Legislation Details (With Text)

File #:	61119	**Version:**	1	**Name:**	Authorizing the City to participate in negotiations and, if necessary, arbitration with Dane County regarding the County's Rodefeld Landfill Vertical expansion application, creating the Rodefeld Landfill Expansion City Negotiating Team Committee and autho
Type:	Resolution			**Status:**	Passed
File created:	6/23/2020			**In control:**	Engineering Division
On agenda:	7/14/2020			**Final action:**	7/21/2020
Enactment date:	7/27/2020			**Enactment #:**	RES-20-00523

Title: Authorizing the City to participate in negotiations and, if necessary, arbitration with Dane County regarding the County's Rodefeld Landfill Vertical expansion application, creating the Rodefeld Landfill Expansion City Negotiating Team Committee and authorizing the Mayor to appoint members to the Rodefeld Landfill expansion local committee and the Rodefeld Landfill Expansion City Negotiating Team Committee.

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Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
7/21/2020	1	COMMON COUNCIL	Adopt	Pass
7/20/2020	1	FINANCE COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
7/14/2020	1	COMMON COUNCIL	Refer	Pass
6/23/2020	1	Engineering Division	Referred for Introduction	

Fiscal Note

The proposed resolution authorizes the City to create the Rodefeld Landfill Expansion City Negotiating Team Committee to meet and discuss the City's interests and bargaining strategy related to the Local Committee. Under the proposed resolution, the Mayor would appoint four members to the Rodefeld Landfill Expansion City Negotiating Team Committee, who would also serve on the Local Committee. Formation of this Committee will not have a fiscal impact, major changes to the landfill may have future implications on the City's budget.

Title

Authorizing the City to participate in negotiations and, if necessary, arbitration with Dane County regarding the County's Rodefeld Landfill Vertical expansion application, creating the Rodefeld Landfill Expansion City Negotiating Team Committee and authorizing the Mayor to appoint members to the Rodefeld Landfill expansion local committee and the Rodefeld Landfill Expansion City Negotiating Team Committee.

Body

WHEREAS, State law gives municipalities affected by the expansion of existing landfill operations certain rights in the approval process; and,

WHEREAS, on June 1, 2020 the City of Madison received Dane County's written request for the specification by the City of all applicable City approvals needed regarding the County's plans to vertically expand the Rodefeld Landfill located at 7102 U.S. Highways 12&18 in the City of Madison; and,

WHEREAS, under Wis. Stat. Sec. 289.33, prior to authorizing the expansion of an existing landfill, the State requires landfill operators and the affected municipalities to participate in negotiations, and possibly arbitration, regarding the proposal; and

WHEREAS, pursuant to Wis. Stat. Sec. 289.33(6), in order to participate in the statutory negotiation and arbitration processes regarding the County's landfill expansion plans, the City must, within sixty (60) days from receiving the written request for local approvals, adopt a siting resolution and appoint members to a local committee formed to negotiate regarding the expansion plans (the "Local Committee"); and,

WHEREAS, it is anticipated that there will be an appointee to the Local Committee from the Town of Cottage Grove; and,

WHEREAS, it is necessary to create a City committee, separate from the Local Committee, to meet and discuss the City's interests, negotiating and bargaining strategy to be pursued by City appointees to the Local Committee; and,

WHEREAS, if the City does not enact a siting resolution within sixty (60) days of receiving the written request (July 31, 2020), the City may not participate in any negotiations with Dane County regarding the expansion of operations at the Rodefeld Landfill.

NOW THEREFORE BE IT RESOVLED, that, pursuant to Wis. Stat. Sec. 289.33(6), the Common Council hereby adopts this siting resolution authorizing the City to participate in negotiations and, if necessary, arbitration with Dane County regarding the County's plans to vertically expand operations at the Rodefeld Landfill in the City of Madison; and,

BE IT FURTHER RESOLVED, that the Common Council hereby creates the Rodefeld Landfill Expansion City Negotiating Team Committee as an ad-hoc committee consisting of four (4) members whose purpose is to formulate, with City staff, the City's negotiating and bargaining strategy to be pursued by City appointees to the Local Committee in discussions, negotiations, mediation, or arbitration with Dane County regarding the Rodefeld Landfill expansion; and,

BE IT FURTHER RESOLVED, that the Rodefeld Landfill Expansion City Negotiating Team Committee shall be dissolved upon the execution by the City of a negotiated agreement with Dane County regarding the Rodefeld Landfill expansion; and,

BE IT FURTHER RESOLVED, that the Mayor shall appoint four (4) members to the Rodefeld Landfill expansion local committee formed as a result of the City's enactment of this siting resolution, no more than two (2) of whom shall be elected officials or City employees ; and,

BE IT FURTHER RESOLVED, that the Mayor's four (4) appointees to the Local Committee shall be simultaneously appointed as the four (4) members of the Rodefeld Landfill Expansion City Negotiating Team Committee; and,

BE IT FINALLY RESOLVED, that if the Mayor determines that the best interests of the City will be served by the appointment of a non-City resident who is particularly well qualified by reasons of education, background, and experience to represent the City on the Committees, an appointee may be a non-resident of the City.

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