



Speaker 1 - 05:34

Okay. Be careful and hurt itself.



Speaker 2 - 07:32

With us now, cnn military analyst Lt. Gen. Mark schwartz.



Speaker 1 - 07:36

Also cnn. Roll Call.



Speaker 3 - 08:42

Morning, everybody.



Speaker 1 - 08:46

All right, I'll be saying your city, and if you could then give your name. Broward. This is roll call.



Speaker 2 - 09:06

Say your name. Andre.



Speaker 4 - 09:08

Scotty.



Speaker 2 - 09:09

Broward county.



Speaker 1 - 09:10

Coconut creek.



Speaker 2 - 09:11

My time back here.



Speaker 1 - 09:14

Thank you. Cooper city. Coral springs.



Speaker 5 - 09:20

Chad.



Speaker 1 - 09:21

Mirage.



Speaker 6 - 09:21

Here.



Speaker 1 - 09:24

Dania beach. Davey.



Speaker 6 - 09:29

Davey filipolsti.



Speaker 1 - 09:31

Deerfield beach. Fort lauderdale. Hillsborough beach. Hollywood. Lauderdale lakes. Lauderdale by lauderdale lake.
Thank you.



Speaker 5 - 09:56

Thank you.



Speaker 1 - 09:57

Lauderdale by the sea. Lauder hill. Lazy lake. Lighthouse point. Margate. Carrie. Thank you, miramar.



Speaker 7 - 10:14

Ralph trapani.



Speaker 1 - 10:15

Thank you, north lauderdale. Oakland park. Julie leonard. Thank you, parkland. She's online. Pembroke park
plantation. Carol morris. Thank you so much. Sea ranch lakes. Southwest ranches.

Speaker 8 - 10:45



Russell muniz.



Speaker 1 - 10:46

Thank you, tamarack. Vanessa. Chari. Thank you, west park. Weston, wilton manors.



Speaker 6 - 10:59

Allendott.



Speaker 1 - 11:00

Thank you. Are there any other alternates? No.



Speaker 2 - 11:05

Mark lebowski, sunrise.



Speaker 1 - 11:06

Oh, I keep doing that to you, mark. We're here. Thank you. We have a quorum.



Speaker 3 - 11:20

We do a welcome and pledge of allegiance.



Speaker 6 - 11:23

But first of all.



Speaker 9 - 11:23

Yeah.



Speaker 3 - 11:24

Welcome, everybody, and let's stand up for a pledge of allegiance,



Speaker 2 - 11:34

United States of.



Speaker 4 - 11:35

America to the republic for which it stands.



Speaker 3 - 11:48

Morning, everyone. Some of you know me, some of you don't. My name is Sam May. I've been in local government here, Broward county for almost 40 years. Worked with a few municipalities, mostly Margate and the city of North Lauderdale. I'm taking Todd's place here. And so you should have my phone number. My Email address is smaydswa.org My phone number is 954-605-0951. If you send me an important email and I haven't answered it, please text me and say I just sent you an email. Please respond. Best way to get me is by that text or phone. That's. That's with me all the time, 24 7. So just let's go right to public comments. Are there any public here? Okay, meeting minutes from February 13th. Everybody review the minutes. Do we have a motion to pass?



Speaker 9 - 13:16

Second.



Speaker 7 - 13:19

Vote.



Speaker 3 - 13:23

All in favor? All right, any opposed? Nope? Okay.



Speaker 6 - 13:29

Okay.



Speaker 3 - 13:30

Let's go right to the master plan update. We're going to have Daniel from. Daniel De from SCS Engineers come up and talk a little bit about the master plan.




Speaker 2 - 13:43

Yeah.




Speaker 10 - 13:44


Good morning, Chairman, executive director, members of the technical advisory committee. Lisa, if you could put on the schedule. So we're driving towards the meeting on March 20, Friday, meeting with the executive committee and the governing board. The master plan has been completed. The last piece was the detailed financial plan. I'll touch on that in a few moments. But the expectation is that the master plan will be presented to the executive Committee, then recommended to the governing Board. In the same with the Facilities Amendment. It is the facilities Amendment that will then be transmitted to each of the ILA members and that will be the vote ultimately by each of the respective commissions and councils. So once.

 Speaker 9 - 14:34


Can't quite see it, Elisa, you make it a little bit bigger.

 Speaker 10 - 14:38


Once it is, then if it is adopted and accepted, so. Adopted with the master plan accepted. The Facilities amendment. The Facilities Amendment will be transmitted to each ILA member and that starts the clock within the time frame is prescribed in the interlocal agreement. It's 120 days. And for the authority to continue, it Requires passage by 80% by population of the ILA members. And the date for that is August 14th. We're trying to move as quickly as possible because we know that many commissions and councils do take summer recess and we want to make sure that we are getting to them well in advance in terms of the activities that our team has been involved with.

 Speaker 10 - 15:22


We've been meeting with many of many staff and elected officials over the past several months, trying to identify what are the pressure points, what are the concerns and issues that should be addressed through the master plan. We're going to continue to meet with staff and then support Sam and others that will be making the presentation with. With each commission and council over the next 120 days. So, still on schedule and look forward to the meeting on Friday. Any questions? Schedule.

 Speaker 5 - 15:58


Just.

 Speaker 4 - 15:58


Just a quick question.

 Speaker 8 - 15:59


The version of the Facilities amendment that was distributed on last. I believe it was last Tuesday that Chair Lubelski sent out. Is that what we expect to be the final version or the same version that's going to be transmitted to the Governing Board?

 Speaker 1 - 16:14


Yes.

 Speaker 10 - 16:14


Okay.

 Speaker 9 - 16:15


All right.

 Speaker 8 - 16:15

Do we anticipate, based on feedback that.

 Speaker 4 - 16:18

You've received thus far, do you anticipate.

 Speaker 8 - 16:21

Any further changes, obviously, at the Governing Board meeting? I understand that there could be some changes at that point, but have you heard or do you expect to see any changes at this point?



Speaker 10 - 16:29

Not at this time. And you know, as it's a policy matter, any changes will be discussed either at the Executive committee or Governor Board. Okay.



Speaker 9 - 16:36

All right.



Speaker 6 - 16:36

Thank you.



Speaker 2 - 16:40

Any other questions for. For Daniel?




Speaker 6 - 16:44

I have a question about the Facilities amendment. Would this be the time to bring it up or on the next item?




Speaker 2 - 16:51


I believe now would be the right time.

 Speaker 9 - 16:53


Okay, Phil, so if this has already.

 Speaker 6 - 16:56


Been discussed before, I just need some clarity. So I was reviewing the existing interlocal and the facilities amendments, and There's a section 16 that says unanimous. Unanimous approval of the facilities amendment is necessary if the following provisions are addressed, and there are certain provisions that are in the facilities amendments that modify the interlocal and it falls under that category. So I'm posing the question, do we need unanimous approval of the facilities amendments? Because that's how. I'm not an attorney. I'm not running by my attorney, but that's how I interpret that language.

 Speaker 1 - 17:35


Which provision? In 16.2 you said 16.

 Speaker 6 - 17:40

So for. The easiest one right off the bat is wind down. We know the facilities amendment deals extensively with wind down. And if you look at 16.1.3.10. That is one of the items cited as requiring a unanimous vote says approved by every party's elected body. It doesn't say unanimous. That's how I interpret it. Again, I'm not an attorney, but it was just something that came to my observation over the weekend. Maybe everyone else has seen this and has already dealt with this, but I just didn't have that answer.

 Speaker 1 - 18:16

The facilities amendment is supposed to be approved by 80% of the total population.

 Speaker 6 - 18:22

I understand you're saying existing interlocal that was approved in 2023 by everyone in this room has that language.



Speaker 3 - 18:33

And it's in 16.



Speaker 1 - 19:14

Okay, I'll take a look at this and. But I, I don't believe it's. It is applicable. This is.



Speaker 2 - 19:27

Mr.



Speaker 4 - 19:27

Chair, if I can. Can I, can I get again what the question is? I appreciate it being raised this morning. Would be helpful to have it before this morning, but go ahead. What is the exact question?



Speaker 6 - 19:37

Does the facilities amendment require unanimous approval?




Speaker 9 - 19:40

No.




Speaker 10 - 19:42


Okay.

 Speaker 6 - 19:43


I appreciate your opinion, but I need it from the attorney because I'm telling you with the language. You haven't looked at the agreement. If you look at 16,

 Speaker 7 - 19:54


It says, it requires.

 Speaker 6 - 19:56


It says any amendment that substantially modifies any of the following provisions or that concerns any of this falling subjects will not be effective unless approved by every elected. Every elected party's elected. I'm sorry, Every party's elected body. And that lists 10 different items.

 Speaker 4 - 20:14


Okay, and which item are you pointing to?

 Speaker 6 - 20:17


Wind down, which is 16.1.3.10 is substantially modified in the facility's amendments.

 Speaker 4 - 20:25


There's not a wind down procedure in the ila. That's what the facilities amendment score. So that's what's. That's what defines it. So we're happy to get you a legal opinion on it, but this is.

 Speaker 6 - 20:34


A great But I'm just telling you what it says. It says in 16, it says wind down as defined in section 3.3.3.2 as an example. There's other examples.

 Speaker 1 - 20:46


Yeah. Wind down is supposed to be brought up in the facilities amendment. I believe that this amendment in 16. One is after it has facilities amendment has been adopted. So if the facilities amendment, which is supposed to take up wind down, which it does, then once the facilities amendment is actually approved, then any further amendment to wind down would require all to approve it. We have to read these consistently with one another.

 Speaker 9 - 21:31


Okay.

 Speaker 6 - 21:32


I just want to make sure that the rest of it complies with. There's, you know, there's 10 different elements in there that in theory require unanimous approval. So I just want to.

 Speaker 1 - 21:44

Except as expressly authorized by Section 3.3. And 3.3, I believe, actually addresses the facilities amendment. Yes, it does.

 Speaker 6 - 21:57

What are you looking at?

 Speaker 1 - 21:59

I'm looking at. If you read Article 16.1, except as expressly authorized in Section 3.3 and 8, 1.8 of this article, this agreement may only be amended as follows. Section 3.3 is the adoption of the.



Speaker 9 - 22:18

Facilities amendment, which is why we have.



Speaker 4 - 22:22

Why we have a number of cleanup provisions in the facilities amendment that address the ILA as well.



Speaker 10 - 22:29

Okay.



Speaker 1 - 22:31

Okay.



Speaker 9 - 22:36

Any other comments or questions regarding the.




Speaker 2 - 22:39

Facilities amendment master plan?




Speaker 4 - 22:41


I do.

 Speaker 3 - 22:42


I do have one comment. Just as a note for everyone. When you look at your. If you look at the tables that shows you the. The phase two, when it goes from the fees, when they go from population tonnages, those tonnages were based on a modeling that's in the. That's in the backup. But that may be not 100% accurate. From what we see, it's a little bit higher than what it's actually going to be based on the tonnages. So when you look at that, just know that those are very conservative estimates that are in there and those are actually lower than. Than what you're paying right now, typically based on. Based on the population. But it should even go down more than that when you get the actual tonnages in there. Just wanted to. Just wanted to bring that up.

