

**ULSTER COUNTY RESOURCE RECOVERY AGENCY  
MINUTES OF THE REGULAR BOARD MEETING  
November 2, 2010**

The Ulster County Resource Recovery Agency held a Regular Board Meeting on October 12, 2010 at 999 Flatbush Avenue, Town of Ulster, NY.

The proceedings were convened at 4:35 pm, following an Audit Committee meeting.

The following Board members were present: Chairman Steve Noble, Vice Chairman Katherine Beinkafner, Treasurer Don DeBrosky, Member Dennis Helm and Member Leon Smith.

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

**PUBLIC COMMENT**

Legislator Kevin Roberts praised the Agency for its recycling program and invited Board members to the Environmental Committee meeting.

**APPROVAL OF MINUTES**

The minutes of the October 12 Budget Hearing and Regular Meeting were approved unanimously.

**COMMUNICATIONS & ANNOUNCEMENTS**

The next regular scheduled meeting of the Board is December 7, 2010.

**GENERAL REPORTS**

Michelle Bergkamp gave the recycling update. The Agency has received two grants from DEC - \$79,000 for recycling and \$22,000 for 2009 HHW days. The October 16, 2010 HHW (plus electronics and pharmaceuticals) was a success. 420 people participated - 86% used the online system. About 36,000 pounds of electronics and 200 pounds pharmaceuticals and 89 barrels of HHW were collected. Staff is still working on a draft of the revised SWMP. America Recycles Day is coming soon. The Agency has provided outreach with regard to that day and our programs by mailing out a resource packet (including the recently presented DVD to all of the schools. The DVD is on our website. Michelle Bergkamp is working on a billboard campaign. Don DeBrosky commended Michelle and the staff and volunteers on the smooth operation of the HHW day. Steve Noble said he could not believe the amount of stuff collected. Staff is researching the implementation of a permanent facility.

**FINANCIAL MATTERS**

Tim DeGraff presented the Treasurer's Report for September, 2010. Revenues were up despite the fact that tons received were down. He pointed out the monthly comparison of the volume to revenue ratio at the bottom of the report. We are ahead of last year. An environmental liability policy proposal for three years at a significant savings has been offered to the Agency but not yet received.

**Resolution No. 2178 - re: Approving Procurement of Audit Services**

The resolution was moved by Don DeBrosky and seconded by Steve Noble.

The Audit Committee has approved retaining Toski, Schaefer & Co., P.C. for Audit services for the 2010 and 2011 annual audits at the same price as paid for the past two audits.

Vote: 5 in favor 0 opposed.

**ADMINISTRATIVE MATTERS**

**Resolution No. 2179 - re: Approving Procurement of New Scale at New Paltz Transfer Station;**

The resolution was moved by Steve Noble and seconded by Don DeBrosky.

Tim Rose described the proposed project which would provide for the installation of a new and larger scale at New Paltz (the existing scale has been there since 1993). Last month the Agency looked at an engineer to oversee the work, but now would like to go out to bid for the scale itself, as long as the bidders have a NY licensed P.E. to provide review and certifications for the work. A hydraulic scale may be procured. The Agency needs an approved site plan. The New Paltz Supervisor wants to have input in the project. Ulster County Weights and Measures is requiring the Agency to replace the scale as soon as possible. Leon Smith asked Tim Rose if he was qualified to do the specifications for the project. Tim explained that he could do the specifications, but shouldn't have to as the engineer for the selected bidder should submit the plans. We will take into account the town of New Paltz's concerns regarding the construction.

Vote: 5 in favor 0 opposed.

**Resolution No.2180 re: Approving the Agency's Personnel Policy;**

The resolution was moved by Steve Noble and seconded by Don DeBrosky.

Steve Wing said that the proposed policy had been provided to the Board for review previously, and two comments were received from Steve Noble regarding the appointment of the sexual harassment officers and the authorization of employees taking Agency vehicles home. The Policy was amended to provide that the Board of Directors should appoint the sexual harassment officers and the Executive Director must approve the vehicle matter. Katherine Beinkafner

provided a harassment incident report form, which has been added to the forms at the end of the Policy.

