

OAKLAND COUNTY SOLID WASTE PLANNING COMMITTEE
MEETING

Wednesday, March 26, 2014, 1:00 PM
Oakland County Executive Office Building
East Conference Room

ADDRESS: Building 41W, 2100 Pontiac Lake Road
Waterford, Michigan 48328
REPORTER: Debbie McCarroll, CSR-5871

1 SOLID WASTE PLANNING COMMITTEE MEMBERS PRESENT:

2
3 COMMISSIONER ROBERT HOFFMAN, Chairman

4 STEVEN BALAGNA, General Public Representative

5 MIKE CSAPO, RRRASOC

6 ROBERT DePALMA, Groveland Township Supervisor

7 CLAIRE GALED, City of Huntington Woods

8 JEAN GRAMLICH, Sierra Club

9 AMY MANGUS, SEMCOG

10 JOHN MYERS, Waste Management

11 STEVEN PERCIVAL, General Public Representative

12 MARY ANN RYAN, General Public Representative

13 ANNE VAARA, Environmental Interest Representative

14 ED MAMOU, Waste Generator Representative

15
16 SOLID WASTE MEMBERS ABSENT (with notice): Sanford Rosen

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18 OAKLAND COUNTY STAFF PRESENT:

19 MATTHEW GIBB, Deputy County Executive

20 DAN HUNTER, Oakland County EDCA

21 WHITNEY CALIO, EDCA

22 BRET RASEGAN, EDCA

23 AHMAD ROBY, Corporation Counsel

24 TONY DRAUTZ, OCHD

25 DONNA FOLLAND, OCPRC

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CHARLOTTE BURCKHARDT, EDCA
HELEN HANGER, Oakland County BOC
JIM VERPLOEG, Oakland County BOC

OTHERS PRESENT:

DENNIS COWAN, Plunkett Cooney
JOSEPH MUNEM, Rizzo Environmental Services
CHARLES RIZZO, Rizzo Environmental Services
GREG RICHARDS, Baldwin East/West Blk Club
KATIE SCHLUTOW, Bloomfield Township
DEIRDRE WATERMAN, Mayor of Pontiac
LUCIUS VASSAR, Clark Hill PLC
RICK MANCZAK, Varnum LLP
BILL FRITZ, Waterford Township

1 Wednesday, March 26, 2014

2 Waterford, Michigan

3 1:00 p.m.

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5 COMMISSIONER HOFFMAN: All right, I'd like to call to
6 order the meeting of the Oakland County Solid Waste Planning
7 Committee. And I'd like to ask Whitney to please call roll.

8 MS. CALIO: Steven Balagna.

9 MR. BALAGNA: Present.

10 MS. CALIO: Mike Csapo.

11 MR. CSAPO: Here.

12 MS. CALIO: Bob DePalma.

13 MR. DePALMA: Here.

14 MS. CALIO: Claire Galed.

15 MS. GALED: Here.

16 MS. CALIO: Jean Gramlich.

17 MS. GRAMLICH: Here.

18 MS. CALIO: Commissioner Hoffman.

19 COMMISSIONER HOFFMAN: Here.

20 MS. CALIO: Kevin Kendall. Amy Mangus.

21 MS. MANGUS: Here.

22 MS. CALIO: John Myers.

23 MR. MYERS: Here.

24 MS. CALIO: Steven Percival.

25 MR. PERCIVAL: Here.

1 MS. CALIO: Mary Ann Ryan.

2 MS. RYAN: Here.

3 MS. CALIO: Sandy Rosen is absent with notice. Anne
4 Vaara.

5 MS. VAARA: Here.

6 MS. CALIO: Ed Mamou.

7 MR. MAMOU: Here.

8 MS. CALIO: Okay, we have a quorum.

9 COMMISSIONER HOFFMAN: Thank you, Whitney. I'd also
10 like to remind everyone in the audience, there is a sign-up
11 sheet that will be passed around. If you haven't signed up
12 at the door, we'll just pass it around, and please sign in.

13 We have before us the minutes and the transcript of our
14 public hearing on February 26, 2014. I'd entertain a motion
15 to file and receive and approve those minutes.

16 MS. GRAMLICH: So moved.

17 MR. DePALMA: I'll second.

18 COMMISSIONER HOFFMAN: Any discussion? All those in
19 favor, signify by saying aye.

20 ALL COMMITTEE MEMBERS: Aye.

21 COMMISSIONER HOFFMAN: Opposed to the same? We have
22 before us our agenda today. Are there any additions,
23 deletions or corrections anyone would like to offer?
24 Hearing none, I'll entertain a motion then to approve the
25 agenda as presented.

1 MS. GALED: So moved.

2 MR. DePALMA: Second.

3 COMMISSIONER HOFFMAN: All those in favor, signify by
4 saying aye.

5 ALL COMMITTEE MEMBERS: Aye.

6 COMMISSIONER HOFFMAN: Motion carried. Before we
7 get started on our unfinished business, I want to take
8 a moment to thank Mayor Waterman who is here today,
9 Deirdre Waterman --

10 MAYOR WATERMAN: Thank you.

11 COMMISSIONER HOFFMAN: -- and the six Council Members
12 who voted in favor of this Resolution, I believe it was on
13 Monday night; Patrice Waterman, Mary Pietila, Kermit
14 Williams, Doris Burk Taylor, Don Woodward and Randy Carter.

