

ULSTER COUNTY RESOURCE RECOVERY AGENCY
MINUTES OF THE REGULAR BOARD MEETING
January 24, 2013

The Ulster County Resource Recovery Agency held a Regular Board Meeting on January 24, 2013 at 999 Flatbush Ave, Town of Ulster, NY.

The proceedings were convened at 3:55 pm, immediately after the conclusion of the 2013 Annual Meeting.

The following Board members were present: Chairman Leon Smith, Vice Chairman Catherine Nilsen, Treasurer Al Teetsel and Members Charles Landi and Dominic Tagliafierro.

Also present were: Timothy Rose, Executive Director; Counsel / Secretary Kenneth Gilligan; Controller Tim DeGraff; Recycling Coordinator, Michelle Bergkamp and Operations Manager, Charles Whittaker.

The public attendees are Legislator Kevin Roberts and Abel Garraghan, President of Heritage Energy.

PUBLIC COMMENT

Kevin Roberts wanted to thank the Agency Board and staff for their hard work. Roberts said that 'this is a fine organization that is run here and you've all done a good job'.

Kevin Roberts doesn't think the Agency will end up with a 9, 12 or 15 member board. He feels that a 5 civilian (so to speak) member and 2 legislative member (1 majority and 1 minority) board would suffice. The legislature is responsible for any net service fees or any bonding that the Agency does. Even though there is flow control, we still could end up with a net service fee. He stated that he would like to see Legislative approval for all bonding. A simple majority vote on anything over 350 to 500 thousand as the county is liable for any bonding.

Abel Garraghan spoke with the Board about a regional landfill. He handed out a spreadsheet with various financial scenarios. Dave Vitale provided a lot of the information and Michelle Bergkamp assisted as well. He was looking at the Agency from a business point of view and looking to limit the distance that the waste needed to be transported.

Leon Smith stated that it was Board policy to not interact with speakers during the public comments. He moved to waive the policy to allow for interaction. Dominic Tagliafierro seconded it. **Ayes: 5 Nays: 0**

Charles Landi had Michelle Bergkamp explain in more detail the carbon footprint the Agency is laying down by transporting the waste from Kingston to Seneca Meadows. Over 2 million miles were driven in 2012 by the tractor trailers and that calculates out to over 5,000 metric tons of CO2. Michelle used the Greenhouse Gas Equivalencies Calculator that is available on the EPA's website.

CHAIRMANS COMMENTS

Leon believes that Abel put in a lot of thought and work into his presentation. However, starting a landfill requires a lot of work and right now the Agency is just starting up with Flow Control. Staff is busy with putting things into place for this and Leon doesn't think this is the right time to try to open a Landfill. Leon isn't sure where you would find a community that would accept it.

Ken Gilligan mentioned that if the Legislature puts a cap on our bonding of 350k, we wouldn't even be able to get a study done without the legislative approval. Legislature makes the policy decision and he thinks that is what they are hinting at, that they want to be the one to make this decision.

Smith said he wouldn't seek anything without their approval. Landi thought that the Agency could put together a Resolution for a Landfill and send that to the Legislature and that would bond the two organizations to work together.

APPROVAL OF MINUTES

The minutes of the December 17th, December 21st and December 28, 2012 Minutes were unanimously approved.

COMMUNICATIONS AND ANNOUNCEMENTS

The next Regular Board Meeting will be held on February 20, 2013 at 3:30pm.

GENERAL REPORTS

Tim Rose gave the MSW and recycling tonnage reports and the leachate collection report. The Agency received 1,222 tons less than the projected tonnage of solid waste for December, 2012. We received 142 tons of sludge, 22 tons less than projected. For the year, we were -6,700 tons on the MSW and over 902 tons on the leachate. 843.34 tons of recyclable material (435.3 tons less than December 2012) was received at the MRF. 138,000 gallons of leachate was collected at the Ulster CLF in December, 2012, and 146,000 gallons were collected at the New Paltz CLF.

The Commodities report was not included in the board packet and will be presented at the February Board Meeting.

The Recycling Program update was presented by Michelle Bergkamp. The Agency is holding its first Household Hazardous Waste, Pharmaceutical Waste and Electronics Collection in 2013 from 8am to 2pm, Saturday, April 20th. Since the program's inception in the early 1990s, more than 25,000 Ulster County residents have safely disposed of more than 1,000 tons of household hazardous waste through the collections. With the recent addition of expired medication take-back and electronics recycling programs, the quantities of materials being collected are increasing with each event. The Agency is asking participants to bring nonperishable food donations for distribution to Ulster County food pantries. At the October event, the Agency received over 800 lbs of food items collected for donation.

The Agency and the Town of Woodstock are recipients for an organic grant opportunity from Northeast Recycling Council, Inc. (NERC). The Agency is coordinating with NERC and DEC to prepare the composting training workshop in Ulster County. The workshop, which will be open to the public, will primarily focus on organics management / recovery for the commercial sector and is scheduled for mid-March.

Michelle had been asked by Charles Landi to calculate the carbon emissions from fuel and transport of Municipal Solid Waste (MSW) from the Agency's facilities for landfill disposal. This number can vary based on several factors. In 2012, a trailer transporting MSW gets about 4.2 miles per gallon and the total miles driven to the landfills for disposal was 2,289,576. This equates to Ulster County having tailpipe CO₂ emissions of about 5,549 metric tons of CO₂ per year.

