

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
 AGENDA ITEM SUMMARY

BLUE SHEET NO: 20020502

1. REQUESTED MOTION:

ACTION REQUESTED: 1) Authorize the Chairman of the BOCC to execute an Agreement with the Clerk of the Courts for the establishment of the Lee/Hendry Regional Landfill Closure Escrow Account to meet Fl. Department of Environmental Protection rule requirements. 2) Approve transfer of funds in the initial amount of \$150,000.00 from Solid Waste Operations System Reserves to the Escrow Account Fund. 3) Approve Budget Amendment establishing budget in the Lee/Hendry Regional Landfill Closure Escrow Fund in the amount of \$150,000.00. 4) Authorize the Public Works Director or designee, signature authority to expend funds from this escrow account from time to time, as required, for specific landfill closure expenses.

WHY ACTION IS NECESSARY: In accordance with Rule 62-701-630 (5) FAC (2001) Lee County must maintain an accumulative escrow account for the sole purpose of landfill closure (and potentially long-term care) for the Lee/Hendry Regional Landfill.

WHAT ACTION ACCOMPLISHES: Establishes and funds the landfill escrow account prior to the opening of the Lee/Hendry Regional Landfill as required by the State of Florida. Provides signature authority to the Public Works Director or designee to expend funds from the landfill escrow account related to closure and long-term care of the Lee/Hendry Regional Landfill as needed.

2. DEPARTMENTAL CATEGORY: 8 - SOLID WASTE
 COMMISSION DISTRICT # CW

C8A

3. MEETING DATE:

05-21-2002

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

5. REQUIREMENT/PURPOSE:

- (Specify)
- STATUTE
 - ORDINANCE
 - ADMIN. CODE
 - OTHER FAC 62-701.630 (5)

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER:
- B. DEPARTMENT: Lee County-Public Works
- C. DIVISION/SECTION: Solid Waste
- BY: Lindsey Sampson, Solid Waste Director

Lindsey Sampson DATE: 5/7/02

7. BACKGROUND:

The Solid Waste Department expects to begin landfill operations at the Lee/Hendry Regional Landfill on or about July 1, 2002. Accumulative costs for closure and long-term care in an escrow account were not previously budgeted because the opening of the landfill was not expected until October (FY03). Therefore, a budget needs to be established in the amount of \$150,000.00. This amount represents the approximate pro-rated share of \$1,698,588.00, which is the estimated dollar amount for closure for the first 3 years of the landfill operation. Estimated closure and long-term care costs will be reviewed and, if necessary, adjusted annually.

8. MANAGEMENT RECOMMENDATIONS: Approve the motions

9. RECOMMENDED APPROVAL

(A) DEPARTMENT DIRECTOR	(B) PURCH. OR CONTRACTS	(C) HUMAN RESOURCES	(D) OTHER	(E) COUNTY ATTORNEY	(F) BUDGET SERVICES				(G) COUNTY MANAGER
					OA	OM	Risk	GC	
<i>J. Lavender</i> Date: 5-7-02	N.A. Date:	N.A. Date:	N.A. Date:	<i>[Signature]</i> Date: 5/7/02	<i>[Signature]</i> 5/8/02	<i>[Signature]</i> 5/8/02	<i>[Signature]</i> 5/8	<i>[Signature]</i> 5/8/02	<i>J. Lavender</i> Date: 5-7-02

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

RECEIVED BY
 COUNTY ATTORNEY
 5/7/02 4:35 pm
 COUNTY ATTORNEY
 FORWARDED TO:
 5/8 12:30

REC'D 5/7/02
 by CO. ATTY.
 3:30pm
 CO. ATTY 5/7/02
 FORWARDED TO
 Budget
 3:38pm

REQUEST FOR TRANSFER OF FUNDS

FUND NAME: Solid Waste System DATE: 05/08/02 BATCH NO. _____

FISCAL YEAR: FY01-02 FUND #: 40100 DOC TYPE: YB LEDGER TYPE: BA

TO: Non-Departmental Interfund Transfers
 (DIVISION NAME) (PROGRAM NAME)

NOTE: PLEASE LIST THE ACCOUNT NUMBER BELOW IN THE FOLLOWING ORDER:
 FUND #-DEPT/DIV #-PROGRAM #-OBJECT CODE #-SUBFUND #-PROJECT#-COST CENTER #.
 (EXAMPLE: BB5120100100.503450)

ACCOUNT NUMBER	OBJECT NAME	DEBIT
GC5810140100.509190.T40107	Subfund Transfer - 40107	\$ 150,000
	TOTAL TO:	\$ 150,000

FROM: Non-Departmental Reserve for Contingencies
 (DIVISION NAME) (PROGRAM NAME)

ACCOUNT NUMBER	OBJECT NAME	CREDIT
GC5890140100.509910	Reserve for Contingencies	\$ 150,000
	TOTAL FROM:	\$ 150,000

EXPLANATION: Transfer from reserves for transfer to Fund 40107 for Lee/Hendry Regional Landfill Closure Escrow Account as per bluesheet #20020502.

