

**ULSTER COUNTY RESOURCE RECOVERY AGENCY
MINUTES OF THE REGULAR BOARD MEETING
July 18, 2011**

The Ulster County Resource Recovery Agency held a Regular Board Meeting on July 18, 2011 at 999 Flatbush Avenue, Town of Ulster, NY.

The proceedings were convened at 4:30 pm.

The following Board members were present: Chairman Leon Smith, Vice Chairman Dennis Helm, Treasurer Al Teetsel and Members Catherine Nilsen and Member John Parete.

Also present were: Tim Rose, Executive Director; Counsel/ Secretary Steve Wing, Controller Tim DeGraff, Recycling Coordinator Michelle Bergkamp and Acting Director of Operations and Safety Charlie Whittaker.

PUBLIC COMMENT

Kevin Roberts provided comments on the flow control law.

APPROVAL OF MINUTES

The minutes of the regular meeting held on June 20, 2011 were approved unanimously.

COMMUNICATIONS & ANNOUNCEMENTS

The next regular meeting of the Board was scheduled for Monday, August 15, 2011 at 4:30 PM.

GENERAL REPORTS

Tim Rose gave the MSW, recycling and leachate tonnage reports. 244 tons of sludge and 13,440 tons of MSW were received in June of 2011, a total of 13 combined tons less budgeted, and 1549.44 tons of recyclable material (approximately 50 tons more than last year), much of the commingled recyclables are provided to us by Westchester County, under a contract which will probably expire. We have less mixed news however, because of single stream recycling. Commodity prices continue to be favorable. This has increased our recycling revenues. 379.65 tons of single stream recycling was received; more than last month. 6,000 gallons of leachate was collected at the Ulster CLF in June, 2011, and 161,000 gallons was collected at the New Paltz CLF. The leachate totals are approximately one half of the gallons processed last month, and about 100,000 gallons more than June, 2010.

The recycling program update was presented by Michelle Bergkamp. Over 300 people have currently registered for the upcoming HHW, Pharmaceutical Waste and Electronics Collection Event to be held in New Paltz at NYSDEC Region 3 on July 23, 2011. The Agency has promoted this event using many outlets including: Ulster County schools, libraries, Town Supervisors, MRDCs and commercial haulers, as well as local newspapers.

A non-compliance report form has been made available on the Agency's web site. This is another way for citizen's to report non-compliance with recycling requirements by apartment complexes, office buildings, restaurants, not-for-profit agencies, government agencies, schools and commercial properties. A link to the fillable form is now available on the web site at www.ucrra.org/recycling/non-compliance.htm.

The used electronics container at the Agency's Ulster site was recently picked up by the vendor. 8 tons of electronics were recycled and diverted from the Agency's contracted landfills.

The campaign Billboard "When will you start recycling" will be on display on Albany Avenue for a 3 month term beginning July 25, 2011 and another new recycling billboard will be put up on Route 209 beginning in August.

Michelle Bergkamp also reported that she will be attending a composting conference in Westchester County sponsored by Cornell Cooperative Extension of Westchester County, Cornell Waste Management Institute and others. Conference subject matter includes composting program planning and analysis, designing a collection facility and system, and protecting the environment.

The Agency will be increasing its recycling enforcement program in the coming months, emphasizing compliance with the Source Separation Law. Leon Smith asked Michelle Bergkamp to explore hiring an intern to assist her and suggested that the Board would consider paying for the intern.

FINANCIAL MATTERS

Tim DeGraff presented the Treasurer's Report for June, 2011. The Agency had net operating revenue of \$604,211 year to date and \$165,905 in June. The fund balance year to date is (\$476,617), compared to (\$318,571) this time last year. Revenues were up last month because of an increase in tons. Expenses increased per the increase in tonnage.

The Board approved the Treasurer's Report.

ADMINISTRATIVE MATTERS

Resolution No. 2226 re: Approving Amendment to Agreement with D&N Trucking, Inc.

Moved by Leon Smith, Seconded by Dennis Helm.

Tim Rose explained that an amendment to the agreement was needed to bring the long-distance hauling company into compliance with DEC's requirements for collection of leachate from parked trailers. A similar amendment was made to the agreement of the long distance hauler at New Paltz. The increase in price reflects the necessity of live loading trailers.