 Speaker 3 - 23:35


So when you start looking at it, just to know that it is very conservative.

 Speaker 4 - 23:44

Any other comments?

 Speaker 2 - 23:47

I'll just bring one. Just make one final comment. As of March 20, when the facility, assuming the facility amendment gets approved, at that point, it's in our hands to bring back to our commissions and councils. I encourage all of you to, if you already haven't, start the Engagement with your commission and council. We've already had some discussions and sunrise at on the board level, I intend to bring this back to our commission relatively soon. As you know, one thing that we all grapple with is we're starting our budget cycles right now. We have also summer session for most of you also are very cut short from commission. So the earlier you guys can start having this conversation, the better and provide the most likely for success at the end. So just some comments from my side.

 Speaker 3 - 24:40

Also, if you're looking for, you know, I've sent this out to the governing board, but if you're looking for presentations

from any of our staff here, our consultants, please reach out to me, let me know. We'll get that scheduled on your for your commission agenda and move forward with that so we can have some staff there with you.



Speaker 2 - 25:04

Thank you, Dan.



Speaker 3 - 25:10

Okay, thank you. The next topic is the C and D recycling program and we're going to have RRs here and I believe that they are online with us.



Speaker 5 - 25:26

Hey, good morning, Sam.



Speaker 2 - 25:32

Yes.




Speaker 3 - 25:32

Yes.




Speaker 5 - 25:34


All right.

 Speaker 9 - 25:34


Good morning.

 Speaker 5 - 25:35


I'm joined this morning by my colleague, Ms. Shelby Lewis. She'll be assisting me throughout as we.

 Speaker 9 - 25:40


Go through the C and D conversation today.

 Speaker 5 - 25:43


And so really what our intent is.

 Speaker 9 - 25:45

For this meeting is to gather, you.

 Speaker 5 - 25:47

Know, feedback, kind of walk through the.

 Speaker 9 - 25:48

Framework of the ordinance, some of the key points of it and see if we can have a good discussion, get some feedback from you all as to which direction you want to go so we can try to continue to move the ordinance forward.



Speaker 5 - 26:00

First thing we wanted to cover though is were provided a, let's see here. We were provided a draft presentation from.



Speaker 9 - 26:09

The Recycling Certification Institute and that was.



Speaker 5 - 26:12

Provided to you all as part of your agenda packet. I'm not going to go through all of those slides today just for sake of time.



Speaker 9 - 26:19

I think it's more important to get your feedback on some of the elements of the ordinance.



Speaker 5 - 26:22

But we would encourage you all to look through that. It provides an overview of what the.




Speaker 9 - 26:27

Certification process is all about and particularly what the existing C and D material recovery facilities that are operating within the county would need to adhere to should.




Speaker 5 - 26:36


The ordinance require a third party certification. And again, just on that, our research.

 Speaker 9 - 26:41


Has indicated that the Recycling Certification Institute is pretty much the only organization that.

 Speaker 5 - 26:48


Is providing that third party certification for.

 Speaker 9 - 26:51


C and D facilities at a national level across the US they're also going to be the organization that's working with the leadership. So LEED Green Building Rating System. So that's leaders in energy and environmental design. And they're going to be selected to be the third party certification that will be able to work with LEED version.

 Speaker 5 - 27:11


5 so that projects pursuing that green.

 Speaker 9 - 27:14


Building certification can actually get the C and D recycling credits.

 Speaker 5 - 27:17


So that's why that organization was recommended. And within that, some of the questions.

 Speaker 9 - 27:23


That came up previously were what are the costs to the facilities? And also, you know, is that duplicating the requirements that existing MRFs have to report to the state, to the Department of Environmental Protection here in Florida?

 Speaker 5 - 27:36


So let's touch on those real quick.

 Speaker 9 - 27:38


And then maybe we can open it up for discussion. And given that we're not in the room, I'm going to ask that, you know, Chair Mike help facilitate the discussion because we can't see if hands are raised and whatnot as we get into this today.

 Speaker 5 - 27:50


So on the certification, the cost of that, it's about \$7,500 for each facility to register and then complete the certification process with the Recycling Certification Institute and.

 Speaker 9 - 28:04


Then on an ongoing basis is \$629 per month. So it ends up being \$7,548 a.

 Speaker 5 - 28:13

Year to maintain that certification.

 Speaker 9 - 28:16

And that's something that each of the existing C and D facilities or any new facility that wanted to participate and be in compliance with the way the ordinance, the draft ordinance is written right now, that's what they would have to adhere to.

 Speaker 5 - 28:30

So we understand that is an additional cost of these facilities.



Speaker 9 - 28:33

But we also want to point out that the mandatory C and D recycling.



Speaker 5 - 28:37

Ordinance should drive a lot of additional tons to these facilities.



Speaker 9 - 28:42

And hopefully the additional volume of material being recycled through their respective facilities should.



Speaker 5 - 28:47

Offset that additional cost to them. We also, when we first started this.



Speaker 9 - 28:52

Process, were encouraged to seek third party certification because it's kind of the way the industry is going. And some of the states that have been doing this for a longer period of time, particularly in California, and again, as the lead green building rating system is moving, we've also had conversations with.




Speaker 5 - 29:07

The Construction Demolition Recycling association and they.




Speaker 9 - 29:11


Are also advocating for the third party certification approach. And so that's why it's included in the ordinance as it's currently written.

 Speaker 5 - 29:18


Right now, each of the facilities operating.

 Speaker 9 - 29:21


Within the county do have to report.

 Speaker 5 - 29:24


To the state on annual basis on the amount of materials that they're receiving, the county of origin of where.

 Speaker 9 - 29:30


Those materials are originating, as well as what portion of those materials are recycled versus disposed. And then that information is kept at.

 Speaker 5 - 29:39

The state level and then sent back to each county. So in this case, Broward county, for.

 Speaker 9 - 29:44

Them to include as part of the.

 Speaker 5 - 29:47

Annual county level report that goes back.



Speaker 9 - 29:49

To DEP that calculates the recycling rate for each county.



Speaker 5 - 29:53

So there is some level of reporting.



Speaker 9 - 29:55

These facilities are already doing and are accustomed to.



Speaker 5 - 29:58

There's a portal that they have to.



Speaker 9 - 29:59

Go to within the state system to.




Speaker 5 - 30:02

Log that data and the county does receive it. But our understanding is that information is proprietary. It's not publicly out there. So that if you're a contractor or.




Speaker 9 - 30:12


You know, a demolition business, you know what each facility's respective recycling rate would.

 Speaker 5 - 30:16


Be with the certification process that we're recommending as part of the ordinance. All of that information is transparent and public. And there's a level playing field with how they go about calculating the respective recycling rate. And they also account for the stockpiling.

 Speaker 9 - 30:32


Of materials that a facility may have on site, depending on how their operation is set up.

 Speaker 5 - 30:38


And so again, that's kind of the.

 Speaker 9 - 30:39


Differences between the DEP level reporting and.

 Speaker 5 - 30:42

The third party certification and the respective cost of that. I'll pause there and see if there's.

 Speaker 9 - 30:46

Any questions specific to what was in the RCI presentation or on the certification process.

 Speaker 5 - 30:53

And as we get into the ordinance,



Speaker 9 - 30:54

We'll walk through that. I'm sure there'll be some additional points where we discuss it again.



Speaker 5 - 30:58

But I'll pause there just to see.



Speaker 9 - 31:00

If there's anyone in the room because.



Speaker 5 - 31:01

On my screen I only see myself,



Speaker 9 - 31:04

So I can't see if there's anyone else with a hand raised. Thank you.




Speaker 2 - 31:07

Travis, any comments or questions?




Speaker 4 - 31:12


Russell, just a quick question. I did hear Travis say that there's.

 Speaker 8 - 31:15


Essentially only one company that's doing this at this point. Is this something that the county in the future, or the swa, I should say in the future will be soliciting for additional certification companies because obviously just to have one doing it, they can determine what the market cost is for these things. And it's obviously going to drive the cost up, but there's some additional competition. Hopefully we'll drive some of these certification costs down.

 Speaker 2 - 31:40


So, Travis, so you mentioned the third party is one option. The other option that we would have, it would be run by the SWA directly. That's the alternative.

 Speaker 5 - 31:51


A couple of things on that. So as of right now, RCI is pretty much the only organization that's doing.

 Speaker 9 - 31:58

This type of third party certification on a national level with any consistent, you.

 Speaker 5 - 32:02

Know, basis across the states. Some of the ordinances that we've looked at from other jurisdictions don't mention the Recycling Certification Institute by name only, dictate.

 Speaker 9 - 32:12

That it's a third party certification, you know, approved by that respective jurisdiction.

Speaker 5 - 32:17



And so that might be something that.



Speaker 9 - 32:19

We want to include when we're looking.



Speaker 5 - 32:20

At our draft language where we just.



Speaker 9 - 32:22

State that, you know, there's a third.



Speaker 5 - 32:24

Party certification required to be determined by.



Speaker 9 - 32:27

The county or the cities.



Speaker 5 - 32:28

And that way, if things change over the course of time and there is more competition on the organizations that provide that level of service, that could be something where the ordinance doesn't need to be modified.



Speaker 9 - 32:39

So that's one thing to keep in.



Speaker 5 - 32:40

Mind in terms of alternative as to.



Speaker 9 - 32:43

Who could do this.



Speaker 5 - 32:44

Some jurisdictions are set up where the municipal staff do it themselves.



Speaker 9 - 32:49

And in conversation with some of those.



Speaker 5 - 32:52

Entities that are doing that, it is a higher administrative burden and a cost.




Speaker 9 - 32:57

It requires more municipal staff to be familiar with the ordinance and to go.




Speaker 5 - 33:00


Out and actually do the inspections and validate what is actually happening at each of the facilities. And so when we first started this approach, were kind of steered to there not being an appetite.

 Speaker 9 - 33:13


And some of the initial comments we got back from communities is there are concerns about what that would do to the staff, time required and the cost required.

 Speaker 5 - 33:21


But there would be the possibility to.

 Speaker 9 - 33:24


Either have it set up where it could be a staff member with the.

 Speaker 5 - 33:26


Solid Waste Authority or with the county independently, or within each jurisdiction they go.

 Speaker 9 - 33:32


In and actually, you know, set this up and enforce it. Those are all possibilities that could be considered. And we've seen it across the board in different jurisdictions across the U.S.

 Speaker 2 - 33:42


Thank you, Travis. I assume this is one of the policy decisions to see if the TAC has any concerns with on the third party.

 Speaker 5 - 33:49


Correct? Right.

 Speaker 9 - 33:50


Yeah.

 Speaker 5 - 33:50


So there's a point in there, when we get into my comments within the draft ordinance, that we can get to that.

 Speaker 9 - 33:54


But yeah, I think the decision is,

 Speaker 5 - 33:56

You know, do we want to require this to be a third party, independent certification body?

 Speaker 9 - 34:02

We know that they're being consistent in.

