

MID-AMERICA REGIONAL COUNCIL
SOLID WASTE MANAGEMENT DISTRICT

BYLAWS

Article I - Name

The name of this multi-county solid waste management district shall be the Mid-America Regional Council Solid Waste Management District (herein after referred to as the MARC Solid Waste Management District or the district).

Article II - Purpose and Authority

The purpose of the MARC Solid Waste Management District, formed pursuant to Section 260.305, R.S. Mo. (1986 & Cum. Supp. 1990), is to facilitate the coordination and development of the solid waste management plan required by the Revised Statutes of Missouri and to foster cooperative approaches among local governments in the Kansas City metropolitan area to solid waste management issues. The district has the authority provided to solid waste management districts formed under Section 260.305, R.S. Mo. (1986 & Cum. Supp. 1990).

Article III - Membership

The members of the MARC Solid Waste Management District include Cass, Clay, Jackson, Platte and Ray counties and the cities within these counties.

Article IV - Management Council

Section 1. The MARC Solid Waste Management District shall be governed by a management council and an executive board.

Section 2. The management council shall advise the executive board of its position on solid waste management policies and shall adopt the district's integrated solid waste management plan recommended by the executive board.

Section 3. The management council will be composed of: two representatives each appointed by Cass, Clay, Jackson, Platte and Ray counties; four representatives from the city of Kansas City, Missouri; and one representative from each city over five hundred population in the five county area.

Section 4. Management council members shall serve a term of two years and may be reappointed thereafter; however, members whose elected or appointed term of office in a city or county has expired may be expeditiously replaced by the governing bodies that appointed them.

Section 5. Management council members may elect to formally identify an alternate member for their position on the management council. The alternate representative shall be allowed to vote on matters before the management council.

Article V - Executive Board

Section 1. The MARC Solid Waste Management District executive board will be composed of fourteen appointments from the management council as follows: one representative each from Cass, Clay, Jackson, Platte and Ray counties; one representative from Kansas City, Missouri; four representatives from cities over ten thousand population; and four representatives from cities under ten thousand

population. Of these six city representatives, no more than three may be from any one county. In addition, the district solid waste planner shall serve as a nonvoting member of the Executive Board. If a member of the executive board shall cease to serve on the management council as the representative of the city for which he or she was appointed, a vacancy shall be deemed to exist on the executive board.

Section 2. The executive board will exercise the powers and functions necessary or appropriate to carry out the duties and purposes of sections 260.200 to 260.345 of the Missouri Solid Waste Management Law. The executive board will evaluate issues and establish district solid waste management policies, conduct the day-to-day business of the district and oversee the development of the district solid waste management plan.

The executive board will review and comment to the state of Missouri on applications for permits for solid waste management facilities located in the region or in an area that will impact solid waste management practices in the region and assure adequate capacity to manage waste which is not otherwise removed from the solid waste stream. The executive board will establish an education program to inform the public about responsible waste management practices; establish procedures to minimize the introduction of small quantities of hazardous waste, including household hazardous waste, into the waste stream; and identify and report illegal dumping sites to appropriate local and state authorities.

Section 3. Each executive board member shall serve a term of two years from the date of appointment to the date of the corresponding annual meeting in the second year. There shall be no limit to the number of terms that an executive board member may serve.

Section 4. Executive board members may elect to formally identify an alternate member for their position on the executive board. The alternate representative shall be allowed to vote on matters before the executive board.

Section 5. The management council shall appoint a representative to fill a vacancy on the executive board for the unexpired term of the position who meets the requirements of Section 1 of Article V.

Section 6. The officers of the MARC Solid Waste Management District shall be a chairman and a vice-chairman who shall be members of the executive board. The chairman shall appoint an executive board member, district planner, or other designee to serve as the District's secretary and/or treasurer each calendar year upon approval of the executive board.

Section 7. The chairman and the vice-chairman may serve no more than three consecutive two-year terms.

