

DUTCHESS COUNTY RESOURCE RECOVERY AGENCY FEBRUARY 19TH, 2009 – MEETING MINUTES

A meeting of the Dutchess County Resource Recovery Agency convened at 5:00 p.m. at the offices of the Agency located at 96 Sand Dock Road, Poughkeepsie, New York. Those present included W. Conners, Chairman, C Chale, Vice Chairman, R. Mosca, Secretary, T. E. LeGrand, Board Member and R. Stephen Lynch, Board Member; Agency Staff, W. Calogero, J. Bibko, D. Walsh and C. Tamney; J. Nelson, Agency Counsel; D. Leibnitz, HDR; R. Chance, MDLLC; R. Keller-Coffey, County Legislator.

1. **Regular Session** – W. Conners called the meeting to order at 5:05 pm.
2. **Minutes** – W. Conners presented the minutes of the January 15th, 2009 Board Meeting. A motion to approve the minutes was made by R. Mosca, seconded by R. S. Lynch and unanimously approved. T. E. LeGrand abstained.

3. Operating Report – D. Walsh

D. Walsh informed the Board that the tonnage budgeted for the month of January was 11,935 tons. The facility received 11,254 tons under budget by 680 tons. The month of February so far, is ahead of last year at this point. Electricity generated for the month of January was 3,761,360 kWh resulting in revenue dollars of \$225,681.60.

4. Executive Director's Report – W. Calogero

W. Calogero reported that the tip fee at the MRF was increased February 1st to \$30.00 per ton for commingled and \$15.00 per ton for fiber. In January we were trying to cover our operating expenses and barely made it. We took in 1,296.02 tons at \$20.00 per ton. Hudson Baylor feels that paper was making some sort of rebound in the markets. A discussion followed regarding the type of materials we accept at the MRF.

W. Calogero stated that David Blackmore and Roy Chance joined him in giving a presentation and tour of the facility to Joel Tyner and six other Legislators. They appreciated the fact that W. Calogero and staff from Montenay took the time to give them the tour and presentation, which concentrated on some of the performance and safety issues. It was very enlightening to them. W. Calogero would like other Legislators to come for a presentation and tour so that they would have better knowledge of the facility.

W. Calogero announced that an employee of the Facility received national recognition in Veolia for winning the slogan that they have adopted “Safety Comes in Cans – I Can You Can We Can”. R. Chance stated that this was a contest across all of the facilities to come up with a slogan. They had 50 submittals, picked ten and four of them came from our facility.

5. Recycling Report - W. Calogero

W. Calogero reported that the dates for the Hazardous Waste drop-off have been set and we are awaiting approval from NYSDEC before we can put it on our website. The proposed dates are as follows:

April 18 th	Poughkeepsie
May 2 nd	Poughkeepsie
June 6 th	Pawling
July 11 th	Poughkeepsie
August 1 st	Amenia
September 12 th	Millbrook
October 3 rd	Poughkeepsie
November 7 th	Poughkeepsie

C. Chale asked if we were skipping Red Hook this year and W. Calogero responded that we would like to concentrate more on the east side of the County this year. At one point we had thought about adding one more, but because of budget issues we are not able to. The events end up costing us on a yearly basis about \$100,000. We have put in grants for 50% of the cost.

Resolution No. 682 – Municipal Recycling State Assistance Program

The State of New York provides financial aid for household hazardous waste programs and the Agency deems it to be in the best interest and benefit to file an application under these laws. A motion to approve Resolution No. 682 was made by T. LeGrand, seconded by R. Mosca and unanimously approved.

6. Clean Air Update – D. Leibnitz

D. Leibnitz reported that start-up and testing of the fly ash conditioning system resumed last month but was cut short when a manufacturing defect was discovered in the slide gate at the bottom of the hopper. A new slide gate is ordered and due to be installed at the end of February.

An unofficial operation run was performed when Montenay emptied the fly ash silo to remove the slide gate. Despite the dusting caused by the defective slide gate the equipment operated satisfactorily. It is expected that the equipment will pass the acceptance test once the replacement slide gate is installed.

On Thursday of last week the area of the Hudson River south of Poughkeepsie experienced higher than normal winds. At or around 4pm on Thursday afternoon February 12, 2009 a large section of the boiler building exterior siding became detached from the south side of the building. No one was injured. The building siding is composed of an outer layer and an inner layer of metal siding with insulation sandwiched between. The inner layer remains 95% attached. Much of the insulation is still in place.

Montenay is presently obtaining quotes to replace the area of detached siding. From a visual inspection of the debris it appears that the siding failed at the attachment clip between the siding and the building's structural steel. Some of the clips found in the debris were severely corroded. Montenay will pursue inspection and replacement cost information for the entire area of siding on the south side of the boiler building and will also seek inspection services for all boiler building siding.

The Facility is presently operating at reduced loads due to MSW availability. Presently only Unit No. 1 is in service. Steam generating set point is 44,000 pounds per hour. Normal set point is approximately 53,000 pounds per hour. Unit No. 2 is scheduled to restart on Monday.

