

Washtenaw Regional Resource Management Authority

9/16/2024; 11:00 AM

Washtenaw County Learning Resource Center
4135 Washtenaw Avenue, Ann Arbor, MI 48108

Members Present: Colvin-Garcia, Best, Auth, Hines, Tanghe, Sirls, Wessler, Mason

Members Absent:

Staff Present: Eggermont, Wright

Attorney: Davis

Members of the public present: Mark Perry

Best called the meeting to order at 11:04 AM.

Roll Call

Ann Arbor Township: Present/Colvin-Garcia

Pittsfield Township: Present/Best

Scio Township: Present/Auth

Ypsilanti Township: Present/Hines

City of Dexter: Present/Tanghe

City of Saline: Present/Sirls

City of Ypsilanti: Present/Wessler

City of Ann Arbor: Present/Mason

Approval of agenda for 9/16/2024 meeting

Motion to approve agenda without amendment moved by Wessler, seconded by Tanghe. All in favor. Motion carries.

Approval of Minutes

8/19/2024 Meeting Minutes Approval

Motion to approve the minutes with the amendment to add "unsolicited bid" to the second page, second full paragraph sentence "Hines inquired if we could get the haulers to commit to not submitting a bid" moved by Auth, seconded by Hines. All in favor. Motion carries.

Unfinished Business

Colvin-Garcia arrived at 11:07 a.m.

Member Contract/Pledge related to hauling contract

Davis and Auth discussed the comments from Scio Township's legal counsel, including adding the definition of some terms used, removing reference to the WRRMA articles of incorporation, and clarification on the payment and dispute resolution language. Davis expressed not wanting to include definitions that could change when the Board develops the RFP and makes changes.

Sirls arrived at 11:08 a.m.

Davis noted the pledge agreement primarily focuses on highlighting the reduction in pricing, the contract term, and how a municipality can withdraw from the collaborative contract. The Board discussed the "total service charge" being intentionally broad because that varies depending on each municipality's number of staff they are currently using, their service costs, their administrative costs, etc. Auth asked that clarification be added that each community can withdraw from the contract based on its own judgement and not WRRMA's judgement.

Auth noted there are a few other minor items that were sent to Davis by email. Davis confirmed he received and will respond on each.

A motion to approve the Section 5 agreement with the amendments discussed today moved by Sirls, seconded by Wessler.

Colvin-Garcia requested a recap of the amendments to be made before voting.

Davis reviewed the amendments to be made as discussed at the meeting:

- On page 2, section 4, under payment and dispute - instead of "up to and including \$5,000", change it to "less than 5,000".
- On page 2, section 5 A. 2. – add language to clarify that it is up to the judgement of the participating municipality when deciding their own total service charge.
- On page 3, section 8 - change the provision on articles of incorporation to end after "in full by reference".
- On page 4, section 10 will be left in.
- Clean up administrative language to make sure the correct contract is referenced in the correct context.

Upon a vote to approve the Section 5 Contract with the amendments discussed at today's meeting, the vote was:

YES: Colvin-Garcia, Best, Hines, Tanghe, Sirls, Wessler, Mason

NO: Auth

ABSTAIN: None.

The motion passes.

RFP – 2025 Discussion: Updated Timeline, Staffing/Costs, Member Edits to RFP

Eggermont shared that the updated timeline is in the packet, noting the next step is to start scheduling with municipal boards that are members of the contract. Eggermont recalled the last meeting's suggestion to have a draft RFP ready to share with the municipal boards as well.

Eggermont shared a first draft of staff costs to administer the contracts and asked for feedback to be sent to him or shared at the next meeting. The Board discussed the cost assumptions made in the draft and how the County would continue to be involved. Eggermont reminded the Board of the discussions during the prior RFP that the County would likely provide a sponsorship to help get the WRRMA staffing off the ground.

Davis asked for members to send RFP edits to him and asked that participating members give special attention to the mechanics to confirm they are accurate such as how bulky waste pick-up works, carts or carts-plus, etc. Best noted the Board will review the RFP at the next meeting.

Audit Update – Roll call vote to approve Contract with IRIS

Eggermont recalled the Board had approved moving forward with setting up an audit with IRIS Waste Diversion Specialists and has put forward a draft contract to be considered. Eggermont added the audit would be scheduled during early to mid-November.

A motion to approve the contract with Iris Waste Diversion Specialists Inc. for the recycling contamination audit moved by Wessler, seconded by Colvin-Garcia.

Perry pointed out the dollar amount on the contract shows \$33,200.00 but the typed numbers say thirty-two thousand dollars.

A motion to amend the contract compensation to thirty-two thousand five hundred dollars (\$32,500.00) moved by Wessler, seconded by Colvin-Garcia.

Mason would like to see the methodology and the categories they will sort included. Mason suggested an amendment to the sentence in the scope of service to read "The number of samples per community and the defined categories for the compositional sort will be coordinated with the WRRMA Interim Manager". Wessler accepts Mason's suggested amendment.

Upon a vote to approve the contract with Iris Waste Diversion Specialists Inc., for the recycling contamination audit with the amendment for the compensation to be thirty-two thousand five hundred dollars (\$32,500.00) and the amendment to add the language "and the defined categories for the compositional sort", the vote was:

YES: Colvin-Garcia, Best, Auth, Hines, Tanghe, Sirls, Wessler, Mason

NO: None.

ABSTAIN: None.

The motion passes.

Reports and Updates

Member Reports – None.

Washtenaw County Updates

MMP Update

Eggermont shared that the first group of Materials Management Planning Committee members has been appointed by the Board of Commissioners and staff are working on scheduling the meetings. The County is still looking to fill two seats – a compost facility representative and a waste diversion facility representative. Eggermont shared there will be a workplan at the first meeting that lays out what topics are discussed, which would likely be the most interesting to members on this Board to see what topics they may want to sit in on. Eggermont noted the expansion of Arbor Hills Landfill will be a topic of discussion.

Legislative Update

Eggermont shared an Extended Producer Responsibility (EPR) bill might be considered this year, which would set up a process for municipalities to get reimbursed for recycling costs by charging companies that distribute packaging collected in curbside recycling systems. An EPR law would provide funding for recycling systems but still allow municipalities to oversee their hauling services. Also being discussed is a landfill tip fee increase bill, and there is potential these would be paired. If passed together, it would make municipalities more than whole because they would be paying slightly more for trash but much less for recycling. Davis noted the RFP protects from price increases due to law changes.

Invoices

Motion to approve the Davis invoice for \$2,722.50 motioned by Sirls, seconded by Wessler. A motion to amend the invoice to reduce the August 19 fee to \$450 because that is the maximum charge for meetings moved by Auth. Wessler seconded the friendly amendment to take off \$37.50 for a total invoice of \$2,685.00. All in favor. Motion carries.

Next Steps

- Staff will prepare a Draft Budget, Summary of Activities, and Quarter 3 invoice.
- Davis will make updates to Section 5 as discussed at today's meeting and will send to Staff. Staff will send to members.
- Members will come to the next meeting with dates of their upcoming board meetings.
- Members will review the latest RFP contract draft and send feedback and edits to Davis.
- Eggermont will make amendments to the Iris contract as discussed at today's meeting.

Public Comment: General/Unrelated to current Agenda Items

Motion to adjourn the meeting moved by Colvin-Garcia, seconded by Hines. All in favor. Motion carries. Meeting adjourned at 12:40 PM

Minutes prepared by Angela Wright

Minutes approved by: _____

Secretary

Minutes approved by: _____

Chair