

# DUTCHESS COUNTY RESOURCE RECOVERY AGENCY

## JULY 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; W. Nussbickel, Treasurer/Secretary, and R. Frost, Board Member; Agency Staff, W. J. Calogero, D. Walsh and C. Tamney; Agency Counsel, J. Nelson; D. Leibnitz, HDR; L. Carille, Dutchess County Deputy Commissioner, Division of Solid Waste Management; and A. Surman, Dutchess County Legislator.

- 1. Regular Session** – Chairman J. Small called the meeting to order at 5:08 pm.
- 2. Minutes** – Chairman J. Small presented the minutes of the June 18, 2015 board meeting. A motion to approve the June 18, 2015 board meeting minutes was made by Chairman J. Small, seconded by R. Mosca and unanimously approved.
- 3. Operating Report** – D. Walsh reported that the budget set for incoming waste for the month of June 14,099 tons and the Facility received 14,749 tons, 650 tons over budget. The year-to-date tonnage total is running 748 tons over budget. The pit contains approximately 3,500 tons of waste.
- 4. Engineer Report** – D. Leibnitz reported that in June 2015 the total net Agency Tons (NAT) was 14,748.84 tons and the Facility sold 3,748.42 MW to CHG&E. The net energy conversion performance rate in June was 254.15 kWh/NAT. The ferrous recovery in June was 3.94% of NAT. The wet ash residue was 34.70% of NAT. In June the Facility ran at 100%, 87.6% and 99.6% availability on Units 1, 2 and the turbine/generator. Unit 2 had a major failure of the coaxial pipe “spider” that supports the rotary combustor. A section of this pipe assembly, which is made of a 6 inch pipe, burst under normal operating pressures. The part had to be fabricated as it could not be store bought. This not a common failure point on the unit and kept the unit out of commission for 89 hours. The brief downtime on the turbine/generator was again due to a vibration trip. Chairman J. Small asked that a letter of concern be sent to Wheelabrator that the Board strongly recommends, due to the frequent turbine trips, the turbine needs to be looked over sooner than what they have planned. Pit levels remained very high averaging between 3600 and the permit limit of 4000 tons.

For the second quarter the total Net Agency Tons (NAT) was 43,363 tons and the Facility sold 10,873 MW to CHG&E. The net energy conversion performance rate in the second quarter was 250.15 kWh/NAT. This number was low primarily due to the April outage. The quarterly penalty for failing to meet the electrical guarantee was \$109,624. The ferrous recovery in the second quarter was 3.63% of NAT. The quarterly penalty for failing to meet the ferrous recovery guarantee was \$12,085. The second quarter wet ash residue was 30.56% of NAT. Estimated actual second quarter performance based on estimated processed waste (40,863 processed tons instead of 43,363 NAT) was 266.1 kwh/ton (which is low due to the April

outage) 3.9% ferrous recovery and 32.4% wet ash residue at an average processing rate of 449 tons per day which is 98.5% of the permitted processing rate.

A semi-annual estimate of actual performance was also conducted. For the first half of 2015 the estimate for the total processed tons of MSW is 74,667 tons and the Facility sold 20,886 MW to CHG&E. The net energy conversion performance rate in the first half of 2015 was 279.7 kWh/NAT. This number is low due to the April outage and the pre-outage reduced operations when the pit was very low in January, February and March. The ferrous recovery was 3.85% of the processed waste. The first half wet ash residue was 34.1% of the processed waste. The average processing rate was 413 tons per day in the first half of the year.

The Annual Emissions Compliance Test (Stack Test) was received and required some corrections. It was submitted to the NYSDEC today.

HDR prepared letters at the request of the NYSDEC to address a number of compliance issues and concerns related to the lack of onsite environmental, health and safety staff at the Facility. HDR also advised the responsible NYSDEC personnel of the intent of the Facility to start receiving TRMW in accordance with the permit.

HDR was also actively involved in the discussions with Royal Carting and the operator of the Colonie Landfill which was at risk of losing its ability to receive the Facility ash as alternate daily cover. This situation was due solely to the actions of the Colonie Landfill and is now in the process of being resolved with the NYSDEC. Chairman J. Small requested that the charges incurred for the involvement with this issue, both engineering and legal fees, be reimbursed by the contract holder and/or landfill.

5. **Agency Financial Report** – C. Tamney presented the payables in the amount of \$1,106,121.15. The bill for Catania, Mahon, Milligram & Rider, PLLC for \$1,778.13, which was the remaining balance due from last month's invoice, was discussed. J. Nelson replied that he has spoken and explained to them the Board's position on the charges and how there was a \$5,000.00 cap for their service, and if there were exceptional circumstances that made the fees increase, how they need to send a report for the Agency Board to consider any additional payment. To date, no report has been received. A motion to approve the bills, minus the charges of \$1,778.13 from Catania, Mahon, Milligram & Rider, PLLC, in the amended amount of \$1,104,343.02, was made by R. Mosca, seconded by W. Nussbickel and unanimously approved.

The Profit and Loss statement was reviewed and Chairman J. Small remarked on the good income amount of \$131,847.00 for this month, which was primarily from the reconciliations on the ash, electrical and ferrous metals shortfalls. The Accounts Receivable Aging was reviewed and W. Calogero informed the Board how the County recently sent a letter to East Coast Services about their unpaid balance at the Agency and how there is a possibility of their license be revoked if it is not paid.

6. **Public Comment** – There was no public comment.

7. **Executive Session** – At 5:54 pm a motion to move into Executive Session was made from Chairman J. Small, seconded by R. Mosca and unanimously approved for a discussion regarding the net service fee issue and coverage of it.
8. **Regular Session** – The meeting resumed back into public session at 6:48 pm. A motion was made by R. Mosca, seconded by Chairman J. Small and unanimously approved to have the Executive Director contact the trustee about changing the dates for the net service fee payment.

With no further business to discuss a motion to adjourn the meeting at 6:49 pm was made by R. Mosca, seconded by Chairman J. Small and unanimously approved.

Respectfully submitted,

William J. Calogero  
Executive Director