15 All right, the next item on our agenda then is review
16 and discuss the comments we received during the 90-day
17 period. All Board Members received a copy. Are there any
18 comments or discussion regarding those?

19 MR. BALAGNA: I guess I'll address one thing.

20 COMMISSIONER HOFFMAN: Go ahead, Steve.

21 MR. BALAGNA: I am going to propose a Resolution that
22 takes care of at least one of the comments from Billy --
23 I don't know if it's Swazer or Swasser -- talking about the
24 deal for two locations. I think it's very clear here that
25 we only have, the applicants really only propose one location

1 now, which is the 900 Baldwin Avenue.

2 COMMISSIONER HOFFMAN: Okay, that's correct.

3 MS. GRAMLICH: I would like to ask -- it's my
4 understanding that the Agreement with Pontiac has been
5 renegotiated. I was very concerned about that Agreement,
6 thought it did not give Pontiac enough, and wonder if
7 someone could give us a summary of the changes.

8 COMMISSIONER HOFFMAN: Go ahead, Mr. Cowan.

9 MR. COWAN: Mr. Chairman, would the best place to stand
10 be near the stenographer?

11 COMMISSIONER HOFFMAN: She appreciates that.

12 MR. COWAN: I've only had to testify once. I've usually
13 been on the other side of the aisle on that.

14 Mr. Chairman and Members of the Committee, thank you for
15 that question, Ms. Gramlich. Yes, we've been working since
16 the time of the Public Hearing that you held. As you may
17 recall, some of the Members of the Pontiac City Council
18 voiced their support, but thought, could we do a little
19 better?

20 And we listened to them. We also listened to you in
21 some previous meetings we had had even as early as last
22 year. There had been some questions about where did the
23 City of Pontiac stand; because, as we all knew, this was a
24 matter legally negotiated with the then Emergency Manager
25 but had never been voted on by the City Council.

1 We were in an awkward position last year, because they
2 were having an election in the middle of our meetings. And
3 so, the Council at that time did not think it was appropriate
4 to put this up, but let's deal with the folks who were
5 elected. And as you may know, there's a new Mayor, Deirdre
6 Waterman, and three new Council Members.

7 So, we have worked since that date to as late as this
8 past Monday, and the one change, the only substantial change,
9 quite frankly, in the Agreement was the royalty fees or the
10 host fees. And we're pleased to announce that we negotiated
11 with the City an increase from \$.50 per ton to \$1.25 per ton,
12 which is \$.75. That's 150 percent increase.

13 Now, there's a couple conditions. I want full
14 disclosure, and they were in the packet that you were given.
15 But, we are confident and so is the City that all those
16 conditions are going to be easily met. They really don't
17 involve any commitment of money by the City of Pontiac;
18 more, it's resolutions and support of some of the things that
19 Rizzo needs to do along the way.

20 I will tell you that we were very pleased to have a
21 unanimous vote. We did have one abstention. But, we thought
22 that that was a solid, affirmative vote by the City, and we
23 hope that they -- I think they wanted to make a loud and
24 clear statement of where they stood and also to let you know
25 where they stood as a group. And so, that is exactly what

1 occurred.

2 MS. GRAMLICH: Was there any provision for inflation?

3 MR. COWAN: Yes. And actually, that was already in the
4 Agreement. There was an Amendment in 2013 that included a
5 CPI factor. And if you look at the CPI the last ten years,
6 and if it's consistent going forward, that would be a
7 20 percent increase over those 10 years.

8 So, that will continue to grow, as long as CPI and the
9 economy is doing decent. We'll probably have some down years
10 and some up years, but the graph line which we got from the
11 U.S. Department of Labor was kind of upward every year. So,
12 let's hope that continues.

13 MS. GRAMLICH: Okay.

14 MR. COWAN: Okay, thank you.

15 COMMISSIONER HOFFMAN: Do any other Board Members have
16 any questions for Mr. Cowan? John.

17 MR. MYERS: Yes. I just have a comment. And I'm glad
18 to hear the explanation on the modifications made to the Host
19 Agreement with Pontiac. I know that during the hearing,
20 Councilman Kermit Williams came forward and asked this
21 committee to really, you know, modify the amendment to put
22 something in related to the 99-year lease. But, my only
23 comment is, I don't believe that's the purview of this
24 committee to recommend anything with regard to the
25 relationship between Rizzo and the City of Pontiac.

1 MR. COWAN: Right. And I want to let you know that
2 Mr. Williams was one of the members of the six that voted for
3 it. So, we hope we met all of his concerns, as well as all
4 the Members of the City Council.

5 And I do also want to acknowledge, as Chairman Hoffman
6 did, that the Mayor, although she does not vote in Pontiac
7 because that's the setup that they have, voiced her support
8 at the meeting for the change and for the Proposed
9 Amendment. Thank you.