Vote: 5 in favor 0 opposed, 0 absent.

Resolution No. 2227 re: Authorizing Sale of Surplus Equipment;

Moved by Leon Smith, Seconded by Dennis Helm.

Tim Rose said that the Agency had bid this sale based on the Board Notification at the last meeting. The purpose of this resolution is to confirm that authorization for selling this walking floor trailer.

Vote: 5 in favor 0 opposed, 0 absent.

Resolution No. 2228 re: Authorizing Sale of Surplus Equipment;

Moved by Leon Smith, Seconded by Dennis Helm.

Tim Rose described the surplus equipment to be sold at public auction, which includes 30 and 40 cubic yard containers and an old, inoperative mechanics truck.

Vote: 5 in favor 0 opposed, 0 absent.

Resolution No. 2229 re: Awarding Bid for Knee Wall Repair Project at New Paltz Transfer Station;

Moved by Leon Smith, Seconded by Dennis Helm.

Tim Rose said that the low bidder was J. Mullen & Sons at \$42,602.00, and that this bid, which is a response to a NYSDEC requirement, should be approved.

Vote: 5 in favor 0 opposed, 0 absent.

Resolution No. 2230 re: Rejecting Bids for Replacement of New Paltz Scale Project at New Paltz Transfer Station;

Moved by Leon Smith, Seconded by Dennis Helm.

Tim Rose said that this bid continues to disappoint. The bid results were well-over the estimate. Steve Wing explained the 120-w GML procurement process as a possible alternative. We must make sure that County Weights and Measures will go along with our efforts, whatever the Board decides. Charlie Whittaker says the current scale is out-dated and in constant need of repair.

Leon Smith moved to amend the resolution to accept the recommendation of the engineers and accepting Arold Construction, Co., Inc's bid and Alternative bid No. 2. Seconded by Dennis Helm.

Motion to amend was approved 5 in favor 0 opposed 0 absent.

Vote on the resolution as amended. 5 in favor 0 opposed 0 absent.

Resolution No. 2231 re: Awarding Bid for Secondary Containment Project at Ulster Transfer Station;

Moved by Leon Smith, Seconded by Dennis Helm.

Tim Rose said this bid is required by NYSDEC order on consent regarding constructing a containment area around our petroleum operations.

Vote: 5 in favor 0 opposed, 0 absent.

Resolution No. 2232 re: Awarding Bid for Final Cover Repair Project at Ulster Landfill;

Moved by Leon Smith, Seconded by Dennis Helm.

Tim Rose described the project as required to correct a problem with the landfill cap.

Vote: 5 in favor 0 opposed, 0 absent.

OLD BUSINESS

Leon Smith moved to call the motion supporting flow control legislation pending before the County Legislature from the table. Al Teetsel seconded the motion. Vote on calling the motion from the table 5-0, motion approved.

A discussion ensued. John Parete talked about the special committee to study the future of the Agency, then came the Legislature's introduction of the flow control law. We should explore privatization and or regionalization before considering flow control. The branches of the County government should communicate more. Flow control would lead possibly to wrongful monopoly. John Parete asked why we should vote for flow control before these other considerations?

Dennis Helm stated he does not support flow control. He stated that the net service fee is really just a tax to cover the service the Agency provides. It is acceptable to continue the net service fee system. Some waste does come into the County from outside. Dennis Helm also felt that flow control would cause loss of the outside business.

Al Teetsel thinks that small operators will be able to get started under flow control.

Leon Smith sees flow control as guaranteeing that the waste will come into the Agency in the future. Leon Smith believes flow control will benefit the County.

Vote: Ayes 2 (Smith and Teetsel) Nays 3 (Helm, Parete and Nilson). Motion fails.

Tim Rose spoke about continuing issues on cathodic protection of tanks.

Tim Rose also spoke about providing the Agency's grinder to the DEC to use in connection curing a large scale tree problem.

ADJOURN

Motion to Adjourn the Regular meeting was:

Moved by: Jon Parete and Seconded by Dennis Helm.

VOTE: Ayes 5 Nays 0 Absent 0

ADJOURNED 5:50 PM

The above transcribed Minutes of the July 18, 2011 Regular Meeting were **UNANIMOUSLY APPROVED** by the Board

Date: August 15, 2011