

DUTCHESS COUNTY RESOURCE RECOVERY AGENCY

MAY 21st, 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 C. Chale, Vice Chairman, R. Mosca, Secretary, E. Mills, Board Member, and R. Stephen Lynch, Board Member; Agency Staff, W. J. Calogero, D. Walsh, J. Bibko, C. Tamney; D. Blackmore, MDLLC; and R. Keller-Coffer, Legislator

1. **Regular Session** – C. Chale called the meeting to order at 5:05 pm.
2. **Minutes** – C. Chale presented the minutes of the April 16th, 2009 Board Meeting. A motion to approve the minutes was made by E. Mills, seconded by R. Mosca and unanimously approved.
3. **Operating Report – D. Walsh**

D. Walsh informed the Board that April was another positive month for incoming tonnage. The monthly budget was exceeded by 250 tons. The ytd budget tonnage is also ahead by 216 tons. We are 6400 tons ahead of last year at this time. The electricity generated for April was 4,648,220 Kwh resulting in revenue dollars of \$278,893.20.

4. Clean Air Update – D. Leibnitz

The new fly-ash conditioning system is completed. The redesigned fly-ash slide gate has been installed. Montenay will run a short test to confirm its proper operation tomorrow. Montenay will use the original equipment during the performance of the semi-annual ash sampling next week. Following the completion of the sampling event, Montenay will start using the new equipment and will be experimenting with the best methodology of operation, specifically the frequency of batch process operations.

Montenay's structural consultant, Downington Engineering Consultants has inspected the siding on the south side of the building and has issued a recommendation to Montenay to replace all of the siding on the south side. The siding on the east and west sides has been determined to be in good cognition. Montenay has drafted an RFP to solicit vendors to replace the siding. Montenay is paying for the RFP and the work. The report from Downington will be forwarded to the Agency and HDR when it is finalized.

Waste delivery to the Facility has improved significantly. The Facility is presently operating at full load on both units.

During the previous month of operation, Unit No. 1 was off-line for approximately 100 hours for boiler tube repairs. Unit No. 2 was off-line approximately 33 hours due to a small series of

baghouse bag failures. Repair of the closed loop cooling water coil is going to be performed in June. The stack inspection report from Boston Chimney is being independently reviewed by Downington Engineering Consultants. Their report will be forwarded to HDR once it is completed.

The annual Air Emissions compliance test was conducted from April 20th until April 23rd. NYSDEC representatives were on-site on Tuesday April 21st. The tests went flawlessly. The testing firm has informed Montenay verbally that all stack tests have passed. The draft report will be forwarded to HDR next week.

During May the Title V Quarterly Compliance Certification Report has been submitted to the NYSDEC, along with the NYSDEC Annual Emissions Statement and the DOE Electrical Generation Report.

5. Agency Financial Report – C. Tamney

C. Tamney presented the payables in the amount of \$1,391,730.90. E. Mills had previously emailed W. Calogero regarding the credit card purchases and the map for the survey at the MRF. The two issues that Mr. Mills wanted to bring to the table were \$224, 693.00 payment to the Town of Poughkeepsie. It was determined by the Board to hold off remitting the payment pending further investigation. Mr. Mills also mentioned a City of Poughkeepsie parking ticket by a former employee. An invoice will be sent to the former employee. C. Chale asked if the Sedore bill was for work done in 2008 or 2009? C. Tamney responded that it was for work done in 2008. S. Lynch asked about the Host Community Benefit. J. Nelson responded that it should be discussed in Attorney Client. Mr. Lynch also questioned if Sedore had reviewed the American Steel formula going back to the years when the market was stronger. American Steel is providing the data to Sedore and they will send us their report. A motion was made to approve the payables, minus the Town of Poughkeepsie Host Community Benefit payment of \$224,693.00, in the amount of \$1,167,037.90 by R. Mosca, seconded by E. Mills and unanimously approved.

6. Other Committee Reports

R. Mosca reported that the letter and report from Sedore & Co. basically says that they have done the audit in compliance with generally accepted accounting principals. The Audit Committee met with Sedore & Co. There were no significant findings in the management letter that they had prepared to the Audit Committee, which lists any suggestions that they will make for the improvement of the operations of the Agency.

S. Lynch stated that Sedore & Co. have reported to us verbally that our investments are invested properly and in compliance. Mr. Lynch would like them to confirm to us the same in writing. R. Mosca will talk to L. Hannigan at Sedore regarding the scope of their review. C. Chale suggested that the Finance Committee review reports that we receive from M&T. J. Nelson will follow-up with Randy Huffman with respect to the collateral agreement.

S. Lynch inquired about the energy sales gross revenues from the sale of electricity to Central Hudson in 2008 and how much is broken down, DCRRA versus Montenyay. W. Calogero responded that there are two figures that come in from Central Hudson. One is a flat \$.06 per Kwh and in recent years an additional rebate payment. Sharing with Montenyay is 15% of the electrical revenue per month until we reach 120,000 tons processed and then a 50% cut. Montenyay receives roughly 20 – 22% of total electric revenue. Mr. Lynch requested that we get him the actual amount that was given to Montenyay in 2008.

C. Chale requested a motion resolution to accept the Audit as presented and directing staff to file it with the appropriate folks including the Authority Budget Office. A motion to approve the Audit was made by S. Lynch and seconded by E. Mills and unanimously approved.

E. Mills made a motion to reaffirm the Disposal of Property Guidelines that was first adopted on August 21st, 2008 and direct the Executive Director to post those Guidelines on the Authority website. Also to provide a copy of those Guidelines to the State Comptroller as well as the Contracting Officer, who is responsible for the administration and implementation of these Guidelines, which is consistent with the Public Authority Act.

A motion to reaffirm the Disposal of Property Guidelines was made by C. Chale and seconded by R. Mosca and unanimously approved.

7. Executive Director's Report – W. Calogero

W. Calogero reported to the Board that the Licensing Panel has reviewed several of the licenses to be renewed and have recommended that Carmen Barbato, Inc., HG Page & Sons, LaMela Sanitation, Royal Carting and Tayco be relicensed. Their decision will be referred to Carol Bogle and Roger Akeley.

Mr. Calogero reported that we had 132 people attend the May 2nd Household Hazardous Waste event. Presently 35 people are registered for the June 6th event in Pawling. We expect to get a good turn out for this event.

E. Mills asked if the HHW collection events could be announced on a monthly basis at the County Legislature meetings so that the Legislators can communicate that to their constituents.

W. Calogero informed the Board that the staff of Veolia ES Dutchess LLC, DCRRA and the DC Regional Chamber of Commerce is hosting a ribbon cutting ceremony for twenty successful years of operation by DCRRA and ten years of service by Veolia ES Dutchess. The event will take place on Thursday June 11th at 4:30 pm at our Facility.

8. Public Comment

R. Keller Coffey remarked that County Legislators pay out-of-pocket for the newsletters that they send out. He will hand out HHW flyers at the next Legislature meeting.

R. Keller-Coffey said that he noticed that Z. Riel has not been at the board meetings. W. Calogero responded that she is on vacation this week and also we are trying not to have everyone attend all the meetings.

With no further questions to the Board and no further business to discuss a motion to adjourn the meeting at 6:08 pm was made by E. Mills, seconded by R.S. Lynch and unanimously approved.

Respectfully submitted,

William J. Calogero
Executive Director