



CITY OF PINOLE

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January 15, 2019

Mr. Stan Hakes
Executive Director
WCCIWMA/RecycleMore
1 Alvarado Square
San Pablo, CA 94806

Re: RECYCLEMORE JEPA AMENDMENT STATUS UPDATE

Dear Mr. Hakes:

As you know, in July 2017, the Recyclemore Board of Directors requested the assistance of the West County City Managers to recommend a Joint Exercise of Powers Agreement (JEPA) framework in order to complete the drafting of a new JEPA document.

Over the last 18 month period, there has been substantial effort made by all five (5) City Managers to reach consensus on a recommended JEPA framework which attempted to address all JPA related operational matters. The Board approved the City Manager's framework recommendations in January 2018. Since then the focus has been on developing JEPA language to reflect this new framework.

In August 2018 the City Managers agreed to specific verbiage and in concept to all of the outstanding issues. The last remaining task was for Board Counsel to clean up the language in draft Section 15.2, Disbursement of Unallocated Funds Upon Withdrawal, to reflect the agreed upon intent.

In December 2018, the City of Richmond proposed new changes to the August 2018 City Manager recommended JEPA language. On January 7, 2019, the City Managers, and a staff representative from Richmond, met again to discuss the proposed changes from the City of Richmond. The sticking point became clear, in that after the concessions that the other cities have made in relation to the unanimous voting requirement for all financial decisions of the Board, Richmond wishes to retain their voting power by either keeping three (3) Board members or providing one member with a weighted vote. This is not acceptable to the City of Pinole.

While the City of Pinole feels that the August 2018 draft language was suitable and in the best interest of all members, we are willing to consider additional language modifications to the financial aspects of the draft JEPA to address the other comments provided by Richmond. We are not, however, interested in providing concessions related to all financial actions and amendments to the withdrawal requirements, while still maintaining the current governance model, or a weighted voting model whereby Richmond retains more authority than the other member agencies.

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I wanted to provide you with the City of Pinole's position so you may include it in your presentation to the Board on January 24, 2019.

As always, should you have any questions or need additional information, please feel encouraged to contact me at (510) 724-8933, or mfitzer@ci.pinole.ca.us.

Sincerely,



Michelle Fitzer
City Manager

cc: Mayor and City Council members
Tamara Miller, Development Services Director