 Speaker 5 - 34:03

How they apply their standards across all of the facilities.



Speaker 9 - 34:08

And all that information would be, you.



Speaker 5 - 34:10

Know, published and transparent.



Speaker 9 - 34:12

That way, any consumer, meaning a property.



Speaker 5 - 34:15

Owner or a contractor, you know, demolition.



Speaker 9 - 34:17

Company, would know exactly what the facility's recycling rate is before they choose to take material to them for processing, versus having that be something that the municipal staff does. I think that's a key policy point we're looking for direction on today.




Speaker 2 - 34:30

Russell, does that answer your question? Any other comments or questions or concerns?




Speaker 6 - 34:37


We're talking about the ordinance as well right now, or just RCI I think.

 Speaker 2 - 34:41


The third party certification is playing good.

 Speaker 9 - 34:45


Ralph.

 Speaker 7 - 34:46


I would. Good morning Ralph from the city of Miramar. Just a recommendation. I would maybe we do a phase in approach later for the certification when we, like Russell was saying, we don't just want. I know there's only one person or one company nationwide. Maybe when we do a RFP in a few years, you know, we can look for some other certification to bring more value. But just to start off with the limited facilities that we have and certification. I'll address part of this later on when we go over to ordinance. But I would recommend a phased in approach if at all. You know, again, it's right now, in my opinion, unnecessary burden on the facility, not only financially, but then staff as well.

 Speaker 7 - 35:28

They have to come in, they have to change their monitoring system, they have to put in a whole web design. So again, just maybe a phase in approach when we do an RFP in the future.

 Speaker 2 - 35:40

Well, in terms of phased in approach, you mean just not calling out RCI and just having as a third party and then putting it back out for an RFP in the future if there's other.

 Speaker 7 - 35:53

Yeah, future in our. I wouldn't recommend that. We just change tomorrow, you know, how we operate, how those facilities operate. I mean, technically right now we only have one facility. If you're part of the Broward County ILA

that you are required to use. Again, I don't want to get too forward of what I want to talk about later with the certification and how it impacts not only the covered project, but the cities as well and the county. Again, let's not forget this is a county ordinance. It's not a solid waste authority ordinance. We would only adopt it later on as a participating member. So, you know, there's still a little bit, I mean, I don't even know how the county feels about it. You know, we don't know that. So my thing would be not to have a certification right off the bat.



Speaker 7 - 36:39

Maybe a phase in approach, you know, in a few years. Again, it's undue financial burden onto the facilities, their operating system and then maybe the county or solid waste or municipal party staff. So there's still a lot yet to be determined. Again, we need to talk about the ordinance a little more. I think we can knock some of that stuff down. But there was a question or something that Travis said about the third party certification. They come in and look at how that operation is set up with maybe even particularly storage of materials. Can you just touch on that and has that been cross checked? I guess cross verified with how the state and county operations sit and how long can materials be stored, quote unquote, at a facility? Just a little bit more clarity on that, Travis. I didn't maybe catch everything.



Speaker 7 - 37:30

Thank you.



Speaker 5 - 37:31

Yes, sir. Yeah, no good feedback.



Speaker 9 - 37:32

We appreciate that.



Speaker 5 - 37:33

So I will also offer that the.



Speaker 9 - 37:37

Recycling Certification Institute, we've been in good.



Speaker 5 - 37:41

Contact with their staff. They're willing to come to a future.



Speaker 9 - 37:44

Presentation where we got more time on the agenda to kind of walk through and ask very detailed conversation about specifically the certification process.



Speaker 5 - 37:53

But within that, I think there's a.



Speaker 9 - 37:54

Couple of points to think about.



Speaker 5 - 37:55

So when, before we get into the.



Speaker 9 - 37:58

Stockpile, let's think through, like the phased approach that you're speaking to. Mr. Ralph.



Speaker 5 - 38:03

So as of right now, if were to require, you know, some type level of guarantee that material was successfully recycled, if you're at a project that's generating C and D waste and you were to take it to a existing.



Speaker 9 - 38:20

C and D facility, and you were commingling that waste at your construction site.



Speaker 5 - 38:25

Or demolition site, there's no way for.



Speaker 9 - 38:27

That facility to really give you recycling.



Speaker 5 - 38:30

Rates specific to your project if that material is commingled. Because most of the way the facilities are operating, they're not able to tell you exactly what your recycling rate would.



Speaker 9 - 38:40

Be based on the material that you.




Speaker 5 - 38:41

Provided if that material is not source.




Speaker 9 - 38:44


Separated into the different material streams. So think, you know, roll off of concrete, roll off of wood or something like that.

 Speaker 5 - 38:49


If you're coming all of that material,

 Speaker 9 - 38:52


Which a lot of construction projects are currently doing and due to space constraints.

 Speaker 5 - 38:56


Will continue to do, in order to track back to what type of recycling rate that project would get, they've got to go to a facility. And in order for that facility to have a recycling rate for the commingling materials, they really look at the mass.

 Speaker 9 - 39:10


Balance of what comes into that facility over a given point of time and.

 Speaker 5 - 39:13


What goes out of that facility to arrive at that facility's recycling rate. So the DEP report kind of does that already in a certain way. The RCI certification process does that on.

 Speaker 9 - 39:25


A monthly, ongoing basis once you provide.

 Speaker 5 - 39:28


At least a year's worth of data.

 Speaker 9 - 39:29


To get into the certification process.

 Speaker 5 - 39:32


So when they, the third party certifiers come onto your site, they do look.

 Speaker 9 - 39:37


At things, you know, like safety and.

 Speaker 5 - 39:39

Other things like that as part of.

 Speaker 9 - 39:40

Their certification process, but they're also just.

 Speaker 5 - 39:42

Looking at your operations, what material is coming in, what material is going out. They verify the end markets that are being used to determine whether it is in fact a legitimate market. And there might be material that is left on site stockpiled for whatever reason. It might be that, you know, they've got enough there where that facility wants to bring in an outside piece of equipment to then process it only at batches when they have enough quantity to do so. Or they might have market considerations where.



Speaker 9 - 40:08

They want to leave it there because they think the market price might go up and get a little bit more money for it next month, something like that.



Speaker 5 - 40:15

The process, the certification process doesn't really.



Speaker 9 - 40:17

Get into the means and method of.



Speaker 5 - 40:18

Their business to dictate what they do, only to document what they're currently doing.



Speaker 9 - 40:23

And to make sure that's transparent across the board.



Speaker 5 - 40:26

So that's hopefully a little bit of clarity on their process.



Speaker 9 - 40:29

They don't get into what the DEP requires in regards to their permit, except to make sure that they've got valid schedule scales and they're in compliance with their permit and there's no regulatory concerns with it like that.



Speaker 5 - 40:40

But they're not a replacement for DEP.



Speaker 9 - 40:42

Is what I wanted to convey with.



Speaker 5 - 40:43

That in regards to the phased approach.



Speaker 9 - 40:47

That were discussing.



Speaker 5 - 40:49

If you don't require RCI to do that process, we do have to have.



Speaker 9 - 40:54

Someone that's going to determine what the recycling rate is at these facilities.



Speaker 5 - 40:58

And that's where I would argue that we don't necessarily have the internal capabilities within the authority at this point or.



Speaker 9 - 41:05

Within each of the respective cities or.



Speaker 5 - 41:07

The county, or necessary the appetite to.



Speaker 9 - 41:09

Want to take on that burden to do so.



Speaker 5 - 41:12

I think there could be a pathway where we could potentially look at sharing.



Speaker 9 - 41:18

The public information that DEP provides that's.



Speaker 5 - 41:21

Not public right now.




Speaker 9 - 41:22

But I'd have to get into what the legal considerations are for those facilities DEP reports to be made public record, because my understanding is that they're proprietary and they're not to be shared publicly right now.




Speaker 5 - 41:33


But that would be another approach potentially that could reduce the burden on the certification process. I'll say from the Construction Recycling association.

 Speaker 9 - 41:44


Conference that went to back in January to do some research on this,

 Speaker 5 - 41:47


There's definitely a growing push towards third party certification.

 Speaker 9 - 41:50


And that being something that is becoming the standard.

 Speaker 5 - 41:53

Many of the top contractors that were.

 Speaker 9 - 41:55

There presenting were expressing that they seek.

 Speaker 5 - 41:58

Out the third party certification and end markets where there's a vendor or a facility rather that has a certification and.

Speaker 9 - 42:04



Another that does not, they always go.



Speaker 5 - 42:06

To the one that's certified just because.



Speaker 9 - 42:08

They've got that transparency and the accuracy.



Speaker 5 - 42:09

Of the reporting data.



Speaker 9 - 42:11

So I think it gets back to.



Speaker 5 - 42:13

The commingling of the material at the site, which we know is going to happen in Broward county.



Speaker 9 - 42:18

Given the density that you all have. There's not a real way to get to a good recycling rate without having some type of certification process to verify that materials go into a facility and what they're doing with that facility. I know that's a long winded answer, but kind of thinking about it a few different ways.

Speaker 2 - 42:32



Travis, you see any issues with getting all of our facilities certified by a third party in Broward?



Speaker 5 - 42:40

I do not. That's something that we've spoken to RCI about specifically and they can ramp up.



Speaker 9 - 42:46

With the participation that we would anticipate with the facilities that are there. So we don't see that as being a, you know, something that would slow down the process whatsoever.



Speaker 5 - 42:55

They do require one year's worth of data before they will certify a facility.



Speaker 9 - 43:01

And you can get into, you know,



Speaker 5 - 43:03

A facility that has good data, they.



Speaker 9 - 43:05

Can share some historical records and they.



Speaker 5 - 43:07

Will accept it depending on how, you.



Speaker 9 - 43:08

Know, how clean the data is and what, you know, what does it look like that they're providing to the certification body.



Speaker 2 - 43:14

So, Ralph, what is your concern with the phase in. I want to make sure. I understand.



Speaker 7 - 43:21

Again, I just want to make sure that we're not impeding any of our businesses. So just to follow up with that, I would. I would like that there be this, the construction association that Travis's references spoke with. You know, we maybe we get them here, we hear them out, we get an official letter for them. I'd also like a request made to Broward County. Have they had the same request from project developers throughout the county on projects? Because I understand in the beginning of the ordinance it speaks how the county should. Is required to have something. Maybe I misunderstood again, like, Phil, I am not an attorney and I didn't stay at a Holiday Inn Express last night. However, I would like to understand is the county.



Speaker 7 - 44:08

Has the county implement any kind of system like this, which in the beginning it seems like they're required to do? So is the county in compliance and or not? We'd like to understand that as well. Because the county is bringing this ordinance or is this their step to be in compliance? Maybe we can get a little clarity on that. Not right now. I mean, obviously it's a question coming up. I don't want to have an answer, but something back. But again, the letter from the Construction Recycling association saying that they are currently looking for projects or facilities that are certified. And I'm curious then if they're in a city that does not have a certified facility, are we sure that those materials are probably getting ahead of myself. I'm sorry, let me step back on that.



