adequate, WCNDD will select a solid waste consultant and proceed with negotiation and signing of contract. The consultant selected will be required to complete the project within 12 months of signed contract. As project progresses WCNDD staff will be assisting in implementing final plan.

If funding does not appear adequate, letters of commitment will be returned, and project will be discontinued.