

**TOWN OF DAVIE
WORKSHOP MEETING
DECEMBER 16, 2009**

1. CALL TO ORDER

The meeting was called to order at 5:59 p.m.

2. ROLL CALL

Present at the meeting were Mayor Paul, Vice-Mayor Crowley and Councilmembers Caletka, Luis and Starkey. Also present were Town Administrator Shimun, Town Attorney Rayson, and Town Clerk Muniz recording the meeting.

3. RESOURCE RECOVERY BOARD

Ron Greenstein said Council would examine a Memo of Understanding (MOU) they were using to explore who was ready to go to the next level regarding the Interlocal Agreement (ILA). Mr. Greenstein stated they had negotiated a \$12 million bonus with Wheelabrator, and they must be sure which municipalities would receive portions of the bonus that would be paid in August 2010. Davie's portion would be \$1.26 million.

Mr. Greenstein explained that the current tipping fee comprised \$68.50 paid to Wheelabrator and an additional \$30 paid to the County for recycling. He stated the County fee would be reduced to \$12 and the Wheelabrator fee would be reduced to \$49.75. The solid waste disposal reduction would reduce the resident disposal fee 26%; the overall reduction would be 36%. The annualized savings would be \$4.2 million.

Mr. Greenstein informed Council that they had included a PPI instead of a CPI. The PPI was less than one percent and there was no adjustment. Code Enforcement would be a component of the agreement as well. He explained Wheelabrator would increase rent for the Southmere facility to \$1 million.

Mr. Greenstein said today the Council would vote on acceptance in a resolution that stated it was non-binding until they approved the ILA, which would be released to all City Attorneys and City Managers in January.

Mr. Greenstein said some cities that did not have an ILA would claim that they paid less, but he insisted they did not.

Mayor Paul was concerned that this was a ten-year exclusive contract. She feared this would tie the Town's hands regarding new innovations for using waste to generate energy.

Mayor Paul referred to paragraph 8, which discussed adjustment for new capital cost. Mr. Greenstein said this meant that capital improvements must be based on a change of law. Historically, Mr. Greenstein said there had been only \$4 million in changes over 20 years. He added that this language would be tightened up in the service agreement.

Mayor Paul asked if the ILA was open regarding utilization of waste for creating energy. Mr. Greenstein said they had no "put or pay" penalty in the new contract.

Councilmember Starkey asked where the generated energy went and if it could be used in the Town. Mr. Greenstein explained that under State Statute, a municipality must create its own municipal power company to deal directly with an energy producer. Wheelabrator generated enough electricity to power 50,000 homes, and this power was dropped into FPL's grid. Mr. Greenstein said they had been discussing bringing the power to the Hard Rock Casino and making it available on 441. He explained to Councilmember Starkey that the Seminole Tribe was an entity FPL could not touch; this was why they were proposing using the power for the casino.

Councilmember Starkey felt if they could not negotiate with FPL to have the Town supplied with some of the power, they should go to Tallahassee and form their own municipal utility.

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Councilmember Starkey asked if the tonnage was anticipated to increase or decrease. Mr. Greenstein said the capacity was anticipated to rise until 2018.

4. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 6:21 p.m.

Approved _____

Mayor/Councilmember

Town Clerk