



Dakota County

Legislation Text

File #: DC-1613, Version: 2

DEPARTMENT: Environmental Resources

FILE TYPE: Consent Action

TITLE

Authorization To Execute Host Fee Agreements For Burnsville Sanitary Landfill, Burnsville Dem/Con Landfill, Pine Bend Sanitary Landfill, Dawnway Demolition Landfill, And SKB Environmental

RESOLUTION

WHEREAS, Burnsville Sanitary Landfill, Inc., (BSLI) is the owner and operator of the Burnsville Sanitary Landfill, located in the city of Burnsville, which accepts solid waste for disposal; and

WHEREAS, Dakota County entered into five Host Fee Agreements with BSLI for payment of host fees in lieu of statutory surcharge fees on solid waste disposed of at the Burnsville Sanitary Landfill from 1997 through 2022; and

WHEREAS, the current Host Fee Agreement between Dakota County and BSLI expires on December 31, 2022; and

WHEREAS, BSLI and Dakota County have reached an agreement on the terms of a Host Fee Agreement that requires BSLI to pay Dakota County a host fee on solid waste disposed of at the Burnsville Sanitary Landfill from January 1, 2023, through December 31, 2027, in lieu of the surcharge fee provided for by Minn. Stat. § 115A.919; and

WHEREAS, BSLI is the owner and operator of the Burnsville Dem/Con Landfill, located in the city of Burnsville, which accepts solid waste for disposal; and

WHEREAS, Dakota County entered into five Host Fee Agreements with BSLI for the payment of host fees at the Burnsville Dem/Con Landfill from 1998 through 2022; and

WHEREAS, the current Host Fee Agreement between Dakota County and BSLI expires on December 31, 2022; and

WHEREAS, BSLI and Dakota County have reached an agreement on the terms of a Host Fee Agreement that requires BSLI to pay Dakota County a host fee on solid waste disposed at the Burnsville Dem/Con Landfill from January 1, 2023, through December 31, 2027, in lieu of the surcharge fee provided for by Minn. Stat. § 115A.919; and

WHEREAS, BFI Waste Systems of North America, LLC, (BFI) is the owner and operator of the Pine Bend Sanitary Landfill, located in the city of Inver Grove Heights, which accepts solid waste for

disposal; and

WHEREAS, Dakota County entered into five Host Fee Agreements with BFI for payment of host fees in lieu of statutory surcharge fees on solid waste disposed of at the Pine Bend Sanitary Landfill from 1997 through 2022; and

WHEREAS, the current Host Fee Agreement between Dakota County and BFI expires on December 31, 2022; and

WHEREAS, BFI and Dakota County have reached an agreement on the terms of a Host Fee Agreement that requires BFI to pay Dakota County a host fee on solid waste disposed of at the Pine Bend Sanitary Landfill from January 1, 2023, through December 31, 2027, in lieu of the surcharge fee provided for by Minn. Stat. § 115A.919; and

WHEREAS, Frattalone's Dawnway, LLLP, (Frattalone) is the owner and operator of the Frattalone Dawnway Demolition Landfill, located in the Cities of Inver Grove Heights and South St. Paul, which accepts solid waste for disposal; and

WHEREAS, Dakota County entered into three host fee agreements with Frattalone for payment of host fees on waste disposed of in the Landfill from 2008 through 2022; and

WHEREAS, the current Host Fee Agreement between Dakota County and Frattalone expires on December 31, 2022; and

WHEREAS, Frattalone and Dakota County have reached an agreement on the terms of a host fee agreement that requires Frattalone to pay Dakota County a host fee on solid waste disposed at the Dawnway Demolition Landfill from January 1, 2023, through December 31, 2027, in lieu of the surcharge fee provided for by Minn. Stat. § 115A.919; and

WHEREAS, SKB Environmental, Inc., (SKB) is the owner and operator of the SKB Industrial Waste Landfill and SKB Demolition Landfill, located in the city of Rosemount, and SKB Rich Valley Demolition Landfill, located in the city of Inver Grove Heights, which accept solid waste for disposal; and

WHEREAS, Dakota County entered into five host fee agreements with SKB for payment of host fees on waste disposed of in the Landfills from 2000 through 2022; and

WHEREAS, the current Host Fee Agreement between Dakota County and SKB expires on December 31, 2022; and

WHEREAS, SKB and Dakota County have reached an agreement on the terms of a host fee agreement that requires SKB to pay Dakota County a host fee on solid waste disposed at the SKB Rosemount Industrial Waste, the SKB Rosemount Demolition Landfill, and the SKB Rich Valley Demolition Landfill from January 1, 2023, through December 31, 2027, in lieu of the surcharge fee provided for by Minn. Stat. § 115A.919.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the Host Fee Agreement between Dakota

County and BSLI, as presented to the Physical Development Committee of the Whole on November 29, 2022, for waste disposed of in the Burnsville Sanitary Landfill during the period from January 1, 2023, through December 31, 2027, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the Host Fee Agreement between Dakota County and BSLI, as presented to the Physical Development Committee of the Whole on November 29, 2022, for waste disposed of in the Burnsville Dem/Con Landfill during the period from January 1, 2023, through December 31, 2027, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the Host Fee Agreement between Dakota County and BFI, as presented to the Physical Development Committee of the Whole on November 29, 2022, for waste disposed of in the Pine Bend Sanitary Landfill during the period from January 1, 2023, through December 31, 2027, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the Host Fee Agreement between Dakota County and Frattalone, as presented to the Physical Development Committee of the Whole on November 29, 2022, for waste disposed of in the Dawnway Demolition Landfill during the period from January 1, 2023, through December 31, 2027, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the Host Fee Agreement between Dakota County and SKB, as presented to the Physical Development Committee of the Whole on November 29, 2022, for waste disposed of in the SKB Rosemount Industrial Waste, The SKB Rosemount Demolition Landfill, and the SKB Rich Valley Demolition Landfill during the period from January 1, 2023, through December 31, 2027, subject to approval by the County Attorney's Office as to form.