Speaker 7 - 45:01

Because if they're in a ciliates during a facility that's franchised and they're part of the, say, Broward county ila, we can only go to one facility. So those projects are not getting certified. How do those, how does the Construction Recycling Association? Why haven't we heard about that yet? Or sooner than when Travis and them met a few months ago? Again, just questions that we need some clarification on because we want to, you know, I'm not saying it's a bad idea. I think banning direct hauling is definitely supported. I think that's what we do anyway. Most of us, or very large percentage, I don't think that would be an issue. But some of the other stuff we need to, we really need to work out or continue to discuss.



Speaker 2 - 45:52

Thank you, Ralph.



Speaker 4 - 45:53

Anyone else?



Speaker 2 - 45:54

Oh, sorry, Carol.



Speaker 1 - 45:55

Yeah, just two quick questions or a comment and a quick question. Number one, I'm going to go out on a limb here and say that probably many of us at the table have no appetite to take on certifying facilities at the municipal level. So that's going to have to be done by an independent agency or somehow through the swa because again, I don't think most of us have the appetite to take that on. The other question I had is of the C and D recycling facilities that exist at this time, are any of them certified? Do we know?



Speaker 5 - 46:33

No, there's no facilities that are certified currently within Broward county.



Speaker 9 - 46:37

But we've often seen and looking around, until a jurisdiction requires it, many places they don't do it. There are some in certain markets that will proactively do so themselves to be a, you know, a difference maker in.



Speaker 5 - 46:50

Their market, in their perception.



Speaker 9 - 46:52

In a lot of places, until there's a requirement, you don't see them participate.



Speaker 1 - 46:56

Just the only other comment then would be that might affect our timeline somewhat as we look at moving this forward or at least the timeline on the agenda.



Speaker 3 - 47:08

Hey, Travis, this is Sam. I have a question for you.




Speaker 6 - 47:10

Are there any, are there any other.




Speaker 3 - 47:13


Certifying agencies besides RCI that are out there that you're aware of? You may have brought this up already, but just.

 Speaker 5 - 47:21


Yeah, we're not aware of any other certification body that's operating across the US Right now. We have heard that there might be.

 Speaker 9 - 47:29


Others that are considering trying to provide.

 Speaker 5 - 47:33


Some competition to rci, in which case.

 Speaker 9 - 47:35


I think that would be something where we maybe need to look at the ordinance to have some flexibility to enable the county or the authority or the cities, depending on how we adopt it,

 Speaker 5 - 47:44


To have that flexibility over time.

 Speaker 9 - 47:45


But no, sir, as of right now, RCI is the only game in town pretty much offering this service with consistency kind of across the country.

 Speaker 3 - 47:54


Okay, thank you.

 Speaker 5 - 47:56


And I think I'll say to Ralph's points as well, we kind of. I don't think you're getting ahead, Ralph,

 Speaker 9 - 48:01


Because we do need to talk through.

 Speaker 5 - 48:02


These things on our end as well,

 Speaker 9 - 48:04


Meaning the consultant team.

 Speaker 5 - 48:05


We've got lots of remaining questions as.

 Speaker 9 - 48:07


Well that we need to think through that are very important that we'll have.

 Speaker 5 - 48:09


To work through with not only the.

 Speaker 9 - 48:11


County but also, you know, are legal.

 Speaker 5 - 48:13


Some of those are, you know, exactly how it will be implemented and enforced.

 Speaker 9 - 48:17


Is it something that, you know, the county will adopt and then each city will adopt and basically replicate the language.

 Speaker 5 - 48:24


That the county approves based on what their appetite is to do so, you know, how does the global disposal interlocal.

 Speaker 9 - 48:30

Agreement that's already existing, how does that impact the ordinance?

 Speaker 5 - 48:33

Those are questions that we still have.

 Speaker 9 - 48:35

And we'll have to think through as well.



Speaker 5 - 48:36

And so we don't have clear answers.



Speaker 9 - 48:38

And all of that, we'll need to get direction from the executive committee and.



Speaker 5 - 48:42

Working directly with you all to get to that point. So I think those are fair questions that, you know, we all need to think through.



Speaker 9 - 48:48

The intent today is to really kind of go through some of these other things to think through is the framework.



Speaker 5 - 48:52

Of the ordinance about where it needs.




Speaker 9 - 48:54

To be so that then we can have those deeper level conversations on exactly where the rubber would meet the road on implementation.




Speaker 2 - 49:01


Ralph,

 Speaker 7 - 49:04


Thank you. And yeah, Travis, I agree. We, you know, we have a lot to continue to discuss. And just on this subject part, you know, I'll ask one or one more question and then we can move on to the rest because I know we're all busy today is my understanding. I've been in the private sector in a while more public side understanding that the facilities are required as part of their. I guess they're Broward County. I don't know if it's operating permit or permit with the FDEP that they submit monthly reports to the county. Just out of curiosity, have you guys looked at what they report as compared to what RCI might require and see how similar and or dissimilar they are?

 Speaker 7 - 49:50


Again, that's not a question for doesn't have to be answered right now, but that's something we would want to think about moving forward. Like how far out of compliance will we be? How much work would these facilities need to go under in order to be in compliance? Maybe we're closer than we actually think or further than we actually think, but I get about, you know, we'll touch again about the commingling with solid waste and multiple containers on site. That's another avenue to go down. Thank you, Travis.

 Speaker 9 - 50:20


Yep. Yeah.

 Speaker 5 - 50:23


Question on that though. I think the. I'm not aware of the facilities having to report their tons to the county directly.

 Speaker 9 - 50:30


My understanding, unless there's another ordinance that we're not aware of currently, my understanding is that they've got to report to the state Florida Department Environmental Protection, then.

 Speaker 5 - 50:38


The state aggregates that data and sends it back to the county to be.

 Speaker 9 - 50:41


Included in the annual salaries management report that the county has to submit back to the state.

 Speaker 5 - 50:46


That kind of captures all of the.

 Speaker 9 - 50:48


Recycling efforts, not just C and D.

 Speaker 5 - 50:50


So I don't think there is any.

 Speaker 9 - 50:51


Reporting directly to the county that I'm aware of right now from the existing facilities. If so, you know, I'd love to be made aware of that. I don't know if Mr. Andres has any feedback on that, but I think it's just to the state level right now.

 Speaker 7 - 51:07


Can we again, it doesn't have to be immediate, but can we confirm with the county and or I know we have several haulers that might want to or main several facility operators here. Doesn't have to be just in Broward county either. I mean, we have people here that might have facilities in other parts of the state. If that's a requirement. Well, I guess the county. So maybe we can ask one of the facility people that are here and the county, they can confirm if that's true or not. The submittal of a monthly paperwork.

 Speaker 5 - 51:41


Sounds good.

 Speaker 9 - 51:42


We got that noted.

 Speaker 4 - 51:46


All right, Travis, I'm going to turn.

 Speaker 2 - 51:47


It back to you for the next policy.

 Speaker 5 - 51:51

I'm going to go ahead and share. Well, looks like I don't know if I'm allowed to share my screen, if.

 Speaker 9 - 51:57

I'm able to get permission to do.

 Speaker 5 - 51:58

That or if someone there can walk.

Speaker 9 - 52:00



Through the draft ordinance that's got our comments that kind of highlight each policy decision. Should be part of the agenda packet or if I can be permitted to share.



Speaker 5 - 52:16

I've got it pulled up.



Speaker 9 - 52:28

This is the document titled draftcnd ordinance revisions. Perfect. Yeah, there we go.



Speaker 5 - 52:46

So within this draft that we provided.



Speaker 9 - 52:48

You all and yeah, that Looks like everyone can see that on their screen.



Speaker 5 - 52:52

Correct. So within. Within this. We'll just say as of now, as of today, I think we've received comments back from six of the city jurisdictions.



Speaker 9 - 53:03

And many of those comments were before.

Speaker 5 - 53:06



We actually sent out the draft ordinance,



Speaker 9 - 53:07

Just in, you know, in general, comments about concerns about C and D ordinance and how it would be implemented.



Speaker 5 - 53:13

And so the intent with distributing this.



Speaker 9 - 53:15

Is to really draw attention to the different aspects of the ordinance where there are policy decisions that will be needed. And we're hoping to get TAC feedback to then inform, you know, the executive committee. And to make it easier, I tried to go through each of these and.



Speaker 5 - 53:28

Just draw a comment box directly to.




Speaker 9 - 53:31

Draw attention to it. So if we can just go through each of these and I don't know who's driving, but appreciate you kind of working with me to scroll through it.




Speaker 5 - 53:38


The first one is just the whereas statements. These are just placeholders at the beginning of the ordinance.

 Speaker 9 - 53:45


Those are, you know, subject to change. And welcome feedback from the elected bodies at each jurisdiction and as well as this committee if there's things that they want to highlight within the warehouse statements to build the case for C and D recycling. But we had some in there just as kind of a placeholder to.

 Speaker 5 - 54:01


To show that those would be needed.

 Speaker 9 - 54:03


Unless there's any discussion on the committee today, I think we can skip over that part and get to more of the meat of the ordinance.

 Speaker 5 - 54:11


So the first change from the initial.

 Speaker 9 - 54:14

Draft that was sent out was in the definition of the alternative daily cover, and we've removed the screening requirement there.

 Speaker 5 - 54:23

That the sizing of that in that.

 Speaker 9 - 54:25

Definition of alternative daily cover. That's right there on your.



Speaker 5 - 54:28

Yeah, right at the top of the screen there. That is already the sizing requirements already.



Speaker 9 - 54:32

In the definition of recovered screen materials. So just so as to not duplicate that, we remove the sizing requirement, noting that alternative daily cover, you know, is.



Speaker 5 - 54:43

Something that the state regulates and it have to adhere to their.



Speaker 9 - 54:46

Their regulations. So we didn't need to be as detailed in our definition here. If you want to keep scrolling down.



Speaker 5 - 54:53

To the C and D diversion rate right there. So in my comment here. So the policy decision really on this one is how frequently should this diversion rate sheet be updated?



Speaker 9 - 55:05

And just to refresh everyone's memory, the.



Speaker 5 - 55:07

Way we've got it set up in.



Speaker 9 - 55:08

The draft ordinance right now is that there's a C and D diversion rate.



Speaker 5 - 55:11

Sheet, and that's at the very back of the ordinance.



Speaker 9 - 55:14

You don't need to scroll to it Right now, I don't think.



Speaker 5 - 55:17

But within that, the idea is that.



Speaker 9 - 55:19

We want to have flexibility to enable.




Speaker 5 - 55:21

It to be updated without necessitating an entire ordinance revision.




Speaker 9 - 55:27


And so that it wouldn't have to necessarily go back through the legislative body of the county commission or the city council to be changed. It would be something that could be kind of a living document and could be updated as conditions change over the course of time. And that there would be, you know,

 Speaker 5 - 55:42


A county designee or someone that has the authority to update that periodically.

 Speaker 9 - 55:49


And the way it's written right now.