Montenay has an outage scheduled for March 2009. Major work scheduled includes replacing the ash conveyor chains at the rotary combustor and maintenance of the closed loop cooling water system. The report from Boston Chimney continues to be reviewed by Montenay and they are seeking the services of an independent structural engineer to review the report recommendations.

Facility testing of the continuous emissions monitoring equipment is scheduled for next week. Air emissions compliance testing is scheduled for the week of April 27, 2009. The test submittal requirements were forwarded to the NYSDEC in February. Facility throughput is being managed to secure a sufficient quantity of waste in the pit to run the scheduled environmental tests.

All reporting requirements are currently up to date.

7. Agency Financial Report – C. Tamney

C. Tamney presented the February 2009 payables in the amount of \$1,067,168.03. T. LeGrand asked if he could get the SDA breakdown on the wire transfer. C. Tamney said that there was not a breakdown and that it is a fixed number. C. Chale questioned the Kaufman Borgeest & Ryan bill and authorized payment of the bill as long as the insurance carrier is not supposed to pick up the bill. If it is not covered the bill is to be held up. A motion to approve the payables was made by T.

LeGrand seconded by R. Mosca and unanimously approved. The total bills to be paid are \$1,067,168.03.

8. Other Committee Reports

W. Calogero stated that he has had discussions with haulers trying to push more waste especially these three months as we did last year. We had several conversations with Royal Carting. So far this month Royal is doing much better than they did last year. They claim that they are bringing us waste from the lower part of the county and importing waste to us from across the river. W. Calogero spoke to Waste Management again and they are not really interested because they have given up a lot of accounts in the county. A discussion followed.

C. Chale asked if the Task Force for flow control have met yet. W. Calogero stated that when Roger Akeley comes back from vacation they would talk to Roger Higgins, Chairman of the Legislature.

W. Conners stated that one of the questions that the Legislature had asked is what actions are being taken to reduce the NSF. We have so many fixed costs that it is very difficult to find a lot of wiggle room. We have made staff adjustments; we look at every dollar we spend even to the extent of looking at needed computer equipment. Putting debt aside, the biggest hit we take is ash haul and dispose. This is a problem because we have limited avenues for our ash disposal. W. Conners stated that he would like to put together a resolution for the next meeting requesting that the DC Legislature become aggressively involved with the NYSDEC and NYS Legislature to help us resolve the ash issue because part of what we are limited by is BUDs. It is an issue that has not been addressed aggressively. W. Calogero stated that when the County Legislators came for the tour of the Facility, one of their questions was “ why do we pay to dispose of our ash and not sell it”. Questions were asked about our steel, as well. W. Conners stated if we could sell our ash it would take approximately 40% off of the NSF. A discussion followed.

R. Keller Coffey asked that we put more information together for the Legislature.

9. Resolution No. 683 – Annual Meeting

W. Conners presented Resolution No. 683, which states that the by-laws of the Agency provide that the Annual Meeting of the Agency shall take place during the months of January or February and the Agency has certain policies that are to be reviewed on an annual basis.

By separate motion, T. LeGrand made a motion to approve the Slate of Officers, seconded by R. Mosca and unanimously approved. The Officers will remain the same as in 2008.

A discussion followed regarding the appointment of Committees and it was suggested that the Audit and Finance Committee should be one committee, and Recycling should be included under a new committee entitled Long Term Planning. W. Conners suggested that members should let him know what committees they would like to serve on and he will put the committees together. The committees will be voted on at the next board meeting.

The Agency Board reviewed the Capitalization Policy, Procurement Policy and Investment Policy.

Capitalization Policy - W. Calogero stated that the \$1,000 amount should be raised to \$5,000. W. Calogero will consult with Sedore to see if there are any guidelines. A motion to table the Capitalization Policy was made by T. LeGrand, seconded by R.S. Lynch and unanimously approved.

Investment Policy – W. Conners suggested that we look at the current code. C. Chale stated that it would be helpful for us to know where our funds are invested in currently. Maybe we should be splitting them up a little more given the state of the financial market at this time. R. Mosca suggested that the Finance Committee look at the statements and determine that the bank is a safe place to be. C. Chale would undertake a review of the Investment Policy statutory requirements so that we know what we can invest in. A motion was made to table the Investment Policy by T. LeGrand seconded by R. Mosca and unanimously approved.

Procurement Policy – J. Nelson noted changes to the Procurement Policy. R. S. Lynch questioned Professional Services and how it does not dictate there would be an RFP process. Mr. Lynch suggested that over \$5,000 the Agency shall utilize an RFP process but shall not be obligated to select the lowest price proposer.

A motion to approve the amended Procurement Policy was made by T. LeGrand, seconded by R. Mosca and unanimously approved.

10. Public Comment

R. Chance stated that he is sending an email to W. Calogero related to an IWSA weekly update he had received about a renewable energy portfolio going to Congress. There is a link in it where you can send Congress your recommendation that waste-to-energy belongs in it. W. Calogero will look into it.

A motion to adjourn the meeting at 6:55 p.m. was made by W. Conners seconded by R. Mosca and unanimously approved.

Respectfully submitted,

William J. Calogero
Executive Director