10 COMMISSIONER HOFFMAN: Thank you. Are there any other
11 questions regarding the comments we received during the
12 90-day period?

13 All right. Hearing none, our next item is discussion
14 of any changes to be made to the proposed amendment
15 language. Steve.

16 MR. BALAGNA: I, by e-mail, sent out to everyone --
17 in our original packet there was a Proposed Amendment
18 Resolution, and I had made some changes to it and sent them
19 out to all the Members of the Committee and then also passed
20 out one today that I would move.

21 Basically, I cleaned up some typos, basically made sure
22 or acknowledged there was only one application, that's a
23 Type A Transfer Station, Waste Processing Facility. I
24 basically changed the spelling on that. The things I was
25 trying to do in my changes are the one I already mentioned,

1 make sure that we're talking about the same piece of
2 property at 900 Baldwin Avenue, and I also called out the
3 750 ton-per-day capacity of the Type A Transfer Station.

4 Those were kind of the main things I was trying -- oh,
5 and also, there had been no acknowledgment in the original
6 Resolution about the fact that there was a Host Community
7 Agreement. And I thought that this Committee very much had
8 discussed that and wanted to hear about that. And we've had
9 lots of statements about that, and I wanted to make sure that
10 the Resolution acknowledged that, indeed, there was a Host
11 Community Agreement.

12 And finally, just a little tweak in the process that it
13 goes from this committee, to the County, to the committees.
14 I think it was assumed that it went from this committee to
15 the County, but I just spelled it out that that, indeed, is
16 what happens.

17 MR. DePALMA: But, you just said 750 tons.

18 MR. BALAGNA: No, I'm sorry.

19 MR. DePALMA: You mean, 1750.

20 MR. BALAGNA: 1750.

21 MR. DePALMA: Okay.

22 MR. BALAGNA: Please, it's written down 1750. Yeah,
23 you can get up off the floor -- 1750. 1750. Excuse me.
24 That is what is in the application, and that is what is
25 in the Resolution.

1 COMMISSIONER HOFFMAN: Does anyone on the Committee
2 have anything they want to add to Steve's Proposed Amendment
3 to the Amendment?

4 MR. MYERS: I just have a question. Just, do we have
5 60 or 61 units of government in Oakland County?

6 COMMISSIONER HOFFMAN: I thought there was 61.

7 MS. CALIO: But, the City of Northville is not included
8 in the Oakland County Plan, because they're in the Wayne
9 County Plan. So, that's why the difference.

10 COMMISSIONER HOFFMAN: Oh. So, 60 is correct?

11 MS. CALIO: That's how many will be given the --

12 COMMISSIONER HOFFMAN: -- the opportunity to vote on
13 this Amendment to our Plan.

14 MR. BALAGNA: Right, right. That's correct.

15 COMMISSIONER HOFFMAN: Okay. Thanks, Whitney. Claire?

16 MS. GALED: I just would like to know whether this is
17 the appropriate time to suggest that we consider, instead,
18 the Resolution that I have put forth, which basically does
19 the exact same thing except adds a paragraph asking,
20 recommending to Oakland County that they open up the Solid
21 Waste Management Plan for review and according to the
22 requirements by the State of Michigan.

23 COMMISSIONER HOFFMAN: Yeah, I think it would be
24 appropriate to introduce an Amendment to Steve's plan,
25 if nobody has a problem with Steve's Resolution.

1 MR. BALAGNA: If I can address that then first?

2 COMMISSIONER HOFFMAN: Go ahead.

3 MR. BALAGNA: I would not want that Amendment to my
4 Proposal, and here's why.

5 I think our task -- well, first of all, the general
6 concept of the County needing to update its plan, which it
7 hasn't done for a number of years, is something I definitely
8 agree with. The problem, of course, has been money.

9 I represent the general public, and so I suppose I can
10 look at myself personally and say, I am here today with no
11 salary, no benefits, nobody paying for my transportation.
12 And, in fact, when I go and draft these resolutions, on one
13 paid me for that, either. It's all about the money. The
14 State hasn't given the counties any money, and the County
15 hasn't had any money to do general planning, which is why it
16 hasn't happened.

17 And I understand from your earlier e-mail about
18 suggesting, you know, we move resources around and stuff like
19 that. For all of those issues, I would suggest that anybody
20 who feels that way, go to one of the County Commissioner
21 Meetings and ask the County Commissioners to do exactly
22 that.

23 I think what we've been charged with here is to consider
24 a Proposed Amendment of the Plan, the application, and that's
25 exactly what we've done. The application is to deal with the

1 Proposal before us, and my Resolution addresses the proposal
2 before us.

3 I think the other issue, in terms of general planning,
4 and whether or not the County should start up and have them
5 spend the money to have a new plan, I think is outside the
6 purview of what the Committee is doing right now.

7 COMMISSIONER HOFFMAN: Thanks, Steve. I'm just
8 throwing this out for consideration by this Committee.
9 But, maybe what we could do is have two resolutions; one
10 that would stay focused on your resolution to move this
11 process forward, and then have Claire's resolution separate
12 from that, but we could all have an opportunity to add to it
13 or subtract from it and vote on it and then send that on to
14 the Board of County Commissioners.

