

**ULSTER COUNTY RESOURCE RECOVERY AGENCY  
MINUTES OF THE REGULAR BOARD MEETING  
on May 23, 2007**

The Ulster County Resource Recovery Agency held a Regular Board Meeting on May 23, 2007 at 999 Flatbush Avenue, Kingston, NY.

Roll Call for the Regular Board Meeting was at 3:05pm.

The following Board members were present: Dennis Helm, Arnold Bernardini and Michelle Rodden. Leon Smith was absent.

Also present were: Michael Bemis, Executive Director; Timothy DeGraff, CPA, Agency Controller; Stephen Wing, Agency Counsel; and Charles Whittaker, Materials Recovery Facility and Transportation Manager.

**PUBLIC COMMENT** – No Public Comment was given

**APPROVAL OF MINUTES**

The Minutes of the April 25, 2007 Regular Board Meeting were **MOVED** to the floor by Dennis Helm and seconded by Michelle Rodden. Three in favor. None opposed. One Absent (Smith) One Vacancy.

The Minutes of the March 21, 2007 Regular Board Meeting were **MOVED** to the floor by Dennis Helm and seconded by Arnold Bernardini. Two in favor. None opposed. One Abstain (Rodden). One Absent (Smith). One Vacancy.

**MOTION FAILS;** will be presented at the next Regular Board Meeting.

**COMMUNICATIONS & ANNOUNCEMENTS**

The next Regular Monthly Business Meeting was scheduled for Wednesday, June 20, 2007 at 3:00pm.

**GENERAL REPORTS**

The Board received and reviewed the MSW Tonnage Report, the Recycling Tonnage Report and the Leachate Collection Report for January through April, 2007.

Mike Bemis reviewed the 2006 Recycling Report. Ulster County's recycling rate of 34% is short of the State recycling rate goal of 42%.

**FINANCIAL MATTERS**

Tim DeGraff presented the Operating Reserve Report to the Board.

**Resolution No. 2061 Re: Approving Transfer from the Bond Redemption and Improvement Fund to the Capital Fund;**

This resolution authorizes and approves the transfer of \$24,000 from the Bond Redemption and Improvement Fund to the Capital Fund for unanticipated capital expenditures related to the MRF repairs.

Resolution No. 2061 was **MOVED** to the floor by Dennis Helm and seconded by Arnold Bernardini. Three in favor. None opposed. One Absent (Smith). One Vacancy.

**Resolution No. 2062 Re: Payment of Requisition No. 78 – MRF Infeed Belt Repair – Capital Expenditures;**

This resolution authorizes and approves payment of Requisition No. 78 in the amount of \$22,067 for MRF Infeed Belt Repair to be paid from the Capital Fund.

Resolution No. 2062 was **MOVED** to the floor by Dennis Helm. Seconded by Arnold Bernardini. Three in favor. None opposed. One Absent (Smith). One Vacancy.

**Resolution No. 2063 Re: Approving and Authorizing Issuance of Request for Qualifications for Engineering Services – Leachate Collection Systems;**

This resolution authorizes and approves the Agency to seek improvement of the design, construction and operation of the leachate systems at the closed Consolidation Landfills located in Ulster and New Paltz.

Resolution No. 2063 was **MOVED** to the floor by Dennis Helm and seconded by Michelle Rodden. Three in favor. None opposed. One Absent (Smith). One Vacancy.

**Resolution No. 2064 Re: Authorizing and Approving Agreement with Longhorn Trucking, Inc. for Transportation and Disposal of Solid Waste;**

This resolution authorizes and approves Longhorn Trucking, Inc. to transport solid waste from the Agency's Ulster Regional Transfer Station or New Paltz Transfer Station to Seneca Meadows Landfill for a period beginning June 1, 2007 and ending December 31, 2008 for \$18.00 per ton in 2007 and \$18.25 per ton in 2008.

Resolution No. 2064 was **MOVED** to the floor by Dennis Helm and seconded by Arnold Bernardini. Three in favor. None opposed. One Absent (Smith). One Vacancy.

**Board Notification - New York State Tax Department – Request for Reimbursement;**

Tim DeGraff presented documentation that showed the Agency had been erroneously paying sales tax on some of the Central Hudson accounts. **Tim contacted Central Hudson directly and they have acknowledged that the Agency is a tax exempt organization.** A refund of

approximately \$15,000 has been requested and submitted to the New York State Tax Department with the help of Kelly Utter.

**Board Discussion** - 2008 Budget Preparation Timeline;

Mike Bemis proposed a revised schedule enabling the Agency to utilize six months of data **to prepare the proposed budget to first be reviewed by the** Chairman and Treasurer. Board review will follow. When approved, it will be presented to the Legislature. A copy of the schedule is attached.

This year the Draft Budget **will be presented to** the Board during the July 25, 2007 Board Meeting and, **upon Board approval, will** then be presented to the Ulster County Environmental Committee the first week in August.

Arnold Bernardini described the possibility of more proactive recycling programs with specifics as to who provides the service and what service is provided. Michelle Rodden questioned the timing of the net service fee calculation. The calculation period is in the Service Agreement with the County.

**Board Discussion** - Review of MRF Operations, Financials and Researching Options for Business Improvements;

Mike Bemis discussed the MRF Operations and suggested that some operational and equipment changes be considered including a public-private partnership. Chairman Helm appointed Leon Smith and Arnold Bernardini to an ad hoc subcommittee to study the matter and report back to the full Board.

**ADMINISTRATIVE MATTERS**

**Resolution No. 2065 - Re: Implementation of Accident Prevention and Safety Plan;**

This resolution authorizes and approves the comprehensive Accident Prevention and Safety Plan to maintain a safe work environment.

Resolution No. 2065 was **MOVED** to the floor by Dennis helm and seconded by Arnold Bernardini.

Resolution No. 2065 was **TABLED** until the next regular Business Meeting in order to give members an opportunity for review.

**Board Notification** - Ulster Landfill Slide Repair;

Mike Bemis notified the Board of the April 16, 2007 slide of the landfill cap and a large section of the Ulster Landfill.

**Board Notification** - Flow Control Law Update;

Steve Wing reviewed the United Haulers Case. Flow control was discussed and it was determined that a considered approach is required. Flow Control for Ulster County will be studied by the Board.

### **OLD BUSINESS**

Michelle Rodden provided the Ulster County Community College Handbook to be reviewed by Stephen Wing regarding the Sexual and Other Harassment Policy.

### **NEW BUSINESS**

None

### **EXECUTIVE SESSION**

**MOTION** to enter into Executive Session at 5:27pm to: Discuss Credit History of a Certain Agency Client was made by Arnold Bernardini and seconded by Michelle Rodden. Three in favor. None Opposed. One Absent (Smith). One Vacancy.

**MOTION** to enter into Regular Session at 5:43pm was made by Dennis Helm and seconded by Michelle Rodden. Three in favor. None opposed. One Absent (Smith). One Vacancy.

**Executive Session Minutes** are held by the Secretary in a confidential file.

### **ADJOURN**

**MOTION** to Adjourn the May 23, 2007 meeting at 5:45pm was made by Dennis Helm and seconded by Michelle Rodden. Three in favor. None opposed. One Absent (Smith). One Vacancy.

The above transcribed Minutes of the May 23, 2007 Board Meeting were unanimously **APPROVED**.

Vote: Aye   3   Nay   0   Absent   1   (Bernardini) Vacancy   1    
Date:   June 20, 2007