

GREEN IMPLEMENTATION ADVANCEMENT BOARD MINUTES
THURSDAY, SEPTEMBER 09, 2021
REGULAR MEETING
9:00AM – 11:00AM

MEMBERS PRESENT:

Hal Stern, Chairperson (on phone)
Sarah Lucas, Vice-Chairperson
Lisa Shaheen, Second Vice-Chairperson
Nancy Chanin
Shaynaz Malleck (on phone)

MEMBERS ABSENT:

Isabelle Seckler
Suzanne Donohue

STAFF PRESENT:

Kelly Brandon, Assistant City Attorney
Kent Edwards, Sustainability Officer

GUESTS/OTHERS:

Brian Ruscher (on phone) – City of Delray Beach
Danise Cleckley (on phone) – City of Delray Beach
Ellen Smith – Waste Management Inc

1. Call to Order

The meeting was called to order by Kelly Brandon at 9:03am. Information was provided pursuant to Executive Orders 20-69 and 20-246 about holding Advisory Board meetings virtually.

2. Roll Call

Roll call was conducted by Kent Edwards. Kelly Brandon noted that two members, Hal Stern and Shaynaz Malleck, were participating on the phone. A motion was made by Lisa Shaheen to allow the members on the telephone to be officially part of the meeting and recognized. Said motion was seconded by Nancy Chanin and the motion passed unanimously.

3. Approval of Agenda

Kelly Brandon asked to amend the agenda to move the Election of Officers (6) up to under Agenda Approval (3) so she could pass the meeting over to the Chairperson. Motion was made to approve agenda as amended by Lisa Shaheen and seconded by Nancy Chanin. Said motion was passed unanimously.

4. Approval of Minutes

Green Board Meeting Minutes July 16, 2021
Motion to approve by Hal Stern, seconded by Nancy Chanin, and approved unanimously.
Lisa Shaheen asked if phone participants can make motions and it was confirmed that they can by Kelly Brandon.

5. Public Comments on Agenda & Non-Agenda Items

Noted that there is a guest present. Ellen Smith, Government Affairs Manager from Waste Management Inc of Florida, the environmental services provider and the nation's largest recycler introduced herself and thanked the Board for inviting her.

No other comments.

6. Election of Officers

(Moved up to after Agenda Approval) Board rules and by laws require elections every September. A vote for Chairperson, Vice-Chairperson, and second Vice-Chairperson is needed. Motion made by Lisa to approve Hal Stern as Chairperson of the GIAB, seconded by Nancy Chanin, and passed unanimously. Motion made by Lisa Shaheen to appoint Sarah Lucas as the Vice-Chairperson, seconded by Nancy Chanin, and passed unanimously. Motion made by Hal Stern to nominate Lisa Shaheen for Second Vice-Chairperson, seconded by Nancy Chanin, and it passed unanimously. Sarah Lucas will be chairing the meeting.

7. Office of Sustainability and Resilience Staff Report

Staff report was given by Kent Edwards, no written report, just oral.

Tree Inventory: Tree inventory started today (09-09-2021). They are starting in the NW part of the City and Kent will be meeting with the consultants later in the day. Field work is estimated to take around 3 weeks to complete, but may take longer.

Tree Planting: Tree planting Request for Proposal (RFP) has been transferred to another purchasing agent. There were some thoughts about waiting on the tree planting until we have the tree inventory complete. Kent thinks we shouldn't wait to complete the tree inventory because it will take several months to get through the RFP process for tree planting. We could proceed with the tree planting RFP, and by the time we get to the point of negotiations, we should have the completed tree inventory.

The previous program was a 1-year tree planting plan. It was completed as of June 2021 with all targeted numbers met, but he has not seen the formal written report, just a verbal report. Hal Stern asked if the tree planting RFP states specifically where the trees will be planted or just that the vendor will plant 2,000 trees for X dollars. The RFP does not specify where the trees will be planted. As part of the proposal the vendor would include how they would find the locations for planting. One of the deliverables of the tree inventory is 1,000 planting sites only on city properties which are somewhat limited. Depending on what the tree inventory shows, the vendor for the tree plantings may have to look to private properties, Homeowner Associations, and other options. The City will make the vendor responsible for finding the planting sites.

Tree Trust Fund: During the budget discussion it was determined that the tree trust fund will be used for the first year of tree planting. Kent put in to have General Fund funding for tree planting because the 1st year planting was right around \$200,000 and he's expecting year 2-5 will be more than \$200,000 annually due to it being more difficult to find planting sites and planting larger trees.

