

DUTCHESS COUNTY RESOURCE RECOVERY AGENCY

MARCH 19TH, 2009 – MEETING MINUTES

(amended 4/16/09)

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, D. Nestler, Treasurer, T. E. LeGrand, Board Member, E. Mills, 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; L. Carille, Planning Dept.

1. **Regular Session** – W. Conners called the meeting to order at 5:12 pm.
2. **Minutes** – W. Conners presented the minutes of the February 19th, 2009 Board Meeting. A motion to approve the minutes was made by D. Nestler, seconded by C. Chale and unanimously approved. E. Mills abstained.

3. Operating Report – D. Walsh

D. Walsh informed the Board that the tonnage budgeted for the month of February was 10,500 tons. The facility received 10,590 tons. We are short 500 tons for the ytd budget; however, incoming tonnage is up from last year 1,700 tons. Electricity generated for the month of February was 2,568,300 kWh resulting in revenue dollars of \$154,098.

W. Conners stated that he was at the MRF today and that we do not have a shortage of material, lines are running and the machines were operating.

W. Calogero informed the Board that he had a conversation with Steve Hastings from Hudson Baylor earlier this week and he said that revenues are down. He suggested that we lower the fiber fee and stated that some facilities are paying to get fiber in. Mr. Hastings feels that we could get more fiber in if we lower our fee. W. Calogero suggested that we lower the fiber fee to \$10.00. S. Hastings stated that some haulers are marketing paper again as well.

A motion to lower the fiber tip fee to \$10.00 was made by D. Nestler, seconded by E. Mills and unanimously approved.

4. Clean Air Report – D. Leibnitz

Clean Air Projects - Completion of the fly ash conditioning system awaits the receipt and installation of a redesigned fly ash slide gate. The system operation

was demonstrated in February as functioning satisfactorily except for leaking ash at the slide gate. The replacement equipment is due in next week and will be installed the week of March 30th. Operational testing under normal condition and /or a formal performance test will be scheduled in April.

Building Siding Failure – Montenay has received two quotes to replace the area of detached building siding. Montenay has also hired Downington Engineering Consultants to evaluate the area of failure as well as other areas of siding around the top of the facility.

General Engineering/Environmental- The Facility is presently operating at reduced load, however, waste deliveries are improving. Both units are in service. Steam generating set points for each unit have been raised from 44,000 pounds per hour in February to 50,000 pounds per hour in March. Normal set point is approximately 53,000 pounds per hour.

Montenay conducted a scheduled outage on Unit No. 1 from March 9th through March 12th. The outage for Unit No. 2 is scheduled for March 23rd through March 26th. Major work being performed on both units includes replacing the sifting conveyor chains at the rotary combustor; baghouse door frame replacements; radial seal repairs, and refractory and insulation repairs and replacements. The armor block at the traveling grates is also being repaired. Repair of the closed loop cooling water coil has been deferred until Spring 2009 because the parts were not available. The stack inspection report from Boston Chimney is being independently reviewed once it is completed.

Air emission 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.

Part 360 Permit Fourth Quarter 2008 Compliance Certification report, the 2007/2008 Local Solid Waste Management Plan Compliance Report, and the 2008 Recycling Report have all been submitted. The 2008 Annual Emissions Statement and the Part 360 Operations and Maintenance Manual Updates are in progress.

All reporting requirements are currently up to date.

5. Agency Financial Report – C. Tamney

C. Tamney presented the March 2009 payables in the amount of \$972,615.59. T. LeGrand asked if we could have Sedore look into the contract for American Steel. W. Calogero responded that he is meeting with Sedore next week and will discuss it with them at that time. R. S. Lynch also questioned the Sedore bill, asking if this was a monthly fee. C. Tamney responded that it was monthly for the audit and

review of the NSF calculation. C. Chale said that the Board had previously agreed to have the engagement letter reviewed and would like to know if we had followed up on that. J. Nelson responded that he had received the Sedore agreements, reviewed them and had spoken to Linda Hannigan who believes that the work Sedore does is review rather than accounting, and he will speak to Ms. Chale after the meeting. A motion to approve the payables was made by T. LeGrand, seconded by D. Nestler and unanimously approved by all except for E. Mills who opposed.

