

CLARK COUNTY IDAHO
RESOLUTION NO. 10-02

WHEREAS, Clark County is a political subdivision of the State of Idaho charged with the responsibility for establishing, maintaining and operating a solid waste disposal system pursuant to Idaho Code 31-4401, et seq.; and

WHEREAS, the legislature of the State of Idaho has found and declared, pursuant to Idaho Code 31-4901, et seq. (the "Act") that the disposal of solid waste within the State of Idaho is an important public purpose, and that the creation of independent regional districts to administer solid waste disposal is an efficient and cost-effective method of meeting the state's solid waste disposal needs; and

WHEREAS, the Act has been adopted in order to enable counties to establish regional solid waste districts for the purpose of providing a regional solution to the problem of solid waste disposal through the operation and maintenance of a regional solid waste system; and

WHEREAS, Clark County deems it in its best interest to participate with the counties of Bonneville, and Madison, in the establishment of an independent public body corporate and politic to be known as the Eastern Idaho Regional Solid Waste District ("District"), as more specifically set forth in 31-4903 of the Act; and

WHEREAS the participating Counties aforementioned have deemed it appropriate to create this District to further investigate the technical and financial feasibility of constructing a District owned waste to energy facility to be located in the Centennial Energy Park in Dubois, Idaho; and

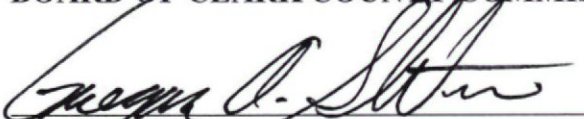
NOW, THEREFORE, BE IT HEREBY RESOLVED that Clark County hereby elects to become a participating county with Bonneville and Madison Counties in the establishment of the Eastern Idaho Regional Solid Waste District (the "District") in accordance with the terms and provisions of the Act.

BE IT FURTHER RESOLVED that Clark County hereby appoints William Frederiksen, one of its commissioners, to serve on the Board of the District.

BE IT FURTHER RESOLVED that the Eastern Idaho Solid Waste District will be immediately dissolved if the waste to energy project is not deemed both technically or financially feasible as determined by a professional bond underwriter employed by the District and that Clark County nor any of the participating counties can or will be held liable for any debts or financial claims of the Eastern Idaho Solid Waste District.

ADOPTED THIS 30th DAY OF APRIL, 2010

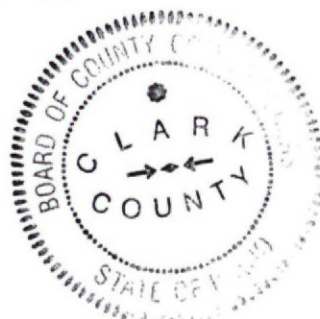
BOARD OF CLARK COUNTY COMMISSIONERS



Gregory Shenton, Chairman



Allyn May, Commissioner



William Frederiksen
William Frederiksen, Commissioner

ATTEST:

Lisa Black
Lisa Black, Clerk

