

DUTCHESS COUNTY RESOURCE RECOVERY AGENCY

AUGUST 23, 2012 – 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 E. Mills, Chairman; R. Mosca, Secretary; Board Members, T. E. LeGrand and J. Mackey; Agency Staff, W. J. Calogero, and D. Walsh; Agency Counsel, J. Nelson; D. Leibnitz, HDR, and J. Loeb, Drake Loeb Heller Kennedy Gogerty Gaba & Rodd PLLC (Special Counsel).

1. **Attorney/Client** – Prior to the board meeting, board members, with the exception of J. Mackey, immediately convened with special counsel regarding a matter involving the Town of Poughkeepsie.
2. **Regular Session** – Chairman E. Mills called the meeting to order at 5:46 pm. Chairman E. Mills welcomed new board member Joshua Mackey to the Resource Recovery Agency Board, a County Executive and County Legislature appointment.
3. **Minutes** – Chairman E. Mills presented the minutes of the July 19, 2012 board meeting. Approval of the minutes was deferred until next month's board meeting.
4. **Operating Report** – D. Walsh reported that the incoming budget set for the month of July was based on receiving 13,591 tons of MSW and the Facility received 13,870 tons, 279 tons over budget. The year-to-date tonnage continues to remain ahead of the budget by the amount of 11,650 tons.

The MRF received 328 tons of recyclables for the month of July and generated revenue totaling \$8,412 from those recyclables.

The Household Hazardous Waste Day event was held on August 4th in Amenia and had 58 attendees. This will be the last time the event can be held at this location since the town of Amenia has turned the transfer station over to the private sector. W. Calogero explained the community service program, the current locations and items that are collected at the hazardous waste events. Chairman E. Mills added that the program is partially funded by grants received from the New York State Department of Environmental Conservation. The Agency charges a \$5 registration fee primarily to have a firm commitment on attendance. The vendors must be notified in advance on the approximate count of people participating in the event so they may supply the right amount of service trucks to collect the material. The Agency does not make any revenue from the program, it is a public outreach effort offered to the residents of Dutchess County.

Also discussed was how the Agency sponsors a household pharmaceutical collection event. This program gives residents the opportunity to dispose of expired and unwanted medications all in an effort to help preserve the waterways from contamination. The next medications

collection event for residents will be held on November 3rd, the same day as the Agency's Poughkeepsie Household Hazardous Waste day event.

- 5. Engineer Report** – D. Leibnitz informed the Board that from July 19, 2012 until August 22, 2012 the Facility has operated with an availability of 85.7%, 96.6% and 98.8% on Unit Nos. 1, 2 and the Turbine-generator, respectively. There were some tube leaks on the boilers as well as a coaxial rotary combustor pipe failure on Unit No. 1. An instrument air system malfunction plus a lightning strike took the turbine off-line on two occasions.

During a brief control room inspection at noon, the Facility was running at an average/medium rate. Unit Nos. 1 and 2 were producing 92,000 pph of steam and generating approximately 7.0 MW of power. The pit is relatively low and presently contains approximately 1800 tons of MSW. Both units are scheduled for an on-line boiler wash this evening.

The updated Performance summary sheet was presented. In July, the Facility processed MSW at a Capacity Utilization of 99.5%. The average processing rate during the month was 456 tons per day which is at the 456 ton per day average limit stated in the permit. The overall availability was 96.8%. The Facility produced 67,996 kilo-pounds of steam. Energy efficiency was estimated to be 285 net kWh/ton which is below the 307 net kWh/ton target efficiency. The lower efficiency was due to the hot weather in July plus the failure of one gearbox and fan motor on the ACC. This lowered the efficiency of the ACC by approximately 20% or more for 7 days.

Covanta, the Agency and HDR met last month to discuss the high rate of lime use. June lime use averaged approximately 42 pounds of lime per ton of MSW. May lime use averaged approximately 32 pounds of lime per ton of MSW. July also averaged 32 pounds of lime per ton of MSW. Over the last few years lime use by Covanta averaged approximately 28 pounds of lime per ton of MSW. It is believed that the 42 pound rate excursion of June extended partially into both May and July, causing their increased rate numbers. Covanta concluded that human error was the cause of the excursion and has stated that lime use has returned to normal. HDR will continue to closely monitor the lime use.

HDR reviewed and commented on the second quarter 2012 Part 360 Permit Compliance Certification Report and the semi-annual Ash Sampling and Analysis Report.

- 6. Agency Financial Report** – W. Calogero presented the payables in the amount of \$1,151,852.23. A motion was made by T. E. LeGrand, seconded by R. Mosca and unanimously approved to pay the bills as presented for \$1,151,852.23. Chairman E. Mills informed J. Mackey how the Agency staff submits the financials monthly consisting of the bills submitted, a profit and loss analysis, a balance sheet and accounts receivable aging summary not only to the Agency Board but also to the County Controller. Also explained was the Town of Poughkeepsie sewer disposal settlement agreement (for sewage disposal for the years 2000-2010) in the amount of \$124,593.66. The Agency agreed to provide for payment of the amount owed through credits for the Town's use of the Agency's Resource Recovery Facility. A payment of \$500 has been received from Robison's Refuse, an account that has been in arrears.

7. Committee Reports

Governance Committee

Chairman E. Mills spoke about the Agency's Mission Statement. The State Authorities Budget Office has asked for a revision to include certain particulars to the Agency's mission statement. The State Authorities Budget Office has provided some guidance documents to use. The Governance Committee will further evaluate the Agency's mission statement and reply by October.

Chairman E. Mills spoke about the Authorities Budget Office fiduciary acceptance forms and reminded all board members to make sure they have signed the acknowledgement document and have the form returned by September's board meeting.

Copies of the service mechanic's reports were provided to all Board members on the calibration tests performed on the RRF and MRF scales as so required under the Agency's Scale Calibration Policy.

J. Mackey was asked to give a brief background about himself. He explained why he had to recuse himself from the Attorney/Client session earlier since his firm does legal work for the Town of Poughkeepsie and will need to do so going forward. He also thanked W. Calogero for a lengthy tour of the Resource Recovery Facility and is looking forward to working with the Board and staff of the Resource Recovery Agency.

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

9. **Executive Session** – At 6:19 pm, a motion to move into Executive Session for matters involving attorney/client discussions as well as the hiring/firing of a particular contractor was made by R. Mosca, seconded by J. Mackey and unanimously approved.

The meeting resumed back to public session at 6:38 pm.

Resolution No. 738 – Payment Dispute - Metals

A matter was discussed in regard to the Facility Operator, Covanta, on the submittal of two invoices comprised of ten percent of the gross ferrous metals proceeds received by the Agency in 2010 and 2011 totaling \$302,126.40. A motion was made by T. E. LeGrand, seconded by R. Mosca and unanimously approved to withhold this payment.

With no further business to discuss, a motion to adjourn the meeting at 6:40 pm was made by R. Mosca, seconded by J. Mackey and unanimously approved.

Respectfully submitted,

William J. Calogero
Executive Director