The last check on the balance in the tree trust fund was \$347,000. As of now, this is where the monies will come from to pay for the project. This, however, will not be a sustainable solution for years 3-5.

Green Building Ordinance: Green Building Ordinance went before the Commission for second reading on August 10th. There were 4 people that spoke against the ordinance and direction was given from the Commission to hold public input (charrette) and come back to the Commission with a revised ordinance. Tentatively scheduled the charrette for October 14th (time TBD) and advertisements and outreach will be put together for that. They didn't specifically give direction on how the Commissioners want the ordinance written. The ordinance is simple and easy to understand as it is now. Having different tiers and levels gets more complicated and is harder to implement. Brian Ruscher (on the phone) is looking into getting the library as a site for the meeting. He mentioned the plan is to get more input from the architectural home development community and send out an invitation specifically to that community. They would be able to voice their concerns to see if there were more reasonable targets to include. Board requested to be notified when everything (date, time, and place) is set. It was suggested that since we don't have the capabilities to do the same outreach as the development community to the environmental and sustainability advocates in the community, the GIAB members should not only attend the meeting but also invite/inform likeminded individuals that can speak in favor of this ordinance. If Board members plan to attend, it was requested that a notification be sent to the meeting facilitators so they could be made aware that Board members may be in attendance. Brian also agreed to keep the Board up to date with any information about the charrette. He stated they are thinking about including a speaker that has specialized on these types of ordinances in the South Florida area to help facilitate the conversation. Hal Stern commented that builders are concerned with the additional cost of a building becoming LEED (or comparably) certified and we should provide some information on the cost of this certification. Compiling that information most likely falls to Kent, not the Board. Kent stated there will be additional planning and information coming out. The meeting is open to the public to his knowledge with a plan to invite everyone specifically who provided comment at the Commission meeting or by email/phone, and also the general public.

EV chargers: One of the chargers at City Hall isn't working, but seems to still be under warranty so they will be sending it back. Kent is also in touch with FPL, the City Attorney's office, and Purchasing trying to get some rapid chargers installed, but there is a question about competitiveness on those.

Climate Change Vulnerability Assessment: The report is completed. Kent found one error that they are trying to fix for the published version.

Resilient Florida Grant: Kent submitted a Resilient Florida Grant application. This program has more than \$100 million a year put forth by the State of Florida to help with resilience planning and construction. This is a brand new program which hasn't been completely defined yet and the due date for applications was September 1st. One of the aspects of the defining legislation is that it specified certain NOAA sea level rise projections to be used at the planning horizons in Climate Change Vulnerability Assessments. The Climate Change Vulnerability Assessment that we just completed used one of the specified projections in one planning horizon. He put in a grant application to revise our Climate Change Vulnerability Assessment so we would exactly meet what's in the legislation to score highly toward funding of resilience projects in the city including storm water, sea walls, pumps, and pipes etc.

Climate and Art Event: Kent stated planning is underway. We have 10 or so partners again this year with several exciting sessions including from the City and FAU Pine Jog. The kickoff event is coordinated with FAU Pine Jog and their student Climate Ambassadors. The second portion will be on the tree inventory and tree planting because the NW neighborhood where Pompey Park is, is in an area of lower tree canopy coverage. The kickoff is September 30th at 5:30-6pm with events continuing Friday and Saturday. Events will mostly be virtual this year. Friday morning at Veterans Park, Public Works Stormwater staff will present and there will be a walking tour down to the waterfront to show the seawall that has been raised already, improvement to stormwater drains, etc. It will be outdoors for people that want to come in person. Other events will be held at other venues such as Sandoway, Milagro Center, and Arts Warehouse.

Assistant Sustainability Planner: Mary Wozny is the new Assistant Sustainability Planner. She comes to us from the Solid Waste Authority of Palm Beach County. Looking to having her involved in our recycling programs for the City.

Intracoastal Waterway Boat Speed Zone: Kent revised the submittal. He revised and focused some of the maps. He will set up a discussion with FWC to see the best way to proceed.

A question was raised by the Board if there are other nonprofits involved with the Climate and Art Event. Kent said in addition to the FAU Pine Jog and the Milagro Center there are others involved such as Sandoway, Arts Warehouse, Eat Better Live Better, Wise Tribe, Historical Society. He can provide full list and schedule.

