

ULSTER COUNTY RESOURCE RECOVERY AGENCY
MINUTES OF THE REGULAR BOARD MEETING
APRIL 22, 2015

The Ulster County Resource Recovery Agency held a Regular Board Meeting on April 22, 2015, at 999 Flatbush Road, Town of Ulster, NY.

The proceedings were convened at 5:03 pm.

The following Board members were present: Chairman Leon Smith (left at 6:08 PM); Vice Chairman Catherine Nilsen; Treasurer Charles Landi; Member Dominic Tagliafierro and Member David Gordon.

Also present were: Executive Director Timothy Rose; Counsel / Secretary Kenneth Gilligan; Controller Tim DeGraff; Operations Manager Charlie Whittaker; Recycling Coordinator Michelle Bergkamp; Compliance Officer Tom Briggs; and Administrative Assistant Melinda France.

From the public: Terence P. Ward from the New Paltz Times; Dennis Hearn from County Waste; William Kemble from the Daily Freeman and Supervisor Jim Quigley, III from the Town of Ulster.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

Leon Smith opened the meeting up for Public Comment.

No public comment.

CHAIRMAN'S COMMENTS

Leon Smith stated he had to leave early so he skipped around the meeting instead of staying in order of the Agenda.

APPROVAL OF MINUTES

The Minutes of the March 25, 2015, Regular Board Meeting and the April 8, 2015 Workshop Meeting were moved by Charles Landi and seconded by Catherine Nilsen. 5 in favor. 0 opposed. 0 absent.

COMMUNICATIONS AND ANNOUNCEMENTS

A Workshop Meeting has been scheduled for Tuesday, May 12, 2015 at 5:00 pm at the Russell Brott Senior Center, Town of Ulster, 1 Town Hall Drive in Lake Katrine, NY.

A Regular Board Meeting has been scheduled for Wednesday, May 27, 2015 at 5:00 pm.

GENERAL REPORTS

Tim Rose presented the MSW, Recycling and Leachate Collection reports.

MSW

Tim Rose stated that MSW target tons for March was 8,300 and brought in 8,500 so we are to the good about 250 tons. Tim stated sludge was merely dead on, target was 171 and came in at 183 so it is to the good of 12 tons.

Tim Rose stated that Tim DeGraff did a great job on forecasting.

RECYCLING TONNAGE

The Recycling tonnage report was compared to the prior year. Last March for commingle we did 60 tons and this year we did 50; glass was 62 tons and this year it is 66; mixed news was 118 tons and this year 110; Single stream last year was 361 tons and now it is 588; OCC was 200 tons last year and it is down to 113 this year. Tim stated that the Agency doesn't get paid for single stream and the Agency is not paying for trucking it. The Agency isn't make any money on single stream.

Catherine Nilsen mentioned that food waste doubled.

COMMODITY REPORT

Tim Rose noted the commodity report is in the Board packet. This shows who we sold what to and the prices. Tim stated that NR means no response.

Charles Landi moved to approve the Commodity Report. Catherine Nilsen seconded. 5 in favor. 0 opposed. 0 absent.

LEACHATE COLLECTION

Tim Rose noted that last year in March we did 134,000 gallons and this year we did 0 out of Ulster and last year in March we did 84,000 gallons and this year we did 128,000 out of New Paltz.

RECYCLING PROGRAM UPDATE

Michelle gave the Board a packet of all her updates.

She stated that Ulster County Executive, Mike Hein was on WDST radio this morning being interviewed regarding the polystyrene ban. It officially got signed into law. She attached Ulster County's press release regarding the ban. Michelle stated that this demonstrates the County's continued commitment to lead the way in environmental stewardship.

She also discussed the 2014 Annual Planning Unit Recycling and MSW Report numbers. Ulster County's total solid waste stream for 2014 was approximately 234,000 tons, of which 85,000 tons was residential and commercial recycled material. The data was collected from hundreds of surveys sent to vendors and large businesses who market their own commodities, in addition to local town transfer stations. Approximately, 149,000 tons was transported to the landfill for disposal by private sector and the Agency.

The Household Hazardous Waste Collection Event was successful on Saturday, April 18th with over 350 participants. 440 lbs. of expired/unwanted over-the-counter and prescription medications were collected and brought over the Dutchess County facility for safe disposal. Clean Harbors, the vendor the Agency uses for the event, has reported that the Agency collected 414 gallons of hazardous paint, 460 lbs. of

household batteries, 2,200 lbs. of pesticides and about 30 lbs. of mercury; just a few of the items that were mentioned. The next Household Hazardous Waste and Pharmaceutical Waste Collection Event is scheduled for Saturday, July 18th from 8 am-2 pm at the NYSDEC Region 3 Facility in New Paltz.

Tim Rose wanted to thank the Sheriff's Department for sending an officer over to help with the event. The officer that provided support for this event was Donald Hughes.

