

SECOND AMENDMENT TO  
THE NEW RIVER SOLID WASTE ASSOCIATION  
INTERLOCAL AGREEMENT

THIS AMENDMENT to the NEW RIVER SOLID WASTE ASSOCIATION AGREEMENT is made this 20 day of March, 2012, by and between Baker County, a political subdivision of the State of Florida, Bradford County, a political subdivision of the State of Florida, and Union County, a political subdivision of the State of Florida, hereinafter collectively referred to as the "member Counties."

WITNESSETH:

WHEREAS, the member Counties entered into an Interlocal Agreement creating the New River Solid Waste Association on July 5, 1988, and subsequently amended certain sections of their interlocal agreement on May 19, 1997; and

WHEREAS, the interlocal agreement creating the NEW RIVER SOLID WASTE ASSOCIATION does not specifically address how host fees should be divided between participating Counties; and

WHEREAS, it has been the practice of the New River Solid Waste Association to annually budget for host fees to member Counties; and

WHEREAS, the interlocal agreement creating the NEW RIVER SOLID WASTE ASSOCIATION does not specifically address how liabilities and unfunded long-term care costs will be funded if the Association does not have sufficient cash or investments at the time of site closure or dissolution of the Association; and

WHEREAS, the member Counties have concluded that equity and justice requires that both assets and liabilities of the Association be handled in identical manners.