5,549 metric tons of CO₂ is equivalent to the emissions of 12,905 barrels of oil consumed or electricity use of 831 homes for one year.

FINANCIAL MATTERS

Tim DeGraff presented the Treasurers report for November again, noting no changes. November Treasurer's report approved.

Tim DeGraff presented the Treasurer's report for December. Volume was down for December, 9,656 tons and corresponding revenues were also down. There were several expense lines that were up for December. Personnel expenses were up due to year end payroll accrual and accrual of sick/vacation time. MRF expenses were up because of the purchase of wire tie and baler maintenance. Vehicle and equipment maintenance was up due to repairs to R-9 and R-8. There was a Net Operating Loss for December of \$120,442.

Volume was down by 14,340 tons compared to the prior year. Actual revenues and expenses were compared to the budgeted amounts. Actual revenues were \$13,195,227; budgeted revenues were \$13,540,665; actual expenses were \$12,222,165; budgeted revenues were \$12,594,415; actual net operating revenues were \$973,062; budgeted net

operating revenues were \$946,250. Agency actual were within 2.8% of budget figures. Tim DeGraff indicated that this represents a very good job of budgeting and management. Final fund balance was \$128,150, of which the Agency budgeted \$100,000 be moved to support the 2013 budget as an operating reserve transfer. The \$100,000 related to savings from the June Bond refinancing.

ADMINISTRATIVE MATTERS

Resolution No. 2282 Re: Approving Compliance Officer Position Statement

This resolution authorizes the additional position statement for Compliance Officer. This differs from the resolution presented and approved in December whereas that resolution is for Compliance Officer with Engineering background and this one is a Science based background and opens up the availability of others to apply whose skills are more science based. Tim Rose is looking for approval of an additional position statement however only one position will be filled. This gives him the flexibility to hire someone with either of the two qualifications if they are a good candidate for the job.

Moved by Leon Smith and seconded by Al Teetsel.

Vote: 5 Nay: 0

Resolution No. 2283 Re: Authorizing and Approving Purchase of Pick-Up Truck

This resolution authorizes and approves the purchase of a pick-up truck through the NYS Office of General Services contract and will be paid out of the Bond Redemption and Improvement Fund (BRIF). On last year's capital plan the Agency had \$30,000 in for a pick-up truck. Moved by Leon Smith and seconded by Al Teetsel

Vote: 5 Nay: 0

Resolution No. 2284 Re: Authorizing and Approving Purchase of Passenger Vehicle

This resolution authorizes and approves the purchase of a passenger vehicle through the NYS Office of General Services contract and will be paid out of the Bond Redemption and Improvement Fund (BRIF). This vehicle will be used by the Compliance Officer to enable him (her) to carry out the duties of his (her) position statement.

Moved by Leon Smith and Seconded by Al Teetsel

Vote: 5 Nay: 0

OLD BUSINESS

No old business

NEW BUSINESS

We have two excavators that need to be purchased in our Capital Plan and we plan to bring one to the board next month. We had wanted to continue with the standardization of equipment and we have a Caterpillar and we looked at Caterpillar and Charlie Whittaker looked around to see if there were any for less cost and he found a National Bid and there was a big difference in cost. There were no excavators on the NYS OGS so the Agency would have to go out to bid to purchase unless the Agency can piggy back on another government bid. There was one through Missouri that Tim Rose asked Ken Gilligan to look into and it is legal for the Agency to purchase off of this bid. The Agency will save about \$25 to \$30,000 per machine. Ken Gilligan told Charlie and Tim to get the price in writing so that it holds through to the second machine being that the Agency is not buying them both at the same time. Charlie and Tim told the board that it is a national bid for all of 2013 and the prices will stay at what they are for the entire time.

Two contracts the Agency had with County Waste and Waste Management have run out. The one with WM was for single stream although they don't bring single stream here or mixed news. They do bring OCC that we bale. We have not

renewed it and that is where we are going to leave it. Tim Rose stated that he is going to write a letter letting them know that the Agency will honor the contract up until January 31, 2013. Same with County Waste, they bring us single stream although they haven't been bringing in as much. A letter will go to them as well stating that we will not be renewing it. The reason is that because of Flow Control everyone is going to be treated the same.

Charles Landi asked if they knew that the Recycling is not part of Flow Control. They do know, and they aren't bringing us the recycling lately.

The County is ok on their end with the Agency doing it. Next month there is going to be an amendment to the procurement policy. It needs to be amended to reflect that the Agency can piggy back on the County's bids. The Agency will be raising its cost from 3000 to 5000 for the stipulation of needing 3 quotes.

All the paper work for FEMA has been completed and sent out.

EXECUTIVE SESSION

Motion was made by Charles Landi and seconded by Leon Smith to go into Executive Session at **5:30pm**.

Vote: 5 Nay: 0

Motion to come out of Executive Session was made by Leon Smith at **5:37pm**

Vote: 5 Nay: 0

Motion to end the Regular Board Meeting was made by Leon Smith at **5:38pm**

Vote: 5 Nay: 0

The above transcribed Minutes of the January 24, 2013 Regular Board Meeting were **UNANIMOUSLY APPROVED** by the Board.

Date: February 20, 2013