



23-0909

TITLE: Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Memorandum of Understanding Between North Texas Municipal Water District, Cities of Allen, Frisco, McKinney, Plano, and Richardson Regarding Amended and Restated Regional Composting Interlocal Agreement

COUNCIL GOAL: Operational Excellence
(2B: Balance Available Resources to Accommodate the Growth and Maintenance Needs of the City);
Enhance the Quality of Life on McKinney
(5E: Develop sustainable quality of life improvements in the City of McKinney)

MEETING DATE: November 7, 2023

DEPARTMENT: Public Works

CONTACT: Steve Tilton, Assistant City Manager
Ryan Gillingham, Public Works Director
Eric Hopes, Environmental Services Manager

RECOMMENDED CITY COUNCIL ACTION: Approval of Resolution

ITEM SUMMARY:

Resolution authorizes the City Manager to sign a Memorandum of Understanding between North Texas Municipal Water District, cities of Allen, Frisco, McKinney, Plano, and Richardson regarding amended and restated Regional Composting Interlocal Agreement.

BACKGROUND INFORMATION:

- City of McKinney entered into the initial MOU with NTMWD in April 2003, was amended and restated in April 2016. It remains in effect until April 30, 2026.
- Amended and restated MOU is modified as follows:
 - Plano shall solely receive Member Cities' TCEQ rebate as a revenue source for offsetting the costs associated with operating the Program.
 - Member Cities at "Full Participation" agree to ensure all Acceptable Material, as defined in the Amended Agreement, will be collected as part

- of each Member City's municipal collection program
- If a Member City chooses to Participate Partially or withdraws from the Program, the Member City must provide ninety (90) days advance written notice to Plano and NTMWD.
 - In the event a Member City withdraws from the Program or Partially Participates in the Program, that Member City may re-enter the Program by providing Plano and NTMWD at least one hundred twenty (120) days advance written notice.
 - "Partial Participation" means that only the Member City's residents utilize the Custer Road Facility, and only for drop-off of yard debris.
 - For FY24, the new disposal rate for Texas Pure will be \$37.95 / ton if less than five member communities participate, and \$35.80 / ton if all five member communities participate.
 - Texas Pure may increase rates based on its anticipated financial needs but will not exceed the greater of 3.5% of the prior year rate or the percentage increase in the CPI-U.
 - Texas Pure will receive 100% of the TCEQ quarterly compost rebate instead of the five Member Cities sharing based on the percentage of yard waste delivered to the composting program.

FINANCIAL SUMMARY:

- Funding is available is account 007-4405-503-8516

BOARD OR COMMISSION RECOMMENDATION: N/A

SUPPORTING MATERIALS:

[Resolution](#)

[ILA](#)

[MOU](#)