Section 8. Chairman - the executive board chairman shall preside at all management council and executive board meetings and be responsible for preserving order and decorum. The chairman, or his designee, shall serve as the representative to the Solid Waste Advisory Board. The district solid waste planner may serve as designee. The vice-chairman shall, in the absence of the chairman, perform the duties of the chairman.

Section 9. The officers shall perform such other duties as may be prescribed by the management council members.

Section 10. The executive board shall adopt policy guidelines for grant administration and district operations, including general or specific authority granted to the district chairman to execute instruments for and on behalf of the district.

Section 12. Election of Officers and City Representatives

At a regular meeting of the executive board held prior to the annual meeting, a nominating committee of five members shall be appointed by the chairman of the district with the approval of the executive board. On even-numbered years, it shall be the duty of this committee to nominate candidates for the offices of chairman and vice-chairman and four city representatives. On odd-numbered years, the nominating committee shall have the duty to nominate four city representatives. These nominations shall conform to the requirements of Section 1 of Article V.

The election of officers shall take place at the annual meeting on even-numbered years and their terms shall begin at the close of the meeting. The election of four city representatives shall take place at the annual meeting on even-numbered years and their terms shall begin at the close of the meeting. The election of four city representatives shall take place at the annual meeting on odd-numbered years and their terms shall begin at the close of the meeting. The terms of the eight city representatives shall be staggered.

Article VI - Meetings

Section 1. Regular management council and executive board meetings shall be held at such times and places as determined from time to time by the members. Special meetings of the management council or executive board may be called by the chairman or by the number of executive board members equal to a quorum. Except in cases of emergency, at least seven (7) days notice shall be given and regular members as well as their alternates shall be notified, in writing, of the time, date and location of the meeting. The annual meeting shall be held during the fourth quarter of the year.

Section 2. Those management council members present at a meeting following notice of the time, date and location of the meeting shall constitute a quorum for the transaction of business. Every decision of a majority of the management council members present shall be valid as a binding act of the management council.

Section 3. Eight (8) members of the executive board shall constitute a quorum.

Section 4. A two-thirds majority vote of the management council members present at a regular or special meeting shall be required to override decisions of the executive board provided that written notice is given to all members of the management council that the decision in question will be considered and voted upon at a forthcoming meeting.

Section 5. Each member of the management council shall have one vote.

Article VII - Budget

Section 1. The chairman of the executive board shall present a budget for the proposed activities and staff requirements of the district for the ensuing year for executive board approval.

Article VIII - Ex-Officio Members

Section 1. The district's management council shall include non-voting, ex-officio members as follows: one member each appointed by the governing officials of Johnson, Leavenworth and Miami counties and one member appointed by the governing officials of the Unified Government of Wyandotte County/Kansas City, Kansas; one member each appointed by the governing bodies of the cities of Olathe, Overland Park, Lenexa, and Shawnee; a small cities representative to be appointed by the Johnson County

Council of Mayors; and a representative of a city or county in Missouri or Kansas that is the location of a solid waste processing facility or material recovery facility may have a second non-voting, ex-officio member on the Management Council.

Article IX - Committees

Section 1. One or more standing or special committees may be created by the management council chairman. The duties and authorities of these committees shall be defined by the management council chairman at the time of their creation.

Section 2. The management council chairman shall appoint an advisory committee that is geographically balanced and consisting of representatives of commercial generators, solid waste management industry, and two citizens unaffiliated with the operation of management of solid waste facilities to assess and make recommendations on solid waste management.

Article X - Amendments

These bylaws may be amended at any regular meeting of the management council by approval of two-thirds majority of the management council members present, provided that any proposed amendment must be provided to management council members at least fourteen days prior to the meeting at which the vote to amend these bylaws is taken; and, provided further that written notice must be given to all members of the management council that a proposed amendment will be considered and voted upon at a forthcoming meeting of the management council.

Adopted 8/17/16
Revised 4/16/2025