

**13. CONSIDERATION OF A NONBINDING RESOLUTION
CONCERNING FUTURE SOLID WASTE DISPOSAL**

As we discussed at your May meeting, the SPSA Regional Solid Waste Technical Advisory Committee is asking each SPSA-member community to declare its intention regarding continued discussions to continue participation in a regional solid waste authority after our current Use and Support Agreements expire in 2018.

To date, five member communities (Virginia Beach, Suffolk, Norfolk, Portsmouth and Chesapeake) have expressed their intention to continue negotiations with other member communities to develop new user agreements.

Franklin, Southampton and Isle of Wight have been discussing its options for some time through a regional advisory committee upon which Supervisors West and Porter are members. Following its last meeting on July 9, it was the consensus of the group that the attached resolution would be presented to our respective governing bodies for their consideration at their next meeting.

The resolution is non-binding; there is no downside in adopting it. It simply preserves your option to continue exploring further participation in SPSA while concurrently evaluating other options. When the current agreements expire in 2018, SPSA will have completely paid off its debt and own a landfill (in Suffolk) with several decades of capacity remaining for its member's benefit.

MOTION REQUIRED: If the Board is so inclined, a motion is required to adopt the attached Non-Binding Resolution.

**A NON-BINDING RESOLUTION OF THE BOARD OF SUPERVISORS
OF SOUTHAMPTON COUNTY CONCERNING SOLID WASTE DISPOSAL
AFTER JANUARY 24, 2018**

Whereas, the County of Southampton, Virginia (the "County") is a member of the Southeastern Public Service Authority ("SPSA") which was created by concurrent resolution of the Cities of Chesapeake, Franklin, Norfolk, Portsmouth, Suffolk and Virginia Beach and the Counties of Isle of Wight and Southampton (the "Localities") in 1976; and,

Whereas, between 1983 and 1984, the County and the other Localities entered into individual Use and Support Agreements with SPSA, providing, among other things, that each member jurisdiction would deliver substantially all of the disposable solid waste generated or collected by or within or under the control of the Localities to SPSA; and,

Whereas, all of the Use and Support Agreements will expire on January 24, 2018; and,

Whereas, over the course of SPSA 's existence, significant debt was incurred that resulted in severe financial hardship requiring the increase of tipping fees to unprecedented levels beginning in early 2009; and,

Whereas, in an effort to resolve its financial issues, SPSA refinanced its bond obligations and sold assets to reduce debt with the goal of eliminating all SPSA debt by the date of expiration of the current use and Support Agreements; and,

Whereas, in anticipation of the expiration of the Use and Support Agreements, the Chief Administrative Officers of the member Localities of SPSA directed a technical committee to be established in order to review and address numerous policy and operational issues (the "Committee"); and,

Whereas, the County supports the on-going work of the Committee while also considering other alternatives to provide municipal solid waste collection and disposal services to citizens of the County in a cost effective manner and in

compliance with all applicable laws and regulations governing the same (the "Alternatives"); now, therefore,

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF SOUTHAMPTON COUNTY, VIRGINIA that it recognizes the continued participation as a member of SPSA on terms and conditions acceptable to the County and in the best interests of County residents as one of the Alternatives to be examined by the County, and the County Administrator and other County staff are directed to participate in the Committee and Committee negotiations with the goal of evaluating such continued participation in SPSA as an Alternative, taking into account all issues they consider to be in the best interests of the County.

Adopted this 22nd day of July, 2013.

Dallas O. Jones, Chairman

Attest:

Michael W. Johnson, Clerk