8. Old Business

a. Recycling Discussion

Recycling Agreements

Attachments:

[ILA SWA CDB re Recyclable Program 020921](#)

[Franchise Agreement-Southern Waste Systems LLC](#)

[Amendment no 1 Franchise Agmt SWS CDB](#)

[Amendment no 2 Franchise Agmt WM CDB](#)

[Amendment no 3 Franchise Agmt WM CDB](#)

[Amendment no 4 Franchise Agmt WM CDB](#)

This discussion was started with past requirements and who is responsible for what. Attached to the agenda are the pertinent documents to go through including the Interlocal Agreement (ILA) with the SWA and the contract and amendments to the contract with the City's hauler Waste Management. The copy of the ILA provided does not have dates or signatures on it. Ellen stated that the City has had an ILA with the SWA for at least a decade, explaining the revenue sharing where the City will receive back 50% of the net revenues earned from the sale of the recovered materials. There were changes made recently to the state law requiring that recycling must be picked up dual stream and the trucks must have two compartments. This updated ILA includes the new requirement for dual stream compartment trucks. The revenue sharing component has been in place for at least a decade. Danise Cleckley is on the phone and her department, Neighborhood and Community Services, oversees this agreement and can answer questions for the Board. This current ILA is part of the contract that is up

for renewal in September 2022 and will go out for bid. The bidding process usually starts about 6 months out, but we also have the option of renewing for another year.

There was an explanation of the agencies involved. The Solid Waste Authority of Palm Beach County (SWA) was created under a special act of the legislature in the 1970's and they have full control over the disposal of waste in Palm Beach County. Waste Management inherited the collections contract from Southern Waste Systems. There are attachments to the agenda referring to Southern Waste Systems, which was acquired by Waste Management. Southern Waste Systems is no longer an entity.

Kent provided the date for renewal for the Board so they know when they can make recommendations which is September 30th 2022. It will automatically renew unless there is a written notice by either party given by May 1st. It will renew this year because notice wasn't given by May 1st. May 1st of next year is the time frame for recommendations.

Kent defined important terms included in the ILA. There was a discussion on the types of plastics that are accepted (#1-7 except Styrofoam), how contamination is defined and inspected, other definitions, commercial recycling, and the SWA.org website to determine what is recyclable. Education was determined to be an important component of the issues with recycling throughout the City.

The SWA does not pick up waste in incorporated areas. Cities are responsible for their own waste removal and to deliver it to the SWA. For Delray Beach, the company that currently provides this service is Waste Management. We don't have data on which areas in the City are recycling and which aren't or which are contaminating the most. A tonnage report is submitted every month to the City, but not targeted data. A possible solution to start collecting this data is conducting a windshield analysis and any type of analysis will take money. Therefore, this should be incorporated into the hauler contract. The required record keeping is stated in Section 34 of the original agreement with SWS. The Board can make recommendations as to what information we want included in the monthly reports if we only receive total tonnage of MSW and recyclables. We will also need other information to make recommendations such as reports on revenue sharing.

Danise stated that we receive other reports from Waste Management rather than just total tonnage such as information on residential and commercial customers and a field report on how many new customers come on board. As a recommendation is considered, a copy of all monthly reports we receive is requested by the Board. Danise will call the SWA to see what help they can give with an education campaign (there have been education campaigns in the past) and data that Waste Management doesn't have. Ellen from Waste Management said they can provide whatever information they have, but does not think it will provide the information the Board is looking for on specific neighborhood recycling numbers. Ellen will provide a list of business recyclers for the Board. She can join for the next meeting also.

Moving forward for the next meeting we need to look at the data we have to be able to ultimately make a recommendation about what data we want in the future and the education campaign that will be required.

A discussion about the size of cardboard accepted for recycling was started. It was not clear why the boxes must be broken down to fit in the yellow bin. This will be looked into further.

This recycling discussion will be continued at the meeting next month. Questions can be submitted to Kent at any time, along with areas of focus for the next meeting.

b. Tree Protection Discussion

This item was not discussed due to time constraints.

9. New Business

None

10. Board Member Comments

None

11. Staff Comments

Kelly Brandon stated if there are any legal questions, especially for new Board members please feel free to call her.

Kent will attach the same documents for the next agenda on recycling and tree protection. He also suggested a discussion on the greenhouse gas analysis for the City.

The next meeting is after the Green Building charrette, so the Board requested being updated on time and place for that meeting.

12. Adjournment

A motion to adjourn the meeting was made by Lisa Shaheen and seconded by Hal Stern. Said motion passed unanimously and the meeting adjourned at 11:00am.