Vote: 5 in favor 0 opposed

**Resolution No.2181** re: Procurement of Professional Services for New Paltz and Ulster Consolidation Landfill Leachate Study

The resolution was moved by Steve Noble and seconded by Don DeBrosky.

Katherine Beinkafner presented the resolution and described the project, which is intended to reduce leachate collected at the New Paltz and Ulster closed landfills. DEC is aware of the project. It was determined that the Agency should not do the sampling work or install the piezometers. The samples will be taken from deep clean out pipes which contain some dangerous gasses. A safety protocol will be established. The resolution provides for the services of a drilling firm and a sampling firm to undertake the work, which is professional in nature. The projected cost is \$20,000 for both professionals – William L. Goring & Associates, Inc. of Gardiner, NY (sampling firm) and Todd J. Syska, Inc., Clinton Corners, NY (drilling). Katherine Beinkafner said she is aware of the quality of the work of the two firms and that the fees involved are reasonable. The costs for the next rounds will be less - the second and third rounds – which are required by DEC - would not involve the installation of the piezometers and some of the testing will probably not be required, as well. We are still waiting for the plan report from Dvirka & Bartilucci engineers. The Agency will continue to press them for a response. Tim Rose will seek firm dates for them to get this information to us as soon as possible. He will advise Steve Wing if we need to send a default letter to the firm. Dennis Helm asked if the result will be the reduction in testing or in leachate. Tim Rose said it would result in a reduction in leachate. Katherine Beinkafner said a reed bed might be sufficient to treat leachate onsite at New Paltz.

Vote: 5 in favor 0 opposed

**Resolution No.2182** re: Procurement of Infeed Belt at MRF

The resolution was moved by Steve Noble and seconded by Don DeBrosky.

Tim Rose and Charlie Whittaker explained that the existing infeed belt in the MRF conveyor needs to be replaced. The Hustler firm, the manufacturer of the conveyor, will charge \$24,000 for the belt, and its installation. Wear on the belt would be reduced if the angle of operation was reduced, but this is probably not practical. The last replacement in 2007 involved replacing rails as well. It is hoped that the Agency will not have to do that this time. It takes about 6 weeks to order the belt. The Agency wants to be prepared if the belt goes down. The installation of the infeed belt will be done by the Boomhauer company, which has worked on the conveyor in the past and whose work was satisfactory. A proposal to amend the resolution to add the delivery charge of \$1900 for a total cost of \$26,578.94 was discussed, and a Motion to amend the resolution accordingly was made by Steve Noble and seconded by Don DeBrosky. Motion approved 5-0.

Vote (on Resolution as amended): 5 in favor 0 opposed

**Resolution No.2183** re: Approving Amendment to the Solid Waste Management Agreement with the Town of Wawarsing;

The resolution was moved by Steve Noble and seconded by Don DeBrosky.

Tim Rose said this resolution would authorize the installation of the compactor roll-off. Issue is presented regarding the cost of hook-up. Board opinion is that we should not pay for the hook-up. Steve Wing described the Resolution, which would provide a compactor roll-off for the Wawarsing MRDC. This is a continuation of the Agency's efforts to reduce the costs to the Towns for hauling waste. The compactor will result in fewer trips. Tim Rose estimates it will save the Agency funds. It will also be beneficial for the Town, whose agreement with Agency expires at the end of October, 2012. Don DeBrosky asked if this would save us money. Charlie Whittaker responded that it would, although we do not have specific numbers. Steve Noble said he was concerned that we have not ordered the equipment yet. We should get some changes in the agreement to address those issues.

The Town will pay for installing 3 phase electric, the Agency will pay for the compactor roll-off and its installation, but not the electrical hookup. The compactor will remain the property of the Agency.