DIVISION DIRECTOR SIGNATURE _____ DATE _____	DEPARTMENT DIRECTOR SIGNATURE _____ DATE _____
DBS: APPROVAL <input checked="" type="checkbox"/> DENIAL _____	<i>Patricia M. Ellis</i> _____ <u>5/8/02</u> OPERATIONS ANALYST SIGNATURE DATE
APPROVAL _____ DENIAL _____	BUDGET OPERATIONS MANAGER SIGNATURE _____ DATE _____
CO. ADMIN.: APPROVAL _____ DENIAL _____	CO. ADMIN. SIGNATURE _____ DATE _____
BCC APPROVAL DATE _____	BCC CHAIRMAN SIGNATURE _____

BA NO: _____ AUTH CODE: _____ TRANS DATE: _____

REV. 05/93

RESOLUTION

Amending the Fund 40107 Lee/Hendry Landfill Closure Escrow Fund budget to incorporate the unanticipated receipts into Estimated Revenues and Appropriations for the fiscal year 2001-2002.

WHEREAS, in compliance with the Florida Statutes 129.06(2), it is the desire of the Board of County Commissioners of Lee County, Florida, to amend Fund 40101 Lee/Hendry Landfill Closure Escrow Fund budget for \$150,000 of the unanticipated revenue from a transfer from Solid Waste Operations and an appropriation of a like amount into an expense account and;

WHEREAS, the Fund 40107 Lee/Hendry Landfill Closure Escrow Fund budget shall be amended to include the following amounts which were previously not included.

ESTIMATED REVENUES

Prior Total:		\$0
Additions		
GC5810140107.381000.940100	Subfund Transfer - 40100	\$150,000
Amended Total Estimated Revenues		\$150,000

APPROPRIATIONS

Prior Total:		\$0
Additions		
OB5341040107.503490	Other Contracted Services	\$75,000
OB5341040107.504340	Trash & Garbage	75,000
Amended Total Appropriations		\$150,000

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lee County, Florida, that the Fund 40107 Lee/Hendry Landfill Closure Escrow Fund budget is hereby amended to show the above additions to its Estimated Revenue and Appropriation accounts.

Duly voted upon and adopted in Chambers at a regular Public Hearing by the Board of County Commissioners on this ____ day of _____, 2002.

ATTEST:
CHARLIE GREEN, EX-OFFICIO CLERK

BOARD OF COUNTY COMMISSIONERS
LEE COUNTY, FLORIDA

BY: _____
DEPUTY CLERK

CHAIRMAN

APPROVED AS TO FORM

OFFICE OF COUNTY ATTORNEY

DOC TYPE YB
LEDGER TYPE BA

DEPARTMENT OF ENVIRONMENTAL PROTECTION
CLOSING AND LONG-TERM CARE ESCROW AGREEMENT
LEE/HENDRY COUNTY REGIONAL SOLID WASTE DISPOSAL FACILITY

The Lee County Clerk of Circuit Court Finance and Records Department has established an interest-bearing escrow account with the State Board of Administration. The beneficiaries of this account are (1) Lee County Board of County Commissioners and (2) Secretary, Florida Department of Environmental Protection. The trustee of this account shall be the Lee County Clerk of Circuit Court.

This account is an accumulative escrow account maintained for the sole purpose of landfill closing and long-term care of the Lee/Hendry County Regional Solid Waste Disposal Facility according to Rule 62-701.630 (5), Florida Administrative Code (2001). The total amount of money kept on deposit shall be determined by a Registered Professional Engineer with the State of Florida and approved by the Department of Environmental Protection.

Funds in this account will not be used for any other purposes other than landfill closing and long-term care for the Lee/Hendry County Regional Solid Waste Disposal Facility. Disbursements from this escrow account shall be made by the Finance Department upon authorization of the Lee County Director of Public Works or his designee.

I have read this statement and agree to its contents.

Bob Janes, Chairman
Lee County Board of County
Commissioners

Date: _____

Charlie Green
Clerk of the Circuit Court

Date: _____

Jim Lavender
Director of Public Works

Date: _____