

# **DUTCHESS COUNTY RESOURCE RECOVERY AGENCY**

## **APRIL 16<sup>TH</sup>, 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, D. Nestler, Treasurer, R. Mosca, Secretary, T. E. LeGrand, Board Member, E. Mills, Board Member, and R. Stephen Lynch, Board Member; Agency Staff, W. J. Calogero, D. Walsh, C. Tamney, and Z. Riel; R. Akeley, Acting Commissioner of Solid Waste; R. Chance, MDLLC; and R. Trocino, Recycle Depot

1. **Regular Session** – W. Conners called the meeting to order at 5:08 pm.
2. **Minutes** – W. Conners presented the minutes of the March 19, 2009 Board Meeting. The minutes are to be amended as follows, Page 3, First Paragraph, 6<sup>th</sup> line should read the word payables not minutes. A motion to approve the minutes as amended was made by C. Chale, seconded by R. Mosca and unanimously approved.

W. Conners presented the minutes of the April 3, 2009 Special Board Meeting. A motion to approve the minutes was made by D. Nestler, seconded by C. Chale and unanimously approved. R. Stephen Lynch abstained.

### **3. Operating Report – D. Walsh**

D. Walsh informed the Board that March was another positive month for incoming tonnage. The monthly budget was 11,965 tons. The facility received 500 tons more. The ytd budget tonnage is right on target - 34,400 budgeted tons versus 34,300 actual tons received. The flow of incoming waste for the first quarter of 2009 surpassed the first quarter of 2008 by 3,900 tons. The electricity generated for March was 3,495,800 kwh resulting in revenue dollars of \$209,748.00.

The MRF continues to receive a steady upward flow of commingled recyclables. The incoming fiber tonnage has decreased since the paper market last month began to see increasing market prices.

### **4. Clean Air Update – W. Calogero**

W. Calogero informed the Board that the completion of the fly-ash conditioning system awaits the receipt and installation of a redesigned fly-ash gate. The replacement equipment should be installed by the end of April. Megatech, the equipment vendor, will not be present for any performance testing. Montenay will test the leak tightness of the slide gate and then conduct operational testing. In reference to the building siding failure, Downington Engineering Consultants had inspected the siding on the south side of the building and will be issuing a formal letter shortly. The east and west side siding will be further evaluated by Downington as well. The annual air emissions compliance test has been changed to next week. NYS DEC will be present for the testing. There is enough fuel in the pit to effectively begin the testing on

Monday morning. C. Chale asked about the Clean Air Budget figures and how she would like to see the exact numbers. W. Calogero will gather the specifics of the expenditures.

## **5. Agency Financial Report – C. Tamney**

C. Tamney presented the April payables in the amount of \$1,107,840.81. E. Mills asked about the Valley Scale Company payment of \$33,457.50. W. Calogero responded that it is the final payment for the MRF scale. Fifty percent was paid upon arrival of the material and fifty percent upon completion. It included the calibration testing from Weights and Measures. R. Stephen Lynch asked about the American Steel payment of \$11,717.20. This payment is based on the metals tonnage taken out on a monthly basis. He questioned Hudson Baylor's monthly payment of \$20,833.33. It was further stated that this payment is partially funded by the tips fees from the recyclables. He also inquired about the Schedule of Requisitions paid from the M&T Bond Accounts regarding the fly ash system. It was stated that this is part of the Clean Air Compliance and Change of Law. With reference to the Clean Air Act Budget, particularly the engineering and management studies, R. Stephen Lynch noted that we have spent \$535,373.00, which is 100% over budget. It was further discussed how there are several third parties involved in receiving these funds. W. Calogero remarked that we are still within the total Clean Air Act Budget.

A motion to approve the March payables in the amount of \$1,107,840.81 was made by E. Mills, seconded by R. Mosca and unanimously approved.

## **6. Recycling Report – Z. Riel**

Z. Riel informed the Board that the first Household Hazardous Waste Day is this Saturday, April 18, 2009. There are 130 people scheduled so far. There are laminated and regular flyers to take for anyone willing to help out. In addition, participation at these events by any of the Board members would be greatly appreciated.

E. Mills mentioned the positive article in the Poughkeepsie Journal this week promoting the upcoming Household Hazardous Waste collection days and spoke of his efforts with the HHW flyers with regard to trying to promote the events at retail establishments such as Best Buy, Sears, Staples and Lowes. None of the stores would post the flyers as he was told that he must establish authorization through their corporate headquarters.

