



**RESOLUTION # 25-7109**

**TO: HONORABLE MEMBERS OF THE LA CROSSE COUNTY BOARD OF SUPERVISORS**

**ITEM # 9/7**

**BOARD ACTION**

Adopted:   
For: 33  
Against: 0  
Abs/Excd: 2  
Vote Req: \_\_\_\_\_  
Other Action: 2/3

**PUBLIC WORKS & INFRASTRUCTURE COMMITTEE ACTION**

Adopted:   
For: 6  
Against: 0  
Abs/Excd: 1

**EXECUTIVE COMMITTEE ACTION**

Adopted:   
For: 8  
Against: 1  
Abs/Excd: 1

**RE: APPROVAL OF AMENDMENT TO CONTRACT FOR PURCHASE OF CLAY FROM BAHR PROPERTY**

**WHEREAS**, by Resolution #40-7/05 adopted July 21, 2005, the La Crosse County Board authorized the purchase of up to 385,000 cubic yards of clay from the Bahr property; and,

**WHEREAS**, La Crosse County has purchased approximately 140,000 cubic yards of clay from the Bahr source and there is still a need to utilize clay for future needs at the La Crosse County Solid Waste Landfill site; and,

**WHEREAS**, La Crosse County representatives and representatives of St. Joseph Construction Company have been in negotiations regarding obtaining clay from the Bahr site since the contract expires at the end of 2009; and,

**WHEREAS**, it is recommended that the contract be amended to provide that La Crosse County shall accept up to 120,000 cubic yards of clay from the Bahr site until the end of the 2009, and La Crosse County will pay an additional \$30,000 to compensate St. Joseph Construction Company for early closure of the clay borrow area and for costs incurred by St. Joseph Construction Company in preparing this site to provide a significantly larger quantity of clay; and,

**WHEREAS**, the cost for obtaining the clay is not included in the La Crosse County Solid Waste Department 2009 Budget.

**NOW THEREFORE BE IT RESOLVED**, that the County Board Chair and County Clerk are hereby authorized to execute the amendment to the agreement between La Crosse County, St. Joseph Construction Company, and the Bahr property owner to obligate the County to obtain no more than an additional 120,000 cubic yards of clay and pay St. Joseph Construction Company \$30,000 in addition to the clay purchase, after review and approval by Corporation Counsel.

**BE IT FURTHER RESOLVED**, that the La Crosse County Board does hereby approve that funds will be utilized in the La Crosse County Solid Waste Department Undesignated Balance to pay for the purchase of clay from the Bahr property for future landfill needs and the Finance Department is authorized to make the necessary budget adjustments.

**FISCAL NOTE:** If 120,000 cubic yards of clay are purchased, the total cost for the clay would be approximately \$1.3 million. Monies will be utilized from the Solid Waste Department Undesignated Fund Balance.

Date: 7-6-09

[Signature]  
**PUBLIC WORKS & INFRASTRUCTURE COMMITTEE CHAIR**

[Signature]  
**RECORDING CLERK**

Date: 7-8-09

[Signature]  
**EXECUTIVE COMMITTEE CHAIR**

[Signature]  
**RECORDING CLERK**

	Reviewed Only	Recommended	Not Recommended
Co. Admin.	<u>SO</u>	_____	_____
Fin. Director	<u>BT</u>	_____	_____
Corp. Counsel	_____	<u>WAS</u>	_____
Bd. Chair	<u>SB/mn</u>	_____	_____

Requested By: Solid Waste Director  
Date Requested: June 30, 2009  
Drafted By: Corporation Counsel

Adopted by the La Crosse County Board this 16<sup>th</sup> Day of JULY, 2009

Created by La Crosse County Created on 7/1/2009 12:00:43 PM

STATE OF WISCONSIN  
COUNTY OF LA CROSSE

I, Linda A. Stone, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original resolution required by law to be in my custody and which the County Board of Supervisors of La Crosse County adopted at a meeting held on the 16<sup>th</sup> day of July, 2009.

[Signature]  
Linda A. Stone, La Crosse County Clerk