Michelle stated that she will be on the radio, WDST, to discuss the textile event scheduled for Saturday, April 25th from 9 am-12 pm at the Town of New Paltz Village Hall located at 25 Plattekill Avenue in New Paltz. She passed out a flyer regarding the event.

Tim Rose stated that the Firemen's Association will be putting a permanent collection box for textiles at both Ulster and New Paltz facilities and he has a meeting tomorrow (April 23, 2015) regarding placement of the box.

Last American Recycles Day, the Board passed a Resolution supporting textile recovery and recycling. Re-Clothe NY is a statewide campaign to promote clothing textile recycling in NY and has a collaboration partnership between Secondary Materials and Recycled Textiles Association (SMART), NYSAR³ and the Council for Textile Recycling (CTR) which will receive the 2015 US EPA Environmental Champion Award at a ceremony on Friday, April 24th. The press release regarding the campaign was passed around.

She stated that a sample of compost product was taken this week and delivered to the laboratory for testing as required by the US Composting Council's Seal of Testing Assurance Program.

Michelle stated that the list of the Town Transfer Stations and their information has been updated and is posted to the Agency's website. She also stated that if anyone needed to know the number of permitted users for each Town Transfer Station in the County, that she has that information as well.

FINANCIAL MATTERS

Tim DeGraff presented the March, 2015 Treasurer's Report. He stated we had 8,555 tons. Compared to last year it is about 63 tons less. Miscellaneous Revenues for the month were \$27,301. Approximately \$19,000 of that has to do with a Workers' Comp. credit that was received for the 2013-2014 policy year audit. Total revenues for the month were \$997,957. Expenses to note; Transfer Station is higher due to materials and supplies for the floor repairs, approximately \$40,000. Capital outlay of \$49,752 was for first payment on the new loader. Fund balance for the month is \$175,853. Year-to-date deficit is \$1,613,743, which is \$645,000 better than this time last year.

Catherine Nilsen made a motion to approve the March, 2015 Treasurer's Report, Charles Landi moved and seconded by Dominic Tagliafierro. 4 in favor. 0 opposed. 1 absent (SMITH).

MRF COST CENTER ANALYSIS

Tim DeGraff stated March wasn't good. Sale of recyclables was \$11,054. The net loss for March before depreciation was \$24,114 and after depreciation was \$35,149; year-to-date net loss before depreciation was \$50,076 and after depreciation \$83,181.

ADMINISTRATIVE MATTERS

Resolution No. 2349 Re: Termination of Solid Waste Management Agreements with the Towns

Leon Smith moved to the floor **Resolution No. 2349**; Motion to TABLE was made by Charles Landi and seconded by David Gordon. 5 in favor. 0 opposed. 0 absent.

Resolution No. 2350 Re: Approving Contract for Exterior Lighting at Agency Facilities in New Paltz and Town of Ulster

Tim Rose stated the Lime Energy re-did the numbers and it went down from the original price, nothing changed and prevailing wage is included in this proposal.

Leon Smith moved to the floor **Resolution No. 2350**; Motion to vote was made by Charles Landi and seconded by Catherine Nilsen. 5 in favor. 0 opposed. 0 absent.

OLD BUSINESS

David Gordon spoke about several meetings he had, including meeting with the Supervisors. He also discussed the inspection he had with Tom Briggs, Charles Landi and Dominic Tagliaferro at the Town Transfer Stations. He stated that there seems to be a number of operations issues with the facilities including the boxes in substandard shape. He stated there is a lot of activity at the Transfer Stations and he seen the importance of the Transfer Stations and their roles.

David Gordon discussed his meeting with the Town Supervisors. He stated that the idea, is there would be 5 year contracts with the Towns; keep program and the contract will define the rules of the program. Towns would be allowed to leave at any point if they find a better provider of service. David Gordon discussed the amortization schedule that Leon Smith presented previously which was 5 years and box charges of \$165. David Gordon stated that this would have imposed a financial burden on the Towns and ‘probably cripple the program’. David Gordon presented a 10 year amortization and this would bring box charges down to \$85 per month. This would smooth out the bump up in cost for the Towns and the Agency’s exposure of liability would be as close to \$0 as possible. He stated that essentially, the Towns will buy the boxes and if they leave, they take the boxes and pay for them. He stated that the revenue stream that is needed to capitalize the program will be \$85 a month over 10 years and it will be guaranteed in the contracts. He stated the Agency will not have any exposure other than enforcing contracts. He believes there’s a general consensus that the Towns are not going to leave and find a lower price provider.

Ken Gilligan asked if the Towns went out to see if anyone looked into private haulers.

David Gordon stated no.

Supervisor Jim Quigley, III stated, yes. He met with Royal, had a phone conversation with County Waste and is waiting to hear back from Waste Management. He also stated that he doesn’t have any information yet to make a decision.