## **7. Other Committee Reports**

### **Committees – W. Conners**

W. Conners spoke of revising the list of current Committees. It was discussed previously to eliminate the Recycling Programs Committee and perhaps consolidating some of the existing ones. R. Stephen Lynch mentioned that he would like to have a Planning Committee. A lengthy discussion evolved whether it would be necessary. R. Stephen Lynch explained that the mission of this committee would first be the Resource Recovery Agency. The mission would be to focus on the intermediate and long-term issues that would have to be addressed in

the future, typical planning issues that are certainly created around the overall mission of the Agency. He noted that this planning process is a separate procedure from planning the State Solid Waste Management Plan for the County. A motion to create a Planning Committee was made by R. Stephen Lynch, seconded by E. Mills and unanimously approved. More discussions followed on its necessity.

In the interim, W. Calogero mentioned to the Board that the Agency's audit has been completed. Sedore & Company is ready to meet with the Audit Committee to go over their findings. W. Calogero will send the rough draft to both parties of the Audit Committee for review. This meeting should be scheduled soon.

After much discussion, the reorganization of the Committees are to be as follows:

**Personnel Committee**

William Conners, Chairman  
Thomas E. LeGrand

**License Advisory Committee**

Douglas Nestler, Chairman  
Ronald V. Mosca

**Audit Committee**

Ronald V. Mosca, Chairman  
Edward Mills III

**Facilities & Recycling Committee**

Thomas E. LeGrand, Chairman  
Douglas Nestler

**Finance Committee**

Christine Chale, Chairman  
R. Stephen Lynch  
Ronald V. Mosca

**Planning Committee**

William Conners, Chairman  
R. Stephen Lynch  
Douglas Nestler

**Governance Committee**

Edward Mills III, Chairman  
Christine Chale

R. Stephen Lynch remarked that the Finance Committee needs to meet rather quickly to discuss a number of issues related to the investments. E. Mills made a motion to accept the list of committees and their memberships as presented, seconded by C. Chale and unanimously approved.

E. Mills asked if it would be possible on our website to post our disposal of property guidelines so that it is readily available for people to download. C. Chale said that one of the Governance Committee's task is to ensure that all the proper policies and charters are put on the website.

T. LeGrand talked of his concern with the Metals Contract. He feels that we should have Sedore & Company conduct an audit on the contract. When the market rates were up a year ago we never received any compensation and during the negotiations of the contract, under

the previous Executive Director, we lost control of the rail site. He went on to emphasize that when we go out to contract again, it is essential to get the lease back in our name for that rail site so that we may supply it to any other operator. The renewal of the contract is due the end of this year. R. Stephen Lynch offered his assistance to this issue as he has worked closely with the scrap metal market price indexing and has the information immediately available. Discussion ensued.

A motion to ask the Executive Director to engage Sedore & Company to verify the metal payments from the last two years, fiscal year 2007 and 2008, for a fee not to exceed \$2,000.00 was made by R. Stephen Lynch, seconded by E. Mills and unanimously approved.

## **8. Public Comment**

R. Chance remarked on the positive garbage flow and that we are in good shape for Monday's stack testing procedure.

R. Trocino of Recycle Depot presented the Board with a letter in reference to the Agency's website. She would like her company to be added to the Agency's website as a location that accepts certain types of material, such as construction and demolition debris, trees, stumps, etc. They are a NYS DEC approved C&D facility and processor of wood waste. R. Stephen Lynch asked if there are any private companies listed on our website. W. Conners responded that there are "links" that go out from the website. There is nothing on the site that talks of a particular company. Z Riel replied that under the heading of "where to recycle concrete and masonry waste", RCT is listed there because of an RFP that was done a few years back. They became the Resource Recovery Facility for this type of material. E. Mills asked if there was a term as far as a length of time on this RFP. It was not known but will be further researched. He also remarked on the way the Agency presents information on its website. He suggested that if we were to list private companies we should do so as "links" and neither endorse nor promote them. They would be there just as a community service. It was decided to take a closer look at the Agency's website. W. Conners told R. Trocino that the Agency would get back in touch with her over this matter.

R. Trocino also talked of licensing. When she visited various websites, she noted that many do not periodically update their listings and she did not see any update for the Agency's licensing list. W. Conners remarked that the Agency is working very aggressively on the licensing issue. The Agency's list is up-to-date.

With no further questions to the Board and no further business to discuss a motion to adjourn the meeting at 6:28 pm was made by D. Nestler, seconded by E. Mills and unanimously approved.

Respectfully submitted,

William J. Calogero  
Executive Director