15 Then, we keep this process going, but you have two
16 different resolutions, and we accomplish the same thing.
17 But, I want to hear what the other Board Members have to
18 say.

19 MS. GRAMLICH: I absolutely agree with doing it that
20 way.

21 COMMISSIONER HOFFMAN: Okay. Claire.

22 MS. GALED: I would simply remark that we are being
23 asked to make a change to a Plan that has not been reviewed
24 in a number of years. In the letter that Rizzo submitted,
25 they themselves indicate an overabundance of transfer space.

1 They talk about transfer stations that not being used or
2 underutilized. So, they themselves have noted that our
3 Solid Waste Plan handles more transfer capacity than is
4 needed.

5 I just think that for us to move ahead without taking
6 a look at the entire plan is foolhardy and is not a fair
7 movement on the part of this Board and our responsibility to
8 the residents of Oakland County.

9 What we are saying when we pass this Resolution is,
10 we're telling Oakland County that we know for certain that
11 there is not sufficient transfer capacity in this County.
12 I don't know if that's true, or not. We've not looked at
13 it, nor has the County.

14 And while I understand that there is some cost, I think
15 Mike Csapo's e-mail to most of us that this has been done at
16 a fairly inexpensive cost to other counties, and a good
17 number of counties in the State of Michigan have done this.
18 It is required by law. And I don't understand why Oakland
19 County, why we are so afraid of combining these two things
20 as part of a resolution going forward.

21 MS. MANGUS: I agree with --

22 COMMISSIONER HOFFMAN: Amy.

23 MS. MANGUS: -- having two separate resolutions.

24 COMMISSIONER HOFFMAN: Okay.

25 MS. MANGUS: And I'm not ready to vote on a second one.

1 I'm ready to vote today about what we've been meeting about
2 but not about that recommendation to the County Commissioners
3 about opening up the Plan.

4 I think staff -- we would have to have a separate
5 meeting, where staff would have time to prepare, look at
6 the Plan and be able to present to us, you know, their
7 interpretation of if the Plan needs to be opened or not
8 opened up. I wouldn't be ready to vote today to say that
9 it should be for sure.

10 COMMISSIONER HOFFMAN: All right. Any other Board
11 Members like to weigh in? Steve? Or, I mean, Mike?

12 MR. CSAPO: Well, John had his hand up first.

13 COMMISSIONER HOFFMAN: Oh, John.

14 MR. MYERS: Well, you know, updating the Solid Waste
15 Management Plan begins with the County Commission, and they
16 prepare a Letter of Intent to the State of Michigan.
17 That's where it begins. And then, they typically will
18 convene a committee specifically for that, that express
19 purpose of updating. So, to update -- you know, to make
20 the recommendation is really not the purview of this
21 Committee.

22 COMMISSIONER HOFFMAN: Mike.

23 MR. CSAPO: Well, I would actually disagree with that.
24 You know, the Solid Waste Planning Committee's charge is
25 certainly to consider the Amendment that was proposed.

1 But, you know, the Solid Waste Planning Committee has a
2 broader purpose, and that's to look at the County's Solid
3 Waste Management Plan.

4 And, when we are considering this Amendment and future
5 amendments, it behooves us to be able to avail ourselves of
6 the latest data sets, the latest assessment of existing
7 infrastructure, the latest circumstances with regard to
8 activities that occur within the County. And we certainly
9 don't have that at our disposal for reviewing this particular
10 plan.

11 It's also, I think, important for us to recognize -- and
12 I mentioned this at a previous meeting -- the purpose behind
13 the solid waste planning that's done at the county level and
14 the state, to begin with, is to allow the development of
15 facilities to handle waste within the County, primarily over
16 the objections of local communities.

17 I mean, that's why this County-based planning process
18 was put into place, so that landfills could be established,
19 and landfills could be expanded, and we had adequate disposal
20 capacity, even though a particular community may not want
21 that landfill or that expansion within their community.

22 What we have before us with this particular proposal is
23 something completely different, in fact, the opposite of
24 that. We have an applicant that wants to do something, and
25 we have all this community that's in agreement with that.

1 So, you know, the process through which we've gone
2 for this particular amendment request is not necessarily
3 consistent with the original intent of why this committee and
4 the law was established in the first place. The process that
5 we followed has been consistent with the process and the law,
6 however, and consistent with what the County has done in the
7 past.

8 Having said that, presume we get an application in the
9 future that we feel has merit, but the Host Community doesn't
10 want that? Or, what if the Host Community doesn't want that,
11 and we have to disagree with the applicant's assessment that
12 it's merited?

13 We have no basis upon which to make those judgements,
14 because we have a plan that's over a decade old. And so, I
15 think it's entirely within the purview of this Committee to
16 recommend to the County and the Administration to consider
17 going through an amendment process. It would actually be
18 an update via the amendment process, because we can't do an
19 update, unless the State calls for them, but we can do an
20 amendment that looks like an update. And, again, neighboring
21 counties have done that as recently as last week, submitted a
22 plan to the County that was updated through the amendment
23 process.