 Speaker 5 - 55:50


Is that it would be updated annually and be published. And so within that diversion rate sheet, it gets into the covered project, the valuation thresholds that we've got. So what triggers compliance with the ordinance as well as the non compliance fee table?

 Speaker 9 - 56:07


So, you know, if you are a.

 Speaker 5 - 56:08

Covered project and you did not meet.

 Speaker 9 - 56:10

The requirements of the ordinance, what is that financial penalty that you have to pay for non compliance?

 Speaker 5 - 56:15

Those are aspects of the ordinance that.



Speaker 9 - 56:18

We would like to have flexibility to update over time without having to go.



Speaker 5 - 56:21

Through an ordinance adoption process or revision process rather.



Speaker 9 - 56:25

So I guess that's one question to.



Speaker 5 - 56:27

The board is, or to the tac. Do you feel that would need to go through the board to be.



Speaker 9 - 56:32

Approved or is it something that you.



Speaker 5 - 56:34

Would feel comfortable having a designee, whether it be county solid waste director or the solid waste authority, depending on who and how we adopt this, or someone within each of the cities be designated to update that? I think the key for this is.



Speaker 9 - 56:49

We want consistency across the county. We don't want to get in a situation where one jurisdiction takes a much more aggressive approach than another, which leads to confusion in the marketplace on what.



Speaker 5 - 56:59

The C and D facilities have to do or what contractors have to do.



Speaker 9 - 57:02

When they're operating within a given city versus the, you know, the neighboring jurisdiction. So I guess the question is how.



Speaker 5 - 57:08

Often do you think it needs to be updated and do you feel it's something where any change to the requirements.



Speaker 9 - 57:14

In terms of the financial penalty for non compliance should have to be something.



Speaker 5 - 57:18

That's modified by the elected body, or.




Speaker 9 - 57:21

Is it something that a designee would have the authority to update periodically?




Speaker 5 - 57:30


And Mark again, I can see.

 Speaker 9 - 57:32


Yeah, y' all's screen.

 Speaker 6 - 57:34


Hi, Philip Holstey. Davey. So just along the same line, do we consider this to be a code violation when a fine issued? Because we're talking about the finding process, but with a typical code and violation, it goes through the special magistrate process sometimes. So do we anticipate that playing out with this ordinance when it's being enforced by each municipality. That'll be like any other code enforcement action. And I know that's not the exact question you had on the table, but I just thought it was kind of relevant.

 Speaker 5 - 58:05


Yeah, that's very relevant, Phil. So, yeah, we are envisioning that this not be something that bogs down the.

 Speaker 9 - 58:11


Existing code requirements that you've got.

 Speaker 5 - 58:14

So if they did not meet the.

 Speaker 9 - 58:17

Code requirements, meaning that they didn't meet the recycling rate that's required of their covered project, we have kind of an easier out. We don't want to be something where it becomes the cost of doing business,

 Speaker 5 - 58:28

But it does provide them the ability.



Speaker 9 - 58:30

To pay that non compliance fee and then to get their certificate of occupancy and keep everything moving with the project without having to go through a whole.



Speaker 5 - 58:38

Process to be a code violation per se. I think that there needs to be some language in here that if there's.



Speaker 9 - 58:46

A willful violation meaning like illegal dumping or you know, something to that effect, then that would be a separate incident. Right. That's something above and beyond just not.



Speaker 5 - 58:55

Meeting the recycling requirement. But we wanted to make sure that.



Speaker 9 - 58:58

We have the flexibility to not penalize people too much early, given that we got to kind of crawl before we walk and then run.



Speaker 5 - 59:06

So I think we would recommend that it not be something as severe as.



Speaker 9 - 59:09

A code violation that would trigger any type of, you know, criminal penalty or anything like that.



Speaker 6 - 59:15

So I guess what's the, I guess the teeth. If they don't want to pay it,



Speaker 3 - 59:19

Then they don't get their co is.



Speaker 6 - 59:21

I guess the carrot and stick aspect. And then the other part of the ordinance it talks about disposal facility enforcement, talks about a civil penalty not to exceed \$250 per violation. And I'm sure you're going to get to that. I don't know if that ties back into the code enforcement aspect at the municipal level. And 250 is a low number, to be quite honest, for a violation and I'm sure we can talk more about that. So that's just something to keep in mind.



Speaker 9 - 59:52

Yeah.



Speaker 5 - 59:52

When we get to. Yeah, good feedback when we get to that question.



Speaker 9 - 59:56

We do have that flag in there.



Speaker 5 - 59:57

To look at it again.



Speaker 9 - 59:58

Our intent was that if someone's going to willfully be violating the ordinance, that's different than them trying to adhere to the recycling requirement or not trying and still paying the non compliance fee. And that civil penalty, whatever it should be appropriate to whatever the jurisdictions have on their books is what my thinking is. So I would think that would be.



Speaker 5 - 01:00:17

Something where in each city they've already.



Speaker 9 - 01:00:19

Got that dictated in their ordinance, and it would need to be consistent with that for this violation, just like they would for any other code violation.



Speaker 1 - 01:00:26

And Travis.



Speaker 9 - 01:00:27

Yeah, go ahead, Shelby.



Speaker 1 - 01:00:29

Just to add to that, the fee that's in there right now for the landfill ban is what matched the civil penalties for Broward County's existing code. So that's what you see reflected there for now.



Speaker 2 - 01:00:46

Travis, this is Mark with Sunrise. I do have a question on the. Some of the language here. It says published annually by the county to reflect administrative costs, market conditions, or policy changes without requiring amendment to the ordinance. I assume that nothing could be changed that would be in direct conflict with anything within this ordinance. Is that correct? When you use the word policy changes?



Speaker 9 - 01:01:14

Correct. Yeah.



Speaker 5 - 01:01:15

So basically what they would be allowed.



Speaker 9 - 01:01:17

To modify would be that just the diversion sheet at the end, the CD diversion rate sheet.



Speaker 5 - 01:01:25

So you're looking at what we would envision would be the list of targeted materials that would be required.




Speaker 9 - 01:01:30

That would be something where we'd like to have the flexibility to not require, you know, an ordinance revision, to change the list of targeted materials, the valuation thresholds.




Speaker 5 - 01:01:39


So over a course of time, you.

 Speaker 9 - 01:01:40


Know, seven years, eight years out from now, if there's something where they want to, you know, increase that threshold or lower the threshold, as well as the diversion non compliance fee, if that's something where they feel like, you know, everyone is just starting to treat it as the cost of doing business and the recycling rates didn't really increase the way.

 Speaker 5 - 01:01:57


That we intended it for with the.

 Speaker 9 - 01:01:58


Ordinance, they'd have the ability to increase those non compliance fees.

 Speaker 5 - 01:02:03


I think in practice, anything where there's a fee would probably still have to have some level of board approval, but.

 Speaker 9 - 01:02:09


Be adopted as part of like a rate setting, I don't know if it would need to necessarily require an ordinance revision.

 Speaker 5 - 01:02:16


But again, these are just thoughts that.

 Speaker 9 - 01:02:18


We would want to build in that flexibility.

 Speaker 5 - 01:02:20


The other way that you could approach it would be to potentially write in phased increases now. So we don't have it that way, but you could have it where, you know, the fee is set at a certain amount and then three, four years later the fee increases or steps up over a certain period of time.

 Speaker 9 - 01:02:35


And that's already kind of laid out within the ordinance and it's something that's.

 Speaker 5 - 01:02:39


Adopted right up front.

 Speaker 9 - 01:02:40


And that way there's no need to.

 Speaker 5 - 01:02:42

Go back and look to see whether Is or is not. But the thought was that we'd want.

 Speaker 9 - 01:02:46

To make sure that there's flexibility was the intent of it.

 Speaker 4 - 01:02:49

I wouldn't agree with you what you.



Speaker 2 - 01:02:51

Said about the list of targeted materials because that is specifically listed here in the ordinance and I don't believe, at least I wouldn't read this, the intent would for you to change that administratively.



Speaker 5 - 01:03:04

Yeah, we have it listed right now.



Speaker 9 - 01:03:06

What's on the diversion rate sheet is going to be the authority to modify the materials, the covered project valuation thresholds and the diversion non compliance fee.



Speaker 5 - 01:03:15

But again, all of that could be.



Speaker 9 - 01:03:16

Written to match what the TAC would.



Speaker 5 - 01:03:18

Like to see as it currently written right now the county. So let's say right now that this.



Speaker 9 - 01:03:24

Is envisioned to be a county ordinance and the cities will adopt something to reciprocate the ordinance requirements as of the way it's written right now, the list of target materials would be something that could be modified without requiring a an ordinance revision by the county designee.



Speaker 2 - 01:03:44

Andres.



Speaker 8 - 01:03:46

So with that list of materials, is that modified by every municipality or it's.



Speaker 9 - 01:03:54

Stay as a whole?



Speaker 2 - 01:03:55

So I believe what this is being proposed is that the county would have the ability to make those changes on their own as it's written.



Speaker 5 - 01:04:04

Yeah, I think our intent would be that, you know, the county adopts an ordinance, the cities adopt either through an.




Speaker 9 - 01:04:09

Interlocal agreement or their own ordinance, you know, basically mirror language and that they.




Speaker 5 - 01:04:14


Stay in lockstep as things change over.

 Speaker 9 - 01:04:16


The course of time. We don't want to get into a patchwork of different rules for all of the different cities given how many jurisdictions are within the county. We just feel that'll be overly cumbersome for those that are doing this type of construction, demolition work and the facilities themselves. And so the intent would be that they are as close to the same as possible.

 Speaker 5 - 01:04:38


I think the differences would be in terms of the permit review process within each jurisdiction would still lie with them as well as the, you know, the.

 Speaker 9 - 01:04:47

Enforcement, civil penalties, those types of things, whatever it might be, would match their existing ordinance language.

 Speaker 2 - 01:04:54

Ralph?

 Speaker 7 - 01:04:57

Yes. So just touching back on what Phil had mentioned about the code and you know that you mentioned Travis there about touching back with the permits again, you know, for example, and I'm again, we need to talk some of this stuff out. I wish Carl was here from Weston because Weston's code compliance officers are bso. So I think there might be some kind of issue or you know, one does that even work in their agreement that they go and check on garbage or C and D. You know, second, having a BSO officer walk onto a site might raise some flags for the covered project and there and the people that are working and how that might be working out.

Speaker 7 - 01:05:43



So that's just making sure that we understand that the code compliance part might be an issue where we need a little more clarification on who's actually going to be carrying out the code compliance part. I'm sorry, there was another thought I wanted to say and I just don't have it in front of me, so I'll card back down.



Speaker 5 - 01:06:06

So just in response to that, Ralph. So as it's written right now in the draft ordinance, there's no requirement for any code officer to go onto one.



Speaker 9 - 01:06:13

Of these sites to verify the work that's being done.



Speaker 5 - 01:06:16

So there is the requirement that if you're a covered project and under the.



Speaker 9 - 01:06:22

Ordinance, as it's written, that you'd have.



Speaker 5 - 01:06:24

To comply with it. You have to submit. If we scroll down just a little.



