

**RAMSEY/WASHINGTON COUNTY
RESOURCE RECOVERY PROJECT EXECUTIVE COMMITTEE
MONDAY, JUNE 11, 2012
MINUTES**

A meeting of the Executive Committee of the Ramsey/Washington County Resource Recovery Project was held at 10:00 am June 11, 2012 at the Ramsey County Environmental Health Office, 2785 White Bear Avenue, Maplewood, Minnesota.

MEMBERS PRESENT:

Commissioner Dennis Hegberg – Washington County
Commissioner Jan Parker– Ramsey County
Commissioner Victoria Reinhardt – Ramsey County

ALSO ATTENDING:

Zack Hansen, Judy Hunter, Susan Kuss, Harry McPeak, Katie Shaw

CALL TO ORDER/APPROVAL OF THE AGENDA:

Chair Hegberg called the meeting to order. Commissioner Reinhardt moved, seconded by Commissioner Parker, to approve the agenda.

Roll Call: Ayes: - 3 Nays: - 0 Motion Carried.

APPROVAL OF THE DECEMBER 15,2011 MINUTES:

Commissioner Reinhardt moved, seconded by Commissioner Parker, to approve the minutes.

Roll Call: Ayes: - 3 Nays: - 0 Motion Carried.

CORRECTION OF SCRIVENER'S ERROR: STOLE RIVES, LLC 2012 CONTRACT:

Commissioner Reinhardt moved, seconded by Commissioner Parker that the Executive Committee for the Project hereby corrects a scrivener's error, and approves the amendments to the Agreement with Stoel Rives, LLP in an amount not to exceed \$40,000 and authorizes the Chair of the Executive Committee to execute the amendments to the Agreement upon approval as to form by the County Attorney.

The Executive Committee for the Project hereby authorizes a budget adjustment to reduce the appropriation for Advertising and Promotion from \$302,000 to \$292,000, and to increase the appropriation for Legal Services from \$30,000 to \$40,000.

Roll Call: Ayes: - 3 Nays: - 0 Motion Carried.

OTHER BUSINESS:

Status of Processing Agreement with RRT

Zack Hansen summarized a letter from RRT. RRT is requesting a number of changes to the structure of the hauler rebate program and the processing agreement terms previously approved and accepted by the Project Board on March 29, 2012. RRT cited two reasons: recent legislation regarding Minnesota Statutes Section 473.848, and that they misjudged the market, and overestimated what haulers would be willing to pay to dispose of waste at landfills. The Committee discussed the specifics of RRT's request, which include changing the level of the hauler rebate, and capping the Counties' exposure at \$8.4 million. The Commissioners reiterated the Counties' primary interest in continuing to work on waste processing is the

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environmental goal to recover energy and materials and reduce the volume landfilled, and that is very difficult to do under the current market. After expressing concern about RRT's knowledge of the market and interactions with haulers, the Committee discussed authorizing staff to resume negotiations within certain parameters. Instead of the \$20/ton rebate amount, the actual hauler rebate will be calculated by taking the difference in the net rates offered to haulers documented in the signed hauler contracts and the \$86 tip fee in place at Newport. The hauler rebate for Ramsey and Washington Counties will be capped at \$8.4 million annually. Should the hauler rebates exceed \$8.4 million in a calendar year, RRT will reimburse the Counties for the amount paid by the Counties to haulers in excess of \$8.4 million.

Commissioner Reinhardt moved, seconded by Commissioner Parker that the Executive Committee for the Project hereby authorizes staff to resume negotiations for terms of a processing agreement with Resource Recovery Technologies (RRT) under these parameters.

- The contract should not exceed \$8.4 million per year;
- The hauler rebate should be fixed, and should not vary from hauler to hauler, and should be explicitly stated in the agreement;
- The option to purchase language should be improved and streamlined;
- Staff should strongly consider a cap and floor on tonnages; and
- The contract should be up to five years, with consideration for a shorter term.

Roll Call: Ayes: - 3 Nays: - 0 Motion Carried.

Staff Updates

Judy Hunter presented to the Committee the modified 2012 Resource Recovery Project meeting schedule.

Commissioner Reinhardt moved, seconded by Commissioner Parker, to approve the modified 2012 Resource Recovery Project meeting schedule.

Roll Call: Ayes: 3 Nays: 0 Motion Carried.

The next Executive Committee meeting will be Thursday, June 28, 2012 at 9:00 am.

ADJOURNMENT:

Chair Hegberg adjourned the meeting.

Approved: 
Commissioner Dennis Hegberg