24 I think it's time for Oakland County to exhibit some
25 leadership in this regard, instead of being reactive and

1 reactionary to planning and solid waste and recycling matters
2 in this state.

3 And this County prides itself on being progressive,
4 taking a proactive stance with regard to planning and
5 economic development. In regards to solid waste, we've
6 largely done exactly the opposite of that.

7 And so, I think it is appropriate for this Committee
8 to recommend to the County Board of Commissioners that they
9 consider going through an amendment process to update the
10 Plan, so it's consistent with best practices and we have a
11 current evaluation of solid waste management activities
12 within the County and assessment of the infrastructure
13 available to meet the needs of our citizens here in the
14 County.

15 Having said that, I don't think that this particular
16 Amendment ought to be delayed, to allow that process to take
17 place. I am supportive of Claire's idea of including that
18 recommendation to the County Board of Commissioners and the
19 Administration, to move forward with our recommendation on
20 this particular Amendment.

21 But, if it's not the view of the majority of this
22 Committee, I think it's entirely appropriate for us to have
23 a second action on this at this table to recommend that the
24 County Board consider going through the process to update the
25 Plan.

1 COMMISSIONER HOFFMAN: Thank you, Mike. Any other
2 Board Members? Anne.

3 MS. VAARA: Yes. I'd like to see a separation of the
4 last comment that Claire introduced. I think the Resolution
5 from Steve or Steven is appropriate. I'm not opposed to
6 having a discussion regarding this piece on recommendation
7 to the Oakland County Board, but I think I'd like more
8 information in front of me in order to do that.

9 COMMISSIONER HOFFMAN: Thanks, Anne. Anybody else?

10 MS. GALED: I have one more point.

11 COMMISSIONER HOFFMAN: Claire.

12 MS. GALED: I would just like to point out that, when
13 you pass something like this, you set a precedent. And so,
14 in Mike's scenario of somebody coming to us and saying, we
15 want to do a transfer station or a landfill in a location
16 that maybe the Host Community likes or doesn't like, that
17 we then -- that they can then point to this as a precedent
18 to this Committee, urging the County to act outside of our
19 Solid Waste Plan. And that is my concern.

20 I understand the merits of the request, and I fully
21 understand that and why Rizzo wants this; but, I do have
22 concerns as a representative of a municipality in the County
23 of Oakland that we are acting.

24 COMMISSIONER HOFFMAN: Mike.

25 MR. CSAPO: Just one more brief comment. You know,

1 the landscape with regard to solid waste management is
2 changing, and there are advances in technologies, advances
3 in practices, and even within the past five years there's
4 been black-box technologies that deal with waste to energy,
5 and there's in-vessel composting, and there's going to be
6 at some point a sea change in how we treat these waste
7 resources.

8 And if this County isn't prepared to adequately evaluate
9 proposals to accommodate changing technologies, we're going
10 to be behind the curve. And we'll be in a position where
11 we're not adequately evaluating the applications that come
12 before this County and before our communities and not
13 adequately evaluating whether or not a particular technology
14 or application is appropriate for one of our Oakland County
15 communities; and we will be doing so with a lack of data and
16 a lack of information, again, because we have a plan that's
17 more than ten years old.

18 COMMISSIONER HOFFMAN: Thanks, Mike. Matt, please.

19 MR. GIBB: Thank you, Mr. Chairman. For the record,
20 Matthew Gibb, Deputy County Executive. I just wanted to
21 speak to the procedural aspect. So, I find myself in a very
22 good position of agreeing with everyone, particularly with
23 John and Mike.

24 Procedurally, it would be most appropriate -- and it
25 does not have to be by resolution; it could simply be by

1 Board action of the Committee itself -- to direct the staff
2 of the Administration to prepare the appropriate procedural
3 and cost estimate information to bring to this Committee to
4 make a more formal recommendation. So, that's one procedural
5 aspect.

6 The other procedural aspect would be simply to direct
7 us to utilize procedure to go directly to the Board of
8 Commissioners with such a request. It all has to start with
9 the cost estimate and the procedural aspect of having to
10 apply to the State.

11 So, the Administration would be more than welcome to do
12 that, but I would strongly recommend it be done in a separate
13 action, so that we can take the appropriate resource time
14 with the Board of Commissioners, if that's the desire of
15 the Committee, to make sure that that process is handled
16 appropriately and it does not get commingled with any
17 decision you may or may not make regarding the application --
18 so, if that makes sense to you.

19 COMMISSIONER HOFFMAN: Thank you, yes. All right, first
20 I think what we need to do is, since we had a Resolution from
21 the County and then Steve Balagna has forwarded a Resolution
22 with a few changes in it, I'd like to call for a vote that
23 we're going to use -- you know, if somebody wants to make
24 the motion and support it -- that we're going to use the
25 Resolution put forward by Steve Balagna.

1 Now, we're not voting to move it forward yet. We're
2 just voting on that is the document we're going to use.
3 And then, if somebody wants to make amendments to that,
4 then we'll just keep moving through the process.