Speaker 9 - 01:06:27

Bit, whoever's controlling the screen there, you'll see that C and D materials management plan. So the intent is that when you.



Speaker 5 - 01:06:33

Go in to get your permit and you go through that process, you're going.



Speaker 9 - 01:06:37

To have to, you know, one, be made aware that this ordinance exists and.



Speaker 5 - 01:06:41

That it's your responsibility to comply with.



Speaker 9 - 01:06:43

The ordinance or face the non compliance fee.



Speaker 5 - 01:06:46

You would check a box to state whether you intend to comply with the ordinance or not. And within that you'd lay out where.



Speaker 9 - 01:06:53

You intend to take your materials. You'd have to provide some verification. So photocopies of, you know, weight ticket, scale tickets, if you donated something to, say, Habitat for Humanity or to a salvage yard, you could show that you did the right thing with the material in that way.



Speaker 5 - 01:07:08

Basically provide verification that you met the intent of the ordinance and then that would be checked off with just the.



Speaker 9 - 01:07:15

Simple form that's there. So no requirement to go out onto site to do anything by any of the municipal staff is the way it's currently written. Just to be clear,



Speaker 2 - 01:07:26

Ralph.



Speaker 7 - 01:07:27

Okay, great. But that's not yet that will come. Just a curious question. Legally speaking, is this going to be a Broward county ordinance where we, everybody, no matter if you're in the soloist authority and or not, are required to follow it.



Speaker 5 - 01:07:45

I don't yet have clarity as to how that will work.



Speaker 9 - 01:07:48

And so we'll need to get direct conversations with not only county legal, but as well as the South Waste authorities legal counsel to get through those specifics.



Speaker 5 - 01:07:56

Very good question. Yeah,



Speaker 7 - 01:08:00

Thanks. Appreciate it. That's why the code part comes into play.



Speaker 5 - 01:08:08

Correct.



Speaker 2 - 01:08:11

Go ahead.



Speaker 7 - 01:08:11

Okay, so I don't know if this is the right time to ask this. So it's just about where or how that the COVID project can choose which facility they want to go to and then there's some self hauling stuff in there. So I don't know, you know, how we want to go just section by section or if we just start throwing stuff out, it might, you know, take us until tomorrow to finish. So I don't know how you want to do.



Speaker 2 - 01:08:38

I think, I think the intention with Travis is going to go through some of the policy decisions that he'd like some feedback from the TAC on. So Travis, I'll turn it back to you.



Speaker 5 - 01:08:48

Yeah, if we could. We'll keep scrolling down, but Ralph, this is the type of dialogue we wanted. So I don't think there's necessarily a right or wrong way to jump in.



Speaker 9 - 01:08:56

On these things because they're good points. Right. So if you think of something, feel free to just continue with the way you've been going about it.



Speaker 5 - 01:09:01

So to go further down. So I guess let's recap back where.



Speaker 9 - 01:09:04

We were just at though.



Speaker 5 - 01:09:05

So one of the questions we had, I don't know if we got clarity, is do we feel that there should.



Speaker 9 - 01:09:10

Be some authority flexibility within the ordinance.



Speaker 5 - 01:09:12

To be updated over time with a designee being. Let's assume it's just a county ordinance.



Speaker 9 - 01:09:18

At this point, county designee to be able to change some of the, you.

Speaker 5 - 01:09:22



Know, the cost, the materials that are.



Speaker 9 - 01:09:24

Covered, or the valuation thresholds that trigger when a project is going to be needing to comply with the ordinance or not. Is that something that the TAC fills,



Speaker 5 - 01:09:32

Should be at a staff level and can be modified over time, or is.



Speaker 9 - 01:09:35

This something that you feel has got to go to always go before the elected body and make it where it's a formal adoption process that way,



Speaker 5 - 01:09:47

Knowing that it matters, the specifics on where.




Speaker 9 - 01:09:49

We land on things. But just in general, do you feel like that's something that staff should.




Speaker 5 - 01:09:53


There should be the authority to have.

 Speaker 9 - 01:09:54


Flexibility or does it need to be a little bit more tight and require going through the legislative process? Russell?

 Speaker 8 - 01:10:00


Yeah, I think this is going to be an unpopular opinion, but I would think that a staff designee is fine. They're going to be more in tune with what the market rates are and what the cost should be and therefore more timely as opposed to requiring a county ordinance. It's going to have to be drafted and the time for that. So I'd have no Problem with the staff designee.

 Speaker 6 - 01:10:25


Anyone else?

 Speaker 2 - 01:10:31


Back to you, Travis.

 Speaker 5 - 01:10:32

Okay, we'll keep it moving then. So let's move on down to the certification body.

 Speaker 9 - 01:10:36

We kind of touched on this, and I won't belabor it now, but just.

 Speaker 5 - 01:10:39

To kind of get some feedback on this, again, were hearing from some.



Speaker 9 - 01:10:42

Of the comments that we've got and initially that there wasn't really an appetite to have city municipal staff being the.



Speaker 5 - 01:10:49

One to validate the information that's there.



Speaker 9 - 01:10:52

We've got the open question from, you know, Ralph and Phil regarding how does the facilities currently report to the state and to the county? And we'll look into that more so. But in general, do you all feel.



Speaker 5 - 01:11:04

That it would be necessary to have a certification body, a third party, independent,



Speaker 9 - 01:11:08

Even if it's not Recycling Certification Institute, but some entity that's doing this across all the facilities, all the jurisdictions that are operating, or is it something that you think should be done in house and we'd have to go back to the drawing board in terms of how we would do that at the staff level.



Speaker 2 - 01:11:25

From my perspective, especially since we're starting this up, I think it makes sense to have a third party do this initially and that's something that could be reevaluated as the authority moves forward. But I think for now, as a.



Speaker 9 - 01:11:35

Startup, I think the third party.



Speaker 2 - 01:11:37

Makes a lot of sense. Any other comments, Ralph?



Speaker 3 - 01:11:41

Davey, concur.



Speaker 6 - 01:11:42

Sorry, David, what you just said, sorry. No, we concur.



Speaker 7 - 01:11:44

Yeah, I might have missed it before, but can you confirm that there is RCI and or another certification body? I don't think they're doing it in the county, but they're doing it in the state. Where is this going on, where the certification body is employed and actually doing this in Florida right now? 17,000 calls this morning already. So I'm sorry, if I ask a second question?



Speaker 5 - 01:12:12

No, that's no good question. There are no facilities certified within Florida as of today. So there's no C and D facilities.



Speaker 9 - 01:12:20

In any jurisdiction operating within the Florida counties that are currently part of the RCI process. You see it a lot more in California and throughout the U.S. actually, there's.



Speaker 5 - 01:12:31

Places all over, but none in Florida. That said, there is a local inspector.



Speaker 9 - 01:12:35

As part of the RCI team. I believe it's based in Fort Lauderdale.



Speaker 5 - 01:12:38

So they would have the ability to.



Speaker 9 - 01:12:40

Already have someone that's trained through their core process, their core protocol to go through and actually start implementing as soon as anyone were to sign up.



Speaker 5 - 01:12:49

And the way that they are set.



Speaker 9 - 01:12:50

Up is They've got those independent engineers or certifiers to go out and be the ones that are the boots on.



Speaker 5 - 01:12:57

The ground at each facility. They're assigned a facility and then you stay with them in perpetuity. And when you update your data, they feed it through RCI certification process and.



Speaker 9 - 01:13:07

They look for anomalies as well.



Speaker 5 - 01:13:09

So they periodically will spot check you. If you happen to get a lot.



Speaker 9 - 01:13:12

More inbound tons of a particular material.



Speaker 5 - 01:13:14

Or something else happens, it kind of.



Speaker 9 - 01:13:16

Triggers them to reach out and ask a question, you know, why was there a difference? What was this blip in the data point to verify if anything's changed with.




Speaker 5 - 01:13:23

Your operations once you get certified? They require an on site certification once every other year.




Speaker 7 - 01:13:30


So.

 Speaker 5 - 01:13:30


So it's not like they're constantly out.

 Speaker 9 - 01:13:31


There unless there's something that triggers an event, triggers them to provide an additional level of oversight. But as of right now, there's no Florida facilities that are certified,

 Speaker 3 - 01:13:45


Travis, are there? There has to be other. There has to be consultants out there that do third party verification though, is that correct?

 Speaker 5 - 01:13:55

So you could have consultants do commissioning of these facilities when they're built or to come in and, you know, look.

 Speaker 9 - 01:14:01

To improve operations in any given way. But there's no entity doing that's then publishing the results and using the uniform standard across all the facilities they work with and making it where it's transparent for the public or the local government to go and see. Okay, this given facility is, you know,

 Speaker 5 - 01:14:19

Recycling at this rate.



Speaker 9 - 01:14:21

And that's something where you can go to RCI certification website now and all of their facilities that are registered, you can go in and see exactly what they're performing performance is.



Speaker 5 - 01:14:28

So that's the level of detail that.



Speaker 9 - 01:14:30

You would get with the certification body.



Speaker 5 - 01:14:34

So the thought is if I'm a covered project, I'm generating waste, I'm going to commingle the waste on my site.



Speaker 9 - 01:14:41

Because I don't have ample space to.



Speaker 5 - 01:14:43

Source, separate everything and I want to.



Speaker 9 - 01:14:46

Hit that 50% recycling requirement. I'm going to then go out and seek a facility that's going to be documented and verified to have at least.



Speaker 5 - 01:14:55

The 50% or higher recycling rate.



Speaker 9 - 01:14:57

And then I'll take my material to that site versus one that might have a lesser recycling rate or one that doesn't participate. And there's no verification of the recycling rate that they're achieving at their facility.



Speaker 5 - 01:15:08

So it empowers competition amongst the facilities.



Speaker 9 - 01:15:11

By having that level playing field is the intent.



Speaker 5 - 01:15:17

Does that help provide a little more.



Speaker 9 - 01:15:18

Clarity for Folks, if I can just.



Speaker 4 - 01:15:21

Real quick, two things. One, the industry's asked for this. They want to make sure that anybody who's going to accept the C and D for processing is certified. So there's no cheaters. This has been requested. It was requested probably 18 months ago by the industry that processes this. That's number one. Number two, this is the largest, heaviest component that's going to the landfill that's not getting addressed. It is negatively impacting our ability to

preserve the landfill. Number three, this from my opinion, just me speaking, this has got to be countywide, whether you're part of the ILA or not, period. End of story. This needs to move forward. The county needs to move forward on it.



Speaker 4 - 01:15:57

It is not going to be held up and shouldn't be held up by the SWA whether it succeeds or fails because we cannot have cities at the side like some who say, I'm just not going to recycle because I don't care. It's going to be a little cheaper. I'm going to continue to send it to the landfill or to WTE and take up our capacity. That's limited. And that can happen in C and D. And so from the county's perspective, and I give the county credit for moving forward with this, to say, look, we want input though. We want buy in. We know there's a lot of issues that have to be addressed at the municipal level and you've discussed a lot.



Speaker 2 - 01:16:29

Of those and there's more to come.



