

BEFORE THE BOARD OF SUPERVISORS, COUNTY OF SAN BENITO

**A RESOLUTION OF THE SAN BENITO COUNTY
BOARD OF SUPERVISORS TO NOT APPROVE A
2018 WASTE CONNECTIONS INC. REQUEST FOR A
CHANGE IN LAW REIMBURSEMENT**

Resolution 2018 -

WHEREAS, the County of San Benito owns property located on John Smith Road, known as the John Smith Road Landfill; and

WHEREAS, the County of San Benito has entered into a Landfill Operating Agreement (“Agreement”) with Waste Solutions Group of San Benito, LLC (“Waste Solutions”), a wholly owned subsidiary of Waste Connections, Inc., whereby the Waste Solutions Group of San Benito operates the John Smith Road Landfill for on behalf of the County of San Benito; and

WHEREAS, the Agreement provides that WCI is eligible for a compensation adjustment related to a Change in Law that meets the requirements of Section 6.2.B of the Agreement; and

WHEREAS, County staff and the Landfill Ad Hoc Committee met on March 15, 2018 to review the Change in Law request from WCI dated March 1, 2018 and determined the request was not acceptable as it did not meet the requirements of Section 6.2.B of the Agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of San Benito that the 2018 WCI Change in Law reimbursement request for \$88,271.95 not be approved.

PASSED AND ADOPTED, by the San Benito County Board of Supervisors at a regular meeting of said Board held on the 8th day of May 2018, by the following vote:

AYES: SUPERVISORS
NOES: SUPERVISORS
ABSTAIN: SUPERVISORS

Anthony Botelho, Chair

ATTEST:

Janet Slibsager, Clerk of the Board

APPROVED AS TO LEGAL FORM:

Barbara Thompson, County Counsel