David Gordon stated that Supervisor Jim Quigley has been very outspoken, including in the meeting with the Supervisors that the Agency's proposed pull charge of \$62; which represents the gas cost and labor charge are underpriced and not fully reflecting the labor charges.

David Gordon also stated the idea of a fair proposal on the table has brought people together.

Leon Smith asked if the Towns are going to own the boxes what happens if boxes are damaged.

Charles Landi stated it would be written into the agreement.

David Gordon mentioned that some other issues that need to be written into the agreement is about the safety issues: no compaction of the boxes and no over packing. Also, about the Towns keeping the nickel deposits. He stated that the new rate structures; \$62 pull charge, that the Agency will be covering enough of the cost for the Towns to keep the deposits.

Tim Rose stated that some Towns were taking the metal cans as well. He also commented to David Gordon's statement of the \$62 pull charge that there is also a box rental fee of \$85 per month.

Leon Smith stated that as long as the Agency gets the roll-off charges that covers the capital investment, rental fees and pull charges the Towns can keep the nickel deposits only. The Agency will receive all the other recyclables.

David Gordon stated that the only two rules that need to be enforced is no compaction and no overtopping. This will be written in the contract.

Supervisor Jim Quigley, III stated that there is a concern about over packing the containers. He stated that Wawarsing, Rochester and Saugerties have MSW compacting containers and the Agency's does not have the issue with overtopping in those Towns. He would advocate that when you consider the capital program the Agency should consider placing compaction equipment in those high volume Transfer Stations that have a history of compacting the boxes with their loaders. This would avoid the over compaction by staff actions and reducing pull charges and the weight in the containers. He believes if the Towns are paying for it and asking for it the Agency should be indifferent to it.

Leon Smith stated that it will still need to be in the contract about compacting the boxes. There is a Town who has a compactor who is over-packing the boxes because they are accepting C&D and it's compacted.

Supervisor Jim Quigley, III has advocated to the Supervisors not to take C&D at their Transfer Stations and to cater to residents which is their primary functions.

Ken Gilligan commented that this is not a new problem. In 2012, the 10 year contracts expired with the Towns and in July 2013, there was a one year amendment that the Towns signed and then an extension to December, 2014. The Towns were aware of these issues and still couldn't have an agreement.

David Gordon discussed some issues with the recycling and about the box costs being same if they are recycling boxes or MSW boxes. He said he has been very conscious of the problems recycling has been having.

Charles Landi mentioned that there is a difference between single stream and sort separated recyclables. He said he has heard there is a market for sort separated recyclables.

David Gordon mentioned the Towns might change their recyclables over to single stream to save on the box costs.

Supervisor Jim Quigley, III said they are not economical motivated yet, but once they start paying for the containers for recycling then the Supervisors might make a conscious business decision to cut their costs by moving from separated recyclables to single stream.

Charles Landi stated that the agreement could mention an option for compactable boxes.

The Board decided to have another workshop meeting so everyone can be heard and Ken Gilligan is to prepare a draft contract so it can be reviewed at that meeting.

Charlie Whittaker spoke about the floor repairs and stated the largest repair is finished. He discussed the process of the repairs, the size, testing and when it is expected to be finished.

Tim Rose complimented a great job that Charlie Whittaker and his crew have been doing with the job. He also stated that the concrete was purchased off the OGS list; piggybacked on the State contract.

NEW BUSINESS

No new business was reported.

MOTION to go into Executive Session was made at 6:31 PM to discuss collective bargaining grievances and to discuss union negotiations was made by Catherine Nilsen and seconded by Charles Landi. 4 in favor. 0 opposed. 1 absent (SMITH).

MOTION TO COME OUT OF EXECUTIVE SESSION AT 7:03 PM WAS APPROVED BY THE BOARD.

MOTION TO ENTER INTO REGULAR SEESION AT 7:03 PM WAS APPROVED BY THE BOARD.

Tom Briggs discussed the three proposal that were received for the security cameras. He went over what they each offered, where the cameras will be placed and how many cameras. He also discussed pricing. He believed Greylock would be the best for what the Agency needs. Greylock is the company who also handled security cameras for the County. The Board members present agreed that the Agency should move forward on the security cameras and agreed that the Agency should use Greylock as the company to install the cameras.

MOTION to ADJOURN the April 22, 2015, Regular Board Meeting at 7:20 pm was made by Catherine Nilsen and seconded by Charles Landi. 4 in favor. None opposed. 1 absent (SMITH).

The above transcribed Minutes of the April 22, 2015, Regular Board Meeting were moved by Dominic Tagliaferro and seconded by David Gordon. 3 in favor. None opposed. 2 absent (NILSEN & LANDI). The Minutes were APPROVED by the Board.

Date: May 27, 2015