5 MS. MANGUS: I'll move it.

6 MS. VAARA: Support.

7 COMMISSIONER HOFFMAN: Okay, it's been moved and
8 supported to use the Proposed Resolution by Steve Balagna.
9 Are there any discussions on that vote? All right.
10 Hearing none, all those in favor signify by saying aye.

11 COMMITTEE MEMBERS: Aye.

12 COMMISSIONER HOFFMAN: Opposed, the same.

13 MS. GALED: Nay.

14 COMMISSIONER HOFFMAN: Did you say, abstain?

15 MS. GALED: No. I'm against.

16 COMMISSIONER HOFFMAN: Oh, okay. All right. Then,
17 the next item on the agenda then is to consider that
18 Resolution, and if anyone wants to make a Resolution to
19 change it or amend it, this is the time to do that.

20 MS. GALED: I would, again --

21 COMMISSIONER HOFFMAN: Claire.

22 MS. GALED: I would like to amend it to include the
23 paragraph that I submitted to you. That would include a
24 recommendation to the Oakland County Board of Commissioners
25 that they proceed with a review of the entire Solid Waste

1 Plan for Oakland County.

2 COMMISSIONER HOFFMAN: All right. Is there support for
3 that amendment?

4 MR. CSAPO: Support.

5 COMMISSIONER HOFFMAN: It's been moved and supported.
6 Are there any discussions on that amendment? All right,
7 hearing none, I would ask Whitney, please, call the roll --
8 to amend it, that Resolution put forward by Steve Balagna,
9 to add Claire's Resolution at the end.

10 MS. CALIO: Steven Balagna.

11 MR. BALAGNA: No.

12 MS. CALIO: Mike Csapo.

13 MR. CSAPO: Yes.

14 MS. CALIO: Robert DePalma.

15 MR. DEPALMA: No.

16 MS. CALIO: Claire Galed.

17 MS. GALED: Yes.

18 MS. CALIO: Jean Gramlich.

19 MS. GRAMLICH: No.

20 MS. CALIO: Commissioner Hoffman.

21 COMMISSIONER HOFFMAN: No.

22 MS. CALIO: Kevin Kendall. Amy Mangus.

23 MS. MANGUS: no.

24 MS. CALIO: John Myers.

25 MR. MYERS: No.

1 MS. CALIO: Steven Percival.

2 MR. PERCIVAL: No.

3 MS. CALIO: Mary Ann Ryan.

4 MS. RYAN: Yes.

5 MS. CALIO: Anne Vaara.

6 MS. VAARA: No.

7 MS. CALIO: Ed Mamou.

8 MR. MAMOU: No.

9 COMMISSIONER HOFFMAN: Thank you. The Motion failed.

10 Then, I'd entertain a Motion now to act on that Resolution,
11 without any Amendments, as put forward by Steve Balagna.

12 MS. GRAMLICH: So moved.

13 MS. MANGUS: Support.

14 COMMISSIONER HOFFMAN: Any discussion on that Motion to
15 move this Amendment forward? Whitney, please.

16 MS. CALIO: Steven Balagna.

17 MR. BALAGNA: Yes.

18 MS. CALIO: Mike Csapo.

19 MR. CSAPO: Yes.

20 MS. CALIO: Robert DePalma.

21 MR. DEPALMA: Yes.

22 MS. CALIO: Claire Galed.

23 MS. GALED: No.

24 MS. CALIO: Jean Gramlich.

25 MS. GRAMLICH: Yes.

1 MS. CALIO: Commissioner Hoffman.

2 COMMISSIONER HOFFMAN: Yes.

3 MS. CALIO: Amy Mangus.

4 MS. MANGUS: Yes.

5 MS. CALIO: John Myers.

6 MR. MYERS: Yes.

7 MS. CALIO: Steven Percival.

8 MR. PERCIVAL: Yes.

9 MS. CALIO: Mary Ann Ryan.

10 MS. RYAN: Yes.

11 MS. CALIO: Anne Vaara.

12 MS. VAARA: Yes.

13 MS. CALIO: Ed Mamou.

14 MR. MAMOU: Yes.

15 COMMISSIONER HOFFMAN: Motion carried. Thank you.

16 All right, the next item on our agenda then is consider a
17 resolution or a vote just to confirm the previous Committee
18 actions that we took regarding the Public Hearing, the 90-day
19 time frame for people to -- is that on this agenda?

20 MS. CALIO: No.

21 MR. BALAGNA: No.

22 COMMISSIONER HOFFMAN: No? Okay, then I'm looking at
23 the old one.

24 MR. BALAGNA: Here.

25 COMMISSIONER HOFFMAN: There we go. Okay, I have it

1 now. All right, then we also -- and we might have hit on
2 those already -- but, there were some comments we received
3 after that 90-day period, and does anybody have any questions
4 or concerns or comment about those? They would be on pages
5 30 to 33. And I think Steve referred to one.

6 MR. BALAGNA: Yeah, I was addressing all the comments.

7 COMMISSIONER HOFFMAN: Okay. Does anybody else have
8 any concerns about those? All right. Is there any new
9 business this Committee needs to address today? Mike.

10 MR. CSAPO: I'd like to make a Motion that we request
11 that the Administration conduct an evaluation of the process
12 and associated cost with amending the current Solid Waste
13 Management Plan, as a means of updating that plan.