Vote: 5 in favor 0 opposed

**Resolution No.2184** re: Procurement of Repairs to the Petersen Grinder;

The resolution was moved by Steve Noble and seconded by Don DeBrosky.

Tim Rose explained that the grinder was damaged by the processing of leaves. The repair is estimated to cost \$13,115.22, which is less than originally projected. But the damage has been discerned only from visible review. The estimate could be higher (or lower) once the grinder is taken apart. The cost estimate does not include transport costs which will be paid separately from the operating budget. Steve Noble said that the Agency will not grind leaves in the future. This was concurred in by the staff. Dennis Helm thinks we ought to get rid of the machine – that we have spent too much money on it and that it was a mistake getting the estimate. Katherine Beinkafner said we should fix it and sell it. Don DeBrosky said it should be used for its designated purpose. Tim Rose is meeting with the municipal government representatives, and he will see how important the service provided by the grinder is to them.

Vote: 5 in favor 0 opposed

**Resolution No.2185** re: Approval of Department of Environmental Conservation Order on Consent;

The resolution was moved by Steve Noble and seconded by Don DeBrosky.

Steve Wing explained that Agency personnel had met with DEC representatives and had agreed, subject to Board approval, to resolve the matter of the unregistered chemical bulk storage tank and petroleum tanks by paying a fine of \$2500 for each violation and agreeing to either to take the chemical bulk storage tank out of service or bring it into compliance, and to submit plans to retrofit to the secondary containment system of the 15,000 gallon petroleum bulk storage tank. Staff indicated that these fines are the DEC's minimum fines, and that the facts that the Agency is a governmental agency; that the Agency submitted registration documents for the PBS tanks in 2004, but DEC did not comment on the submission, and did not formally pursue violations; that the Agency discovered the violations through a self-audit and disclosed the violations to the DEC voluntarily; that there was no record of spills; and that the chemical bulk storage tank was inside a building with a collection system and the petroleum bulk storage tank was above ground and double-walled were all taken into account by DEC in assessing the penalty. The Agency has taken the chemical bulk storage tank out of service.

Vote: 5 in favor 0 opposed

**Board Notification** re: ABO 1) Annual Board of Directors Evaluation and 2) Training

Steve Wing discussed the new evaluation process, which must be completed by March 31, 2011 and the dates for Board Member training.

**OLD BUSINESS**

Leon Smith asked about the report in due in two weeks for Kevin Robert's committee. Steve Noble said the matter would be discussed in executive session.

**NEW BUSINESS**

Tim Rose said a new truck has been received. The plow package being installed and a rack and tool boxes are also being ordered.

A cover has been installed over the compactor roll off at Saugerties and could be installed in Warwarsing.

We collected bulk storage at Wawarsing's clean up day. The Town was pleased with our service.

**EXECUTIVE SESSION**

**Motion** to enter Executive Session to: Employment History of a Certain Person was made by Steve Noble and seconded by Don DeBrosky.

Ayes 5 Nays 0. Time: 6:20 PM.

**Motion** to enter into Regular Session was made by Don DeBrosky and seconded by Dennis Helm. Ayes 5 Nays 0. Time: 7:27 PM.

**Motion** to deny severance pay to Michael Bemis based on the nature of his termination was

Moved by Don DeBrosky and Seconded by Katherine Beinkafner.

Vote: Ayes 3 (Noble, DeBrosky and Beinkafner) Nays 2 (Helm and Smith).

**ADJOURN**

**Motion** to Adjourn the Regular meeting was:

**Moved** by: Don DeBrosky and Seconded by: Katherine Beinkafner

**VOTE:** Ayes 5 Nays 0

**ADJOURNED:** 7:29 PM

The above transcribed Minutes of the November 2, 2010 Regular Meeting were **UNANIMOUSLY APPROVED** the Board

Date: December 13, 2010

Minutes of the Executive Session are maintained by the Secretary in a separate, confidential file.