

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF FRESNO
STATE OF CALIFORNIA

IN THE MATTER OF THE)
SOUTHEAST REGIONAL SOLID WASTE) RESOLUTION
JOINT POWERS AGREEMENT)

WHEREAS, the County of Fresno and the Cities of Fowler, Kingsburg, Orange Cove, Parlier, Reedley, Sanger, Selma (hereinafter referred to as "Cities") originally executed a Joint Powers Agreement (JPA) on May 18, 1970, for the ownership, operation and maintenance of the Southeast Regional Disposal Site (hereinafter referred to as "SER"); and

WHEREAS, the Government Code of the State of California Section 6500 authorizes and provides the County and the Cities the legal power to acquire, develop, maintain, operate, dispose of and replace a solid waste disposal site, and any related solid waste processing facilities including transfer stations; and

WHEREAS, the California Solid Waste Management and Resource Recovery Act of 1972, and the Integrated Waste Management Act of 1989, each have been enacted with the intent and purpose that local agencies develop a solid waste management master plan for each county including not less than a majority of the cities therein; and.

WHEREAS, it is in the public interest that the parties hereto jointly manage SER in accordance with all applicable laws and regulations and the provisions of the County's Integrated Waste Management Plan; and

WHEREAS, the JPA was amended and superseded in its entirety by Amended JPAs dated February 7, 1978, April 24, 1984, September, 30, 1986 and October 25, 1988, respectively; and

WHEREAS, SER ceased operations on July 20 1990, and the California Integrated Waste Management Board certified the Closure of SER on January 19, 2000; and

WHEREAS, SER ongoing post-closure maintenance is required by California

Code of Regulations Title 27 and various regulatory agencies; and

WHEREAS, the County and the Cities desire to amend and supersede the 1988 JPA to reflect the current post-closure status of the SER; and

WHEREAS, the Cities and the County agree to continue to fund post-closure maintenance of SER by means of the existing Southeast Regional solid waste surcharge, in the amount of \$3.50 per ton of solid waste generated within the Southeast Regional Area as indicated in Attachment "A" of the amended JPA and by supplemental funding from each jurisdiction indicated in Attachment "B" of the amended JPA, and as approved annually by the Southeast Regional Solid Waste Commission.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Fresno hereby adopts the amended JPA, which supersedes all prior amendments relating to the subject matter hereof, effective upon execution; and

BE IT FURTHER RESOLVED that the CHAIRMAN OF THE BOARD OF SUPERVISORS is hereby authorized and empowered to execute said revised JPA; and

BE IT FURTHER RESOLVED that the authorization provided herein is and shall remain effective until rescinded by the Signature Authority and/or this governing body.

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THE FOREGOING, was passed and adopted by the following vote of the
Board of Supervisors of the County of Fresno this 12th day of February
2019, to wit:

AYES: Supervisors Magsig, Mendes, Pacheco, Quintero

NOES: None

ABSENT: None

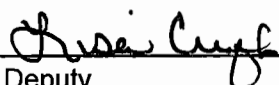
ABSTAINED: None

VACANT: District 2



Nathan Magsig, Chairman of the Board of
Supervisors of the County of Fresno

ATTEST:
Bernice E. Seidel
Clerk of the Board of Supervisors
County of Fresno, State of California

By 
Deputy