14 MS. RYAN: Support.

15 COMMISSIONER HOFFMAN: All right, it's been moved and
16 supported to request the Administration review what it would
17 take to update the County Solid Waste Plan. Is there any
18 discussion on the Motion? Whitney, will you call the roll,
19 please.

20 MS. CALIO: Steve Balagna.

21 MR. BALAGNA: Yes.

22 MS. CALIO: Mike Csapo.

23 MR. CSAPO: Yes.

24 MS. CALIO: Robert DePalma.

25 MR. DEPALMA: No.

1 MS. CALIO: Claire Galed.

2 MS. GALED: Yes.

3 MS. CALIO: Jean Gramlich.

4 MS. GRAMLICH: Abstain.

5 MS. CALIO: Commissioner Hoffman.

6 COMMISSIONER HOFFMAN: Yes.

7 MS. CALIO: Amy Mangus.

8 MS. MANGUS: Yes.

9 MS. CALIO: John Myers.

10 MR. MYERS: Yes.

11 MS. CALIO: Steven Percival.

12 MR. PERCIVAL: Yes.

13 MS. CALIO: Mary Ann Ryan.

14 MS. RYAN: Yes.

15 MS. CALIO: Anne Vaara.

16 MS. VAARA: Yes.

17 MS. CALIO: Ed Mamou.

18 MR. MAMOU: Yes.

19 COMMISSIONER HOFFMAN: Thank you. Is there any other
20 new business to come before this Board today? All right.

21 Is there any miscellaneous business to come before the
22 Board?

23 MR. DEPALMA: I'm just curious -- is someone on the
24 Solid Waste Department going to send out approved language
25 that we'll all be looking at to send to the various

1 communities? We've got to get the 41 out to the
2 communities.

3 MS. CALIO: Right. Once it goes through the Board of
4 Commissioners -- no, actually --

5 MR. DEPALMA: I'm just interested if we're all going to
6 get a consistent set of languages to approve.

7 MS. CALIO: Yes, we are. We're going to prepare a
8 sample resolution and kind of discussion for all the
9 communities of what's taking place.

10 MR. DEPALMA: Okay.

11 COMMISSIONER HOFFMAN: Thank you. Any other
12 miscellaneous business? Mike.

13 MR. CSAPO: Just a quick question. Will you be letting
14 us all know, as far as scheduling, when it's going to go
15 before various communities? Would that be something you'd
16 communicate with us? I realize it's up to the City Councils
17 and the City Managers in most of those communities, but --

18 MS. CALIO: Right. We can do that periodically, yes.

19 MR. CSAPO: Thank you.

20 COMMISSIONER HOFFMAN: That's a good idea. Do we have a
21 date for the next meeting? What's the time frame? I don't
22 think we have anything pressing.

23 All right, now I'd like to call for public comment.
24 Mayor Waterman.

25 MAYOR WATERMAN: Yes, thank you, Chairman Hoffman and

1 to all of the Solid Waste Committee here. I appreciate the
2 opportunity to come before you to tell you that Pontiac did
3 vote soundingly for the resolution to support the Rizzo
4 Amendment for a facility, solid waste transfer facility in
5 Pontiac, and you have previously heard that this was solidly
6 supported by the City Council, voted six to one abstention.

7 And, although City Council still has to have this
8 approved, because as you know we're under State supervision,
9 I can as Mayor come and tell you what our acceptance is of
10 this particular venture in Pontiac.

11 I didn't speak during the public hearings, public
12 comments period before, because of the fact that at that
13 point we were still negotiating with the Rizzo
14 representatives the Host Agreement. There was a Host
15 Agreement that was in place, as had been left by the
16 Emergency Manager before I took office. I've been in office
17 for about two and-a-half months. I didn't know that I would
18 be cutting my Mayoral teeth on solid waste -- but, this is
19 what it is. It is what it is.

20 So, we are happy with the outcome. And I did not speak
21 before, because we thought that we shouldn't negotiate a more
22 equitable Host Agreement, and we're very happy now with what
23 we have in front of us. As you've heard, it's an increase in
24 the tonnage. The royalty rates that will be paid we think is
25 more equitable, given the fact of the estimation of the

1 infrastructure damage over time that will be wrought by this
2 particular industry.

3 So, we had a chance to do our due diligence, both of us
4 who were new, including three new councilpersons, and wanted
5 to do our own negotiation, our own research, our own due
6 diligence; and we did that. So, we're satisfied with the
7 results.

8 For a number of reasons, we are happy now to accept this
9 and are happy that the Solid Waste Committee has affirmed our
10 resolution passing of that, which affirms that we will not
11 only support this motion that you've just passed here but
12 also will support any efforts on behalf of the Rizzo
13 enterprise, in the event they need to obtain tax-exempt
14 financing for this venture.

15 Now, one of the things that we're happy about in terms
16 of welcoming this opportunity for Pontiac is the fact that it
17 gives us an opportunity for diversity. You know, we have
18 come from the situation of having five automotive plants to
19 one, and that's an economic reality for me. So, as we are
20 developing new opportunities and an open-door policy for
21 business -- Pontiac is open for business. We now want to
22 make ourself a development-ready city and under this
23 Administration are making all the strides to do that.