Speaker 4 - 01:16:31

But this needs to move forward. This is not an option that we kill because we are taking up way too much capacity right now and we're doing too little. And the processing industry is begging us to level that playing field and to make sure people aren't cheating. There are issues that have to be addressed. What size project is it? 40,000? Is it 25,000? Those are all legitimate policy issues. But ultimately this needs to move forward. To answer Ronald's question earlier, from our perspective, this is not purely an swa. It's not purely a TAAC issue. It is a TAC input as to what the county should mandate, no matter what. Whether they feel the pushback from municipalities and decide not to do it, that's going to be their issue.




Speaker 4 - 01:17:11

And they're going to, you know, thereby stretch their statutory authority to maintain the capacity that we have here.




Speaker 2 - 01:17:19


Thank you.

 Speaker 5 - 01:17:21


I'll just add to that. There have been some. None locally.

 Speaker 9 - 01:17:25


So let's be very clear that none.

 Speaker 5 - 01:17:26


Locally, but there have been some high profile instances of alleged cheating at C&D facilities.

 Speaker 9 - 01:17:33


And that has come out in the market and some of the media journals and whatnot.

 Speaker 5 - 01:17:38


And that has triggered a renewed focus.

 Speaker 9 - 01:17:40


By the Construction Demolition Recycling association others to really push for the third party certification.

 Speaker 5 - 01:17:45


So we do feel that's the way.

 Speaker 9 - 01:17:47


The industry is going to be going, even though Florida hasn't really moved in that direction.

 Speaker 5 - 01:17:51


But I think for sake of time.

 Speaker 9 - 01:17:53


Right now, let's keep it moving to.

 Speaker 5 - 01:17:54


Other sections and we can bring back.

 Speaker 9 - 01:17:57

A representative from RCI to provide a more detailed presentation at a later date, I think would be warranted. So if we could, let's scroll down to the list of covered C and D materials. I don't want to spend too much time on this for sake of time,

 Speaker 5 - 01:18:10

But within this one, these were the common materials that we thought are targeted for recovery. And so we really welcome industry feedback.

 Speaker 9 - 01:18:19

If there's anything on this list that.



Speaker 5 - 01:18:21

Should not be included. We did remove shingles that were part.



Speaker 9 - 01:18:25

Of the roofing materials, just given the lack of market in Florida, but still wanted to have tiles be listed in there also. Any metal roofing would be something that would be targeted. Obviously metal is pretty easy to recover.



Speaker 5 - 01:18:36

So I don't know if there's any.



Speaker 9 - 01:18:37

Strong opinions one way or the other on the list of materials that are there right now. But again, that's something we intend to. Once we get TAC feedback and the.



Speaker 5 - 01:18:45

C and D subcommittee feedback, specifically ask.



Speaker 9 - 01:18:48

The industry facilities that are operating right now, you know, do they have a challenge with any of these materials at.



Speaker 5 - 01:18:54

Their facilities and if so, we would.



Speaker 9 - 01:18:56

Be bringing that information back for consideration.



Speaker 2 - 01:19:01

Andres.



Speaker 4 - 01:19:02

Hey, Travis, is this something that if.



Speaker 9 - 01:19:04

We had a third party as RCI.



Speaker 7 - 01:19:09

Could modify on a yearly basis just due to industry practice, what's accepted, what's not accepted? Because I don't see glass on there.




Speaker 9 - 01:19:19

Could be on there. There's some other things that could be.




Speaker 7 - 01:19:21


On there that's not on there. Is that part of this process?

 Speaker 5 - 01:19:27


Yeah. So the way this, the way the draft ordinance is written right now is that we're trying to specify and make a strong case that these items should.

 Speaker 9 - 01:19:35


Be targeted, meaning these are ones that.

 Speaker 5 - 01:19:37


Are easier to do. Existing facilities should be able to recover them and they shouldn't be controversial in practice. Many of the facilities can recover potentially items that are not listed on here and that would be reflected in their recycling rate. So the idea is kind of like these are the minimum. We encourage you to go above and beyond that. If they were participating in the RCI certification process, all materials that go to Valid end markets are counted.

 Speaker 9 - 01:20:03


And a key thing with that is.

 Speaker 5 - 01:20:05


They give two different recycling rates. One that excludes any use of alternative daily cover materials, and then one that includes that so that each facility has two publish rates, one with like, what's.

 Speaker 9 - 01:20:19


Going to more beneficial use, as well as one that does count alternative daily.

 Speaker 5 - 01:20:23


Cover, knowing that there is some benefit of that.

 Speaker 9 - 01:20:26


And within Florida legislation, they do account legitimate alternative daily cover towards recycling credits as well.

 Speaker 5 - 01:20:32


However, we don't want it to be.

 Speaker 9 - 01:20:34


That, you know, all material goes to a facility and they just shred it all and send it, you know, vast majority of it to alternative daily cover. That's not exactly the intent of the ordinance.

 Speaker 5 - 01:20:44


But so as it's written right now in the draft, these are the minimum. Anything that a facility would do above and beyond that, they would get credit for it. Any covered project. If they were to directly salvage the material or donate it to, say, Habitat.

 Speaker 9 - 01:20:56


For Humanity or another nonprofit that they can verify, they would get credit for recycling all of that as well.

 Speaker 5 - 01:21:01


And the list of these materials could be updated periodically by the county designee.

 Speaker 9 - 01:21:06


As it's currently written in the ordinance.

 Speaker 4 - 01:21:10


So.

 Speaker 9 - 01:21:11


And Ralph, you're on deck.

 Speaker 8 - 01:21:12


Yeah. Just a real quick question, Travis. Is there any reason why drywall isn't listed on here that seems like a glaring omission from this list?

 Speaker 5 - 01:21:22


Our understanding is there's not really a.

 Speaker 9 - 01:21:24

Great drywall market locally if something that.

 Speaker 5 - 01:21:27

Could be added, if we feel that.

 Speaker 9 - 01:21:29

The facilities are doing a good job with that. There's also some concern with the odors that can be generated from drywall processing,



Speaker 5 - 01:21:37

And so that's why it's off of here.



Speaker 9 - 01:21:38

But it would be something that, again, if facilities are doing it, they would.



Speaker 5 - 01:21:41

Certainly get credit for it.



Speaker 9 - 01:21:43

I'd want to hear some industry feedback that, you know, they don't have any problems doing drywall and that majority of the facilities that are currently operating are.



Speaker 5 - 01:21:50

Processing it before we add it to the minimum list.




Speaker 9 - 01:21:52

But that's definitely something that could be added if there's an appetite to do so.




Speaker 7 - 01:22:00


Ralph, maybe just on some of the language to use, I know we might update the materials that are accepted from time to time, maybe instead of annually. Maybe that could help us out. Because if you start changing materials annually based on a market, then it's just going to cause confusion every year for that covered project or that developer.

 Speaker 5 - 01:22:26


Right.

 Speaker 7 - 01:22:26


So one year, you might say, I'm just using the example, right? Glass bottles are acceptable. The next year, glass bottles are not acceptable. You know, that starts to cause A little confusion. Well, last year it was good. This year it's not, you know, brick pallets, concrete. So we maybe just from time to time instead of annually. I know it's just a play on words, but just two cents.

 Speaker 5 - 01:22:48


Yeah, that's a good point. Our intent wouldn't be that it does change annually, but more so that.

 Speaker 9 - 01:22:53

It's kind of published in the normal cadence, say with like the start of your fiscal year. You know, this is the list of everything you've got to do. But you could specify that to be less frequent, so maybe once every five years or something that affect every three.

 Speaker 5 - 01:23:05

Years where they just the whole intent was to take a fresh look at.

 Speaker 9 - 01:23:08

It so that it doesn't become an ordinance that's just stale over time and.



Speaker 5 - 01:23:11

Then requires a large threshold to, you.



Speaker 9 - 01:23:13

Know, revise it down the road, but be something that could be more of a living document. But yeah, we can take that into consideration and maybe make it less frequent with what we specify.



Speaker 6 - 01:23:24

Bill? Yeah, Philip, with Davey, I wanted to support what Ralph just said because if you think about it, you might have a project that might get a building permit but hasn't started and then you publish a new list. So do you go by what was in effect when they got the building permit or when they started the project? So I think making it less frequent is beneficial. The other thing, and I'm sure you'll get to it, is we have a lot more private provider permits coming in these days and there's state legislation that was approved last week hasn't gotten signed yet. That'll probably make it even more prevalent. So I guess at some point when you're going through this, could he touch on that?



Speaker 6 - 01:23:58

Is the expectation that a project that is fully private provider, you know, plan review and inspections, I know it still has to go through the administrative or clerical at the municipality, but my concern is that's going to be a little bit more difficult from the concept of managing it from the aspect of this ordinance. And then second of all, the ordinance references submitting the management plan to Broward County. I just wanted to be clear that it's going to Broward county, not the municipality, or is it supposed to go to both or if you can also clarify that as well.




Speaker 9 - 01:24:35

Thank you.




Speaker 5 - 01:24:36


So we've not had direct conversations with.

 Speaker 9 - 01:24:39


The county and welcome that. And that would be a next step. We need to move into that as well as getting into the conversations with the building departments and those that actually issue the permits to figure out like, you know, how it would Work within their workflow.

 Speaker 5 - 01:24:50


So I think it could be set up where everything goes to the county.

 Speaker 9 - 01:24:54


If they wanted that responsibility to review that. The form that's submitted, for lack of a better word to describe it, just,

 Speaker 5 - 01:25:00


You know, did they or did they.

 Speaker 9 - 01:25:02


Not meet the recycling requirements by looking at the weight tickets they provided any photo documentation of anything that was donated or salvaged.

 Speaker 5 - 01:25:10


Or it could be that the county adopts the ordinance, the city adopts that reciprocal ordinance and mirrors the county language, and that's kept in house with each city.

 Speaker 9 - 01:25:20


And therefore the city, when they go through their permit process, would look at it, did they meet the recycling requirement or not? And did they pay the fee or not?

 Speaker 5 - 01:25:28


I think from our perspective, whoever's doing the work of checking that off should.

 Speaker 9 - 01:25:33


Be the one that is entitled to keep that non compliance fee, because the thought was that would help offset some of the additional administrative costs that are generated from the ordinance. So for those projects that, you know, don't meet the ordinance and do have to forfeit that non compliance fee, that should go to the departments that are actually doing that work, whether it be all with the county or with the county for their projects in each city, for their respective projects as well.

 Speaker 5 - 01:25:58


In my opinion, I think it would.

 Speaker 9 - 01:25:59


Make the most sense for each city to work it into their existing permit process and just have consistent language with.

 Speaker 5 - 01:26:05


How it's, you know, adopted across all the jurisdictions. I think that would be what's most.

 Speaker 9 - 01:26:11


Responsive from like a customer service perspective as well.

 Speaker 5 - 01:26:13


Because if I'm an applicant, I want.

 Speaker 9 - 01:26:15


To go to the city. That's the one signing off of my permit. Not necessarily have to go back and forth between the county and the city.

 Speaker 2 - 01:26:24


Carol?