C. Chale stated that her understanding was that the Bills Paid Submitted for Approval was the only items to be on the list, and were we following proper procedure. C. Tamney responded that proper procedure is being followed. Everyone on the list is re-occurring except for Emery Winslow, which was an expense previously approved.

6. Executive Director's Report – W. Calogero

W. Calogero stated there have been delays in the scale process. Materials were delivered last Wednesday, flow cells were installed today and final platforms were put in place as well. They should be in operation on Monday. So far they have done a really nice job. Weights and Measures were there taking pictures and took parts from the old scale to use them for a demonstration for people who have never seen the old style before. The old scale was a lever arm mechanism that they will use at a seminar. The Weights and Measures Inspector said that Valley Scale has a strong reputation. In the interim we have worked out a process where we are still getting weight tickets for the materials that are going in there without the scale operating.

E. Mills stated that he noticed that the Household Hazardous Waste collection days have been posted on our website and asked if we are doing other promotion efforts as we did last year. W. Calogero responded that we are doing posters right now and we should receive them in about a week. T. LeGrand asked if we were going to notify the individual Legislators. W. Calogero responded that most definitely and we are looking forward to them sending letters to their constituents.

W. Calogero reported that Sedore has completed their work in regard to the audit and have a couple of loose ends that they are following up on, but they see no major concerns. Ron Mosca met with them along with Bill Connors and himself and they presented some of the questions the Board had raised in regard to investments. R. Mosca could not be present at this meeting but gave W. Calogero a letter that he could read to the Board. In his letter R. Mosca conveyed his satisfaction with their discussion regarding the appropriate investments of Agency funds as well as the insurance and collateralization of our working deposit accounts. The Auditors were well aware of the requirements and assured us of proper confirmation of investments as well as collateral that has been obtained.

The Auditors have no significant findings to report other than usual suggestions that comprise the management letter. If they have any questions they will let him know.

E. Mills asked if this was an Audit Committee meeting. C.Chale explained that R. Mosca was asked to review the Investment Policy. S. Lynch stated that this is apparently what the Agency does at our Annual Meeting as approved permitted investments. A proposal sparked this conversation that led to a decision that C. Chale look into what we are supposed to be investing in and R. Mosca look into what we are investing in. S. Lynch stated that the auditors have determined that what we are investing in is okay. S. Lynch asked if we need language that describes what investments are? C. Chale stated that we need to revisit the Investment Policy. C. Chale would like a report of our current investments. S. Lynch stated at our last board meeting it was discussed whether it needed some work because it was a combination of a document that addressed operating funds and bond proceeds from many years ago. S. Lynch stated that the investment policy should be up-to-date and clear, and should state that the investments for operating funds is this, bond proceeds is this, and in compliance with state law. C. Chale would like a final copy of the bond documents. A discussion followed.

7. Other Committee Reports

E. Mills asked if the permit stickers are up-to-date. W. Calogero responded that a decision was made to put them on power units only and they are up-to-date. There will be some changes in the regulations stating that they must have the same name on the containers as the truck. A discussion followed regarding whether the containers should also have stickers that are numbered.

8. Public Comment

R. Chance stated that if the garbage keeps coming in as it has we should be in good shape for the stack testing.

R. Keller-Coffey asked when we go out for bonds are they invested? C. Chale stated that bond proceeds are invested. Operating funds, money coming in and out of our hands all the time is invested also. Mr. Keller-Coffey asked approximately how much income is produced? W. Calogero stated total investment income is about \$420,000.00. S. Lynch would like to see a copy of any current investment agreements that we have. A discussion followed.

R. Keller Coffey asked W. Calogero if the Chairman of the Green Ribbon Committee had notified him of their meeting. W. Calogero responded that he was not notified and that he had only read it in the newspaper. E. Mills stated that the scope of the two groups is different. The Green Ribbon Committee is broader

based, where the Agency working group is more focused on the flow control issue. S. Lynch said that the RFP for a Flow Control Consultant goes far beyond flow control, essentially the beginning of the SWMP. C. Chale asked if the Working Group would be reviewing the RFP responses. The Working Group has to make a recommendation and then it will come to the Board. A discussion followed.

A motion to adjourn the meeting at 6:38 p.m. was made by T. LeGrand seconded by R. Mosca and unanimously approved.

Respectfully submitted,

William J. Calogero
Executive Director