24 So, we are diversifying the kinds of industries we are
25 bringing into Pontiac. This is the opportunity and the time

1 to come to Pontiac. We have lots of properties, lots of
2 vacancies, lots of affordable properties, and we are seeing
3 that there are new opportunities and new inquiries into what
4 Pontiac has to offer right now. So, we are opening the
5 door.

6 Secondly, the increase in royalty rates certainly will
7 help our coffers, if this goes through all the proper
8 channels and comes to fruition.

9 Thirdly, the property we're talking about, the 900
10 Baldwin site, I think you all know is a repurposing of a
11 Fiero site. That's a RACER Trust property which, because
12 of its situation and the hazardous waste condition there,
13 would not have been well zoned for many other kinds of
14 industries. So, this is the kind of industry that was
15 well-purposed.

16 It gives us repurposing of that site and also puts it
17 back on our tax rolls. The property taxes will be very much
18 well received from this enterprise. And I must say, in
19 behalf of Rizzo, that they did not ask for a brownfield
20 exemption, and I do also credit them with that, as many other
21 of the buyers of RACER Trust properties have tried to
22 achieve.

23 So, for those very many purposes, we appreciate the fact
24 that the Solid Waste Committee did also affirm what we had
25 concluded in Pontiac. And we have in all the dealings we

1 dealt with with Rizzo, I mean, we needed to negotiate, and
2 we kind of had to keep our meeting the minds there.

3 But, when it was all said and done, I thought it was
4 very credible, very reputable dealings, and we will be happy
5 to see this process play out. And, in the event that it's
6 all approved and goes through the processes, we will welcome
7 the Rizzo enterprise to come to Pontiac, Michigan.

8 COMMISSIONER HOFFMAN: Thank you, Mayor Waterman.
9 Thank you very much, very well said. Is there anything
10 else? Yes, sir.

11 MR. RICHARDS: Yes, sir. I want to thank the Committee
12 for this time to speak in front of them.

13 COMMISSIONER HOFFMAN: Please state your name.

14 MR. RICHARDS: My name is Greg Richards, and I am the
15 Founding Chairperson of the East/West Baldwin Block Club in
16 Pontiac, a resident of Pontiac, and my district is where the
17 Rizzo facility will be.

18 Our Block Club is in total support of this. We have
19 done the due diligence ourselves, and we have asked many
20 questions. Our questions have been answered. Our fears
21 were put to rest.

22 I would also like to say, to see a Committee Member try
23 to throw a monkey wrench into this amendment this late in the
24 game, that should have been done at the beginning, not at the
25 end. And I want to thank you for your time.

1 COMMISSIONER HOFFMAN: You're welcome. Thank you,
2 Greg. Any other public comments? Anything from the Board?

3 MR. RIZZO: I just wanted to thank the Board and thank
4 the Mayor of Pontiac and the Council of Pontiac. So, I just
5 wanted to thank you.

6 COMMISSIONER HOFFMAN: You're welcome.

7 MR. COWAN: Mr. Chairman -- thank you. This is first
8 base. We're out of the batter's box. We got a lot of time
9 to, you know, get around the bases yet. But, this really is
10 a great start, and thank you very much.

11 I did want to thank -- you know, Mr. Rizzo has already
12 thanked the City and you -- but, I do want to say that I deal
13 with a lot of governmental entities at every level, and the
14 staff that you have here has been nothing short of
15 exemplary. They have been excellent. You are well-served,
16 led by Dan Hunter and Mr. Gibb.

17 But, I know there are several people here from the
18 staff; but, if I didn't say that we are eternally grateful
19 for the efforts of Whitney Calio, I couldn't sleep tonight,
20 because she has borne the brunt of our letters, telephone
21 calls, e-mails, questions and things of that nature, and she
22 has handled every one of those with grace and with acceptance
23 in doing her job on behalf of the people of Oakland County.
24 So, thank you very much.

25 COMMISSIONER HOFFMAN: Any other public comment?

1 All right, before we close I just want to echo what Dennis
2 Cowan just said. I do want to thank the staff, too, because
3 they absolutely make our job easy.

4 And I want to thank all the Members, too, who volunteer
5 for this high-paying job. Thank you all very much.

6 MR. BALAGNA: Yeah. At one time we even got mileage --
7 remember that?

8 COMMISSIONER HOFFMAN: Meeting adjourned then at 1:40.
9 Thank all of you for coming. Thank you very much.

10 (Meeting adjourned at 1:40 p.m.)

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1 State of Michigan)

2 County of Oakland)

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4 Certificate of Notary Public

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6 I certify that this transcript is a complete, true, and
7 correct record of the proceedings held in this matter.

8 I also certify that I am not a relative or an employee
9 of or an attorney for a party and that I am not financially
10 interested, directly or indirectly, in the matter.

11 I hereby set my hand this day, April 7, 2014.

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Notary Public, Macomb County, Michigan

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Commission Expiration: 05-13-17

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