

**BEFORE THE BOARD OF SUPERVISORS OF THE
COUNTY OF AMADOR, STATE OF CALIFORNIA**

IN THE MATTER OF:

RESOLUTION CREATING THE BVLFF PROJECT)
ENTERPRISE FUND FOR COLLECTION OF)
FEES AND PAYMENT OF THE SRF DEBT)
OBLIGATION)

RESOLUTION NO. 23-070

WHEREAS, the County of Amador owns the Buena Vista Landfill site; and

WHEREAS, the State of California (CalRecycle and the Regional Water Quality Control Board) oversees and regulates the maintenance and long term monitoring of the Buena Vista Landfill Site; and

WHEREAS, the County of Amador is responsible for maintaining the Buena Vista Landfill site; and

WHEREAS, the County of Amador is responsible for ongoing capital improvements required by the State, and for the safe and efficient operations of the facility; and

WHEREAS, the County of Amador intends to finance capital improvements required by the Regional Water Quality Control Board (RWQCB) with a State Revolving Fund (SRF) loan; and

WHEREAS, the County has two projects required to be completed, by the State, in 2023-2024, the Phase One Waste Management Unit Final Cover Reconstruction, and the Class II Surface Impoundment Expansion and Liner Replacement projects; and

WHEREAS, the County wishes to establish an Enterprise Fund specifically for the collection of user fees designated for the repayment of the SRF loan used to fund these projects; and

WHEREAS, the County wishes to collect these user fees (Attachment A) and deposit them into the Enterprise Fund to pay the proposed SRF debt service (Attachment B) on the Phase One Waste Management Unit Final Cover Reconstruction, and the Class II Surface Impoundment Expansion and Liner Replacement projects; and

WHEREAS, the user fees collected by the County, and deposited into the Enterprise Fund must first be used to meet the covenants and requirements of the SRF loan; and

WHEREAS the County requires a revenue source to pay for a number of additional capital improvements on the Buena Vista Landfill site, anticipated in the next ten years; and

WHEREAS, the County wishes to designate all the additional revenue collected from these user fees in excess of that amount to meet the covenants and requirements of the SRF loan, to pay for the Prioritized Buena Vista Landfill Capital Projects (Attachment C) as well as any other capital projects which may arise from time to time in the future; and

WHEREAS, the Board has previously adopted a contract with ACES Waste Services, Inc., which outlines these user fees and requires them to be collected and remitted to the County; and

WHEREAS, the Board of Supervisors understands the safe and efficient operation of the Buena Vista Landfill Site is in the best interest of the residents of Amador County; and

WHEREAS, the Board of Supervisors previously adopted a resolution No. 2020-129 implementing the user fees required to fulfill the covenants and restrictions for repayment of the SRF Loan on the Phase One Waste Management Unit Final Cover Reconstruction, and the Class II Surface Impoundment Expansion and Liner Replacement projects; and

WHEREAS, the Board of Supervisors Directs the County Auditor to create the Enterprise Fund and deposit user fees collected from this day forward into the Enterprise Fund and transfer the balance of funds remaining in the County Improvement Fund 18100-1820 to this Enterprise Fund; and

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Amador, State of California that the Buena Vista Project Enterprise Fund shall be created and the user fees highlighted in Attachment A be designated to pay the SRF loan debt service for the term of the loan. Additional fees collected in excess of the amount needed for this purpose shall be spent in a manner authorized by the Board.

The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting thereof, held on the 13th day of June, 2023, by the following vote:

AYES: Jeffrey Brown, Brian Oneto, Patrick Crew, Frank U. Axe, Richard Forster

NOES: None

ABSENT: None



Jeffrey Brown, Chairman, Board of Supervisors

ATTEST:

JENNIFER BURNS, Clerk of the
Board of Supervisors, Amador County,
California



Deputy