

DUTCHESS COUNTY RESOURCE RECOVERY AGENCY

APRIL 16, 2015 – 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 J. Small, Chairman; R. Mosca, Vice-Chairman (via video conference); W. Nussbickel, Treasurer; K. Williams, Secretary; Board Members, T. LeGrand, D. Petrovits, and R. Frost; Agency Staff, W. J. Calogero, D. Walsh and C. Tamney; Agency Counsel, J. Nelson; D. Leibnitz, HDR; and L. Carille, Dutchess County Deputy Commissioner, Division of Solid Waste Management.

- 1. Regular Session** – Chairman J. Small called the meeting to order at 5:00 pm.
- 2. Minutes** – Chairman J. Small presented the minutes of the February 19, 2015 board meeting. A motion to approve the February 19, 2015 board meeting minutes was made by W. Nussbickel, seconded by D. Petrovits and unanimously approved.
- 3. Operating Report** – D. Walsh reported that the budget set for incoming waste for the month of March was 11,450 tons and the Facility received 12,272 tons, 822 tons over budget, bringing the year-to-date tonnage to 280 tons under the 2015 budget. Incoming tonnage volume has increased substantially in April.
- 4. Engineer Report** – D. Leibnitz reported that in March the total net Agency tons were 12,272 tons of MSW received. The official performance of the Facility in March was 290.58 net kWh/NAT electrical generation, 3.82% ferrous recovery and 34.16% wet ash generation. Unit 1 was off line for a total of 22 hours in March due to low waste volume. Unit 2 and the turbine/generator ran at 100% availability.

Wheelabrator has absorbed the additional fee for not meeting the 32.0% residue guarantee in the first quarter and has reduced their first quarter invoices in the amount of \$56,915. For the first quarter of 2015 the average electrical efficiency was 297.32 kWh/ton, which was below the guarantee level of 307 kWh/ton and as a result a quarterly penalty of \$14,672 was deducted by Wheelabrator on their invoice. For the first quarter of 2015 the average ferrous recovery was 3.87% which is below the guarantee level of 4.00% and as a result a quarterly penalty of \$4,034 was deducted by Wheelabrator on their invoice.

It is noted that the lower electrical performance was primarily due to low levels of MSW in the pit which necessitated shutting off one unit from time to time. The low ferrous recovery was likely due to the replacement of the ash handling system which reduced ferrous recovery for two weeks. Ash residue rate has been slowly improving since January.

Wheelabrator is just completing the Spring Outage of both units along with several turbine and ACC repairs. The outage started on April 6. Unit 1 came back on line on April 13 along with

the turbine. Unit 2 should be back online by Sunday. As of April 16, 2015, at noon, the pit contained approximately 3300 tons of MSW.

HDR has been working with the regional Wheelabrator environmental coordinator to reissue the 2014 third quarter environmental compliance report; the forthcoming Spring stack test and RATA protocol; the permit submittals for several installations including the small emergency DC generator, proposed back end enclosure and new CEMS installations. The most critical of these documents have been completed and resubmitted. HDR is meeting today with the local NYSDEC enforcement officer and the NYSDEC regional enforcement officer on these issues and a letter report on these discussions will be provided to the Agency.

5. **Agency Financial Report** – C. Tamney presented the payables in the amount of \$1,033,800.05. Chairman J. Small inquired about the HDR Engineering bill for \$61,266.39. D. Leibnitz replied that approximately \$19,000.00 applies to the additional environmental reviews and corrections done to the Facility compliance reports. Wheelabrator submitted the state reports with errors. Primarily the remainder of the bill was for the preparation regarding the Covanta litigation and support work done for the mediation meeting. A discussion will be scheduled with Wheelabrator over the HDR fees incurred from the corrections to the state reports. A motion to approve the bills as presented in the amount of \$1,033,800.05 was made by W. Nussbickel, seconded by K. Williams and unanimously approved.

There were no further questions regarding the Financials.

6. **Public Comment** – There was no public comment.
7. **Executive Session** – At 5:20 pm a motion to move into Executive Session was made from W. Nussbickel, seconded by R. Mosca and unanimously approved for attorney/client discussions regarding the Covanta litigation.
8. **Regular Session** – The meeting resumed back into public session at 6:10 pm.

With no further business to discuss at 6:11 pm a motion to adjourn the meeting was made by W. Nussbickel, seconded by D. Petrovits and unanimously approved.

Respectfully submitted,

William J. Calogero
Executive Director