

**RESOLUTION NUMBER \_\_\_\_**

**WHEREAS**, the Board of Directors of the Beatrice Area Solid Waste Agency, a joint entity created pursuant to Section 13-801 to 13-827, R.R.S. Neb. 1943 ("Agency"), entered into an Agreement for Professional Engineering Services with Burns McDonnell Engineering Company, Inc. ("Burns McDonnell"), for engineering services related to a new municipal solid waste landfill to be operated by the Agency on October 6, 2015; and

**WHEREAS**, the Agency desires to authorize Burns McDonnell to provide specific services including determination of whether said landfill is required to submit annual greenhouse gas inventory reports to the United States Environmental Protection Agency.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BEATRICE AREA SOLID WASTE AGENCY, A JOINT ENTITY:

**SECTION 1.** That the Chairperson and Secretary of the Board of Directors of the Beatrice Area Solid Waste Agency are hereby authorized to execute Task Order #12 for the Agreement for Professional Engineering Services between the City of Beatrice, Nebraska, and Burns McDonnell Engineering Company, Inc., for professional services including determination of whether said landfill is required to submit annual greenhouse gas inventory reports to the United States Environmental Protection Agency. A copy of said agreement marked as "Exhibit A", is attached hereto and incorporated by reference.

**SECTION 2.** That all resolutions or parts of resolutions in conflict herewith are hereby repealed.

RESOLUTION PASSED AND ADOPTED this 5<sup>th</sup> day of April, 2021.

Attest:

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Tobias J. Tempelmeyer, Secretary

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Stan Wirth, Chairperson



Exhibit "A"

**TASK ORDER #12  
FOR  
ENGINEER-OWNER AGREEMENT  
(Doc. No. AE-2 Exhibit A)**

In accordance with the AGREEMENT for PROFESSIONAL ENGINEERING SERVICES dated October 6, 2015, between the Beatrice Area Solid Waste Agency (BASWA - hereinafter called CLIENT) and Burns & McDonnell Engineering Company, Inc. (hereinafter called CONSULTANT), CLIENT hereby authorizes CONSULTANT to proceed with the following services:

**1. Project Summary**

CLIENT has requested CONSULTANT'S support in meeting annual compliance requirements for the BASWA MSW Landfill (Landfill) set by the Nebraska Department of Environment and Energy (NDEE) including development and submission of annual air emissions inventory and financial assurance reports.

This Task Order #12 also includes performing screening calculations to determine if the Landfill is required to submit annual greenhouse gas inventory reports to the United States Environmental Protection Agency (USEPA). In the event the screening calculations exceed the reporting threshold, CONSULTANT shall prepare the greenhouse gas inventory report, as well.

**2. Scope of Services:**

The Scope of Services to be provided by CONSULTANT in connection with this Authorization, is as follows:

Task 1.0 – Air Emissions Reporting

- Prepare an annual Reporting Year (RY) 2020 NDEE Air Emissions Inventory Report:
  - Set up the Nebraska State and Local Emissions Inventory System (SLEIS) online portal for CLIENT;
  - Enter RY2020 Air Emissions Inventory Report on SLEIS; and
  - Submit RY2020 Air Emissions Inventory Report before March 31, 2021.
- Perform RY2020 GHG Screening Calculations, and if required:
  - Prepare USEPA RY2020 Mandatory GHG Emissions Inventory Report;
  - Enter RY2020 GHG Emissions Inventory on the electronic Greenhouse Gas Reporting Tool (e-GGRT) online portal; and
  - Submit RY2020 GHG Emissions Inventory Report on e-GGRT before March 31, 2021.

Task 2.0 – Annual Financial Assurance

- Prepare the updated annual financial assurance documentation for the BASWA MSW Landfill as described in the Nebraska Administrative Code Title 132 – Integrated Solid Waste Management Regulations, Chapter 8 – Financial Assurance Criteria: Solid Waste Management Facilities:
  - Adjust closure cost and post-closure estimates due to inflation or any significant changes to the facility which may influence closure costs;



- Adjust post-closure estimates due to inflation or any significant changes to the facility which was influence closure costs; and
- Submit report to NDEE.

**3. Assumptions:**

- CONSULTANT assumes CLIENT will provide all available information pertinent to the Scope of Services on this Project, including previous reports, and any other data relative thereto. CONSULTANT shall rely on information made available by CLIENT as accurate without independent verification.

**4. Compensation:**

CLIENT shall compensate CONSULTANT for providing the services set forth herein in accordance with the terms of the existing Agreement. The estimated cost for the services, per task, is shown below. This cost is an estimate and not a guaranteed maximum; however, the CONSULTANT shall not exceed such amount without prior written approval of CLIENT.

Task 1.0	Air Emissions Reporting	\$8,800
Task 2.0	Annual Financial Assurance	\$3,200
Authorization Total		\$12,000

The basis of compensation for the above Services shall be Hourly Rate per CONSULTANT's Current Rate Sheet in affect at the time of services. CONSULTANT is authorized to perform services and incur cost set forth in this Task Order up to Twelve Thousand Dollars (\$12,000.00).

This Task Order contains a scope of services and budget which were developed using best available information at the time of this submission. However, the uncertainty surrounding these circumstances and potential disruptions to providing our services caused by the global outbreak and spread of COVID-19 ("coronavirus") may have an impact on the Project (i.e. scope of services, schedule, and budget). If potential disruptions occur prior to initiating services or during performance of these services, CONSULTANT will notify CLIENT of the potential impacts and work with CLIENT to mutually agree on a path forward.

IN WITNESS WHEREOF, the parties have made and executed this TASK ORDER as of the day and year first above written.

**CLIENT: Beatrice Area Solid Waste Agency**

**CONSULTANT: Burns & McDonnell Engineering Company, Inc.**

By: \_\_\_\_\_

By:  \_\_\_\_\_

Name: \_\_\_\_\_

Name: Spencer Cronin

Title: \_\_\_\_\_

Title: Regional Manager, Environmental Services