 Speaker 1 - 01:26:25

Yeah, I'm going to leave the technical stuff to my friends here who are far more technical than I am. But from where I'm sitting, what we just hit on is where the rubber hits the road. As a municipal representative, I don't have a problem with C and D recycling, but I need to understand how it's going to be implemented. Who's doing the work, who's carrying the water, as the phrase goes, and where the responsibilities lie. So if the conversation needs to take place between Travis and his organization and the SWA and the county, I feel like that needs to be hammered out before any of us really know what we're dealing with.

 Speaker 5 - 01:27:13

Yeah, we still have very much the.

 Speaker 9 - 01:27:15

Same questions as you guys have on exactly how this will be implemented. And so we will be pushing forward with those conversations directly with those.



Speaker 5 - 01:27:22

I think for sake of time today. Let's keep moving through other elements of.



Speaker 9 - 01:27:26

The ordinance to see if there's any problems that we've got or see if we can reach consensus on some of these other things. But to your point, you're exactly right. That's where we need to go now. We got to have something that people can kind of get to. Yes, this works for me, or no, it doesn't. And again, we are still encouraging folks to send us any type of red line feedback that they've got because we've gotten very minimal feedback today.



Speaker 5 - 01:27:46

Let's scroll down to the. Let's get to the recovery rate because.



Speaker 9 - 01:27:52

That's a big one that needs to be considered.



Speaker 5 - 01:27:56

So within the recovery rate, this is. We've got two things to think about with this. So you've got a covered projects recycling rate, meaning if I'm generating waste at a project that's getting a permit, what's the threshold of recycling?



Speaker 9 - 01:28:09

That I've got a gut.



Speaker 5 - 01:28:10

And with that, right now it's at 50%. But there's also the recovery rate for each facility, meaning the C and D recycling facilities that are currently operating. What are they required to achieve in.



Speaker 9 - 01:28:23

Terms of how they operate? And the recovery rate is specific to the facilities.



Speaker 5 - 01:28:27

One, some of the feedback that we've.



Speaker 9 - 01:28:29

Gotten is that they should be recycling.



Speaker 5 - 01:28:30

As high as 75%. And we feel that's way too high, even though that is the state's recycling goal.



Speaker 9 - 01:28:38

Feedback from representatives at the Construction Demolition Recycling association conference also attended one of.



Speaker 5 - 01:28:45

Their legislative committees and asked all of.



Speaker 9 - 01:28:48

Their representatives, which is comprised of municipal staff as well as C and D.



Speaker 5 - 01:28:52

Facility operators and contractors, what should the appropriate threshold be? And we've set it low intentionally at.



Speaker 9 - 01:28:58

20% within the ordinance as it's written.



Speaker 5 - 01:29:00

Right now, with the thought that you don't want to put any existing facility out of business. If they come in and they have.



Speaker 9 - 01:29:07

To go through the certification process, they're putting in the additional good faith effort.



Speaker 5 - 01:29:11

And the cost to participate, whatever their recycling rate comes out to be, as.



Speaker 9 - 01:29:15

Determined by that third party certification is.



Speaker 5 - 01:29:17

What it is in the first year. And they should be encouraged to, you.



Speaker 9 - 01:29:21

Know, reinvest, retool whatever they needed to.



Speaker 5 - 01:29:23

Increase their ability to recover more, but not to make it too stringent. So as of right now, that recycling rate for facilities is lower than what.



Speaker 9 - 01:29:32

Many of the municipal folks that contact.



Speaker 5 - 01:29:35

Us thought it should be.



Speaker 9 - 01:29:36

But I kind of want to discuss.



Speaker 5 - 01:29:37

On what do you feel is appropriate for a facility to be achieving? And within that, we also Kind of.



Speaker 9 - 01:29:44

Looked at Massachusetts in particular for their.



Speaker 5 - 01:29:48

Ordinance here, that they started low.



Speaker 9 - 01:29:50

There you go. Perfect with the recovery rate right there.



Speaker 5 - 01:29:52

They started lower and then ramp it up over time. So this would be another one where potentially we can write in, which is not currently in the ordinance, but stepped up increases where say year three, year.



Speaker 9 - 01:30:03

Five after ordinance adoption, it steps up to 25%, 30%, 35 or so be it.



Speaker 5 - 01:30:09

And that way there's built in progressive improvement over time. But this is something where there was a lot of discussion on 20% being.




Speaker 9 - 01:30:17

Too low of a threshold to begin with. So I'd like committee feedback on that.




Speaker 2 - 01:30:23


Hey, Trevor, why kind of Coconut Creek? So if I have a construction project and I have to meet 50%, why would I use one of those facilities that's only recycling at 20%?

 Speaker 5 - 01:30:35


If you're commingling your material, hopefully you.

 Speaker 9 - 01:30:37


Would not use one of those. And that's the whole point. So that there'd be transparency.

 Speaker 5 - 01:30:42


You know, that, oh, I've been taking.

 Speaker 9 - 01:30:43


Everything, the facility that happens to be.

 Speaker 5 - 01:30:44

Closest to me, but now I see.

 Speaker 9 - 01:30:46

They're only recycling at 25%, whereas the one that's a little bit further drive is at 55%. I'm going to go ahead and go to that facility so I can comply with the ordinance. So our intent would be that there would be transparency and that would create more competition within the market on the actual real numbers as determined by that certification body.

 Speaker 2 - 01:31:04

Right. So we have, you know, two companies that have invested millions of dollars in C and D recycling and

operating in our community. And then these other facilities have been in operation for years, doing the exact minimum possible they can get away with. So, you know, to some extent, I think that 20% number is too low. It doesn't recognize the investment that's already been made in the community. We've seen those two companies come in front of the executive committee and say we have capacity. So I think you're kind of giving these people that have not put in the investment, have not seen the way the market is going, and we're just kind of giving them a pass to kind of catch up if they can.



Speaker 5 - 01:31:45

Yeah, I think that's a fair assessment.



Speaker 9 - 01:31:47

We don't want to be overly burdensome to any existing facility that's been operating for years without giving them an opportunity to improve. Russell?



Speaker 8 - 01:31:56

Yeah, I don't know that 20% is the right threshold amount to start with, but I think that the way that the system is set up so that it's transparent and you're, you know, the market's going to drive what these facilities are going to be recovering. And that's, you know, I think that's the way that it should be done. So this way, if you have a facility that's at 40%, you know, recycling, that's their rate, people are not going to be inclined to bring their stuff there.



Speaker 7 - 01:32:23

Right.



Speaker 8 - 01:32:24

So only facilities that are 50% or above. And if we adjust those rates accordingly in the future, I think it's going to drive the industry to, to work on retooling their processes, their equipment so that they can recover higher and higher rates of recyclables. So I think the way the system is set up is correct. I think obviously the 20% might be a little bit too low of a threshold, but I am in favor of the way that it's set up,



Speaker 6 - 01:32:51

Ralph.



Speaker 7 - 01:32:52

Right. So this goes back to the whole phased in approach I was mentioning before. We're going to need some time to get these facilities up and running to the place we want them to be. Right. So like Mike said, we don't want to penalize people who have invested in our community for 20, 30, 40 years, or even if they're new and they're trying to do the right thing and recycle. But he might not be able to, you know, meet that threshold yet. So this is again, one of the reasons why I think a little bit of a phased in approach might be in our best interest. And I just wanted to. What's the other part here? I'm sorry, I maybe a little questionable or questioning. You know, the attorney's office worked very diligently with the county on the facilities amendment.



Speaker 7 - 01:33:42

Is why isn't there still enough commute or any communication going on between the consultant and the county on this? Consider it's the county ordinance, Right.



Speaker 9 - 01:33:53

Yeah. That's the next step on this.



Speaker 5 - 01:33:55

I think we've got a lot of.



Speaker 9 - 01:33:56

Tracks moving in parallel.

Speaker 5 - 01:33:57



I think you all can appreciate the.



Speaker 9 - 01:33:59

Facilities amendment and the level of thought that needed to go into that, as well as the financial modeling and everything else that needed to be done.



Speaker 5 - 01:34:06

So those are key things that have to stay on a critical path to get to. Yes.



Speaker 9 - 01:34:10

With the master plan and make sure.



Speaker 5 - 01:34:11

That we're in alignment with the timeline for all that we've been running in.



Speaker 9 - 01:34:15

Parallel with this ordinance development.



Speaker 5 - 01:34:17

But to your point, Ralph, that's exactly.



Speaker 9 - 01:34:19

The level of engagement that we need to take place. Now, I think there was just limited bandwidth all around to be doing too many things. At once. But yeah, that's the intent.



Speaker 5 - 01:34:26

And I'm also recognizing that we're. We're at time.



Speaker 9 - 01:34:29

And so I'm thinking I'll turn it back over to our chair.



Speaker 5 - 01:34:32

But in my mind, I think we.



Speaker 9 - 01:34:34

Need to continue to get constructive feedback from the cities like we've gotten. I think maybe on our end we will continue to have that direct discussion more so with the county and with legal to give you some of the more specifics on implementation, because I think that's the biggest hold up on all of this right now, not only in.



Speaker 5 - 01:34:50

Our mind, but also in your mind.



Speaker 9 - 01:34:52

And then we can also continue to seek just to get, you know, redline feedback on anything that you've got.



Speaker 5 - 01:34:57

So I'd encourage you to take it.



Speaker 9 - 01:34:58

Back to your respective, you know, municipal counterparts within your cities. Go ahead and ask your, you know, your building folks, your permitting folks, what do they see within this ordinance that would be room for improvement, or is there a problem, red flag for them?



Speaker 5 - 01:35:13

Because we need to gather all of.



Speaker 9 - 01:35:14

That feedback and to Ralph's point, start to really work very hand in hand with the county to figure out, you know, what is their appetite to do any of this, what concerns do they have, because that could substantially change course in terms of how we implement it.



Speaker 2 - 01:35:30

Thank you, Travis. I'll just make a few closing remarks before I hand it back over to Sam. So, Ralph, your point is well taken about county involvement, but I imagine the county would also want to make sure that we have at least some consensus from the TAC and the neighboring in the cities that they are in supportive of moving this concept forward. And I think we're there right now. And I think now it's appropriate time for the county to sit down with Travis and his team to work through some of those other countywide policy decisions and then bring that back later for the TAC and for us to consider some more. So I think the timing is good and I think that the feedback that Travis has received will probably be very helpful when he sits down with the county to have those conversations.



Speaker 2 - 01:36:18

So with that, I think we're right around 10:30, so I'll turn it back.



Speaker 8 - 01:36:22

Over to you, Sam.



Speaker 3 - 01:36:25

Okay, thank you all. I think we've pretty much we've covered a lot today. This meeting is going to be adjourned here real quick. But before that, we've got the next meeting date. It's coming up on April 13, 2026. So just put that one in your calendars and we'll see everybody then. Meeting adjourned and we'll see you maybe Friday. Thank you.
Motion to adjourn.



Speaker 1 - 01:36:55

Second.



Speaker 3 - 01:36:57

All in favor? Aye. Good.