

DUTCHESS COUNTY RESOURCE RECOVERY AGENCY

SEPTEMBER 22, 2016 – 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; W. Nussbickel, Treasurer/Secretary; Board Members; T. LeGrand, D. Petrovits, and R. Frost; Agency Staff, L. Carille and D. Walsh; and J. Metzger, Dutchess County Legislator.

- 1. Regular Session** – Chairman J. Small called the meeting to order at 5:05 pm.
- 2. Minutes** – Chairman J. Small presented the minutes of the January 21, 2016 board meeting. A motion to approve the January 21, 2016 board meeting minutes was made by R. Frost, seconded by W. Nussbickel and unanimously approved. Chairman J. Small presented the minutes of the August 18, 2016 board meeting. A motion to approve the August 18, 2016 board meeting minutes was made by R. Frost, seconded by T. LeGrand and unanimously approved with W. Nussbickel abstaining.
- 3. Operating Report** - The monthly budget was set at receiving 14,174 tons of waste. The Facility received 14,094 tons. The yearly tonnage total is approximately 2,500 tons under budget, with the yearly budget based on receiving 154,000 tons. The pit is full, the level as of the morning was at 3,300 tons.
- 4. Facility Report** – The Facility sold 3,357.48 MW to Central Hudson. The net energy conversion performance rate in August was 238.37 kWh/ton, under the performance guarantee of 307/ton. This was due to the planned outage. The lower processing rate along with a higher delivery rate for the month is partially responsible for the lower electrical generation rate and the ash residue rate. The electric guarantee is reconciled on a quarterly basis. The metal recovery exceeded the guarantee of 4% at 565.78 tons (4.02%). The ash residue was at 32.89%, which did not meet the guarantee of 32%. Wheelabrator absorbed the additional fee in the amount of \$4,991.83 and reduced their August invoice by \$4,991.83.

Boiler No. 1 availability was at 80.9% due to the scheduled outage and tube leak repairs. Repairs were done to improve efficiency and prevent unplanned outages. HDR was on site one day during the outage to observe. Notes and photos were submitted to the Agency. The Agency has notified Wheelabrator in writing the need to evaluate the turbine during the Spring outage. Boiler No. 2 availability was at 96.9% due to a tube leak requiring repair and T-Grate repair. Boiler No. 2 is scheduled for a September 12-15 outage. The turbine availability was at 99.2% due to two trips caused by loss of vacuum. The cause has been identified and should not happen again.

The NYSDEC performed the normal two per month spot inspections with no violations noted and no negative comments of the Facility. They also approved the emergency request to extend the receiving hours on Sunday to accept the Dutchess County Fair waste. This is done every year.

Chairman J. Small asked if the NYSDEC has responded to the Agency's request for moving the ash to the tipping floor and letting it dry. L. Carille stated that initially the Agency had submitted a permit modification to the NYSDEC in order to load the ash from the expansion area of the tipping floor so that the water may drain from the ash before being transported. In discussions with NYSDEC about 2 months ago, the quicker way was to modify the Facility's Operations and Maintenance Manual to eliminate going to the Permit Department in Albany. The modification to the Operations & Maintenance Manual was submitted to the NYSDEC. There were two questions that arose from the NYSDEC which she is presently getting answers to those questions. She will keep the Board informed on the status as this should be all that needs to be done. Chairman J. Small asked if there were any issues with the landfill taking the ash. L. Carille responded that there have not been any issues in the past two months. There had been a penalty back in June since there was more ash than the contract for the landfill allowed. Colonie paid some of the penalty to transport the ash to Ontario Landfill because they had to refuse loads before those contract limitations were reached. However, the Agency is also sharing with Wheelabrator a \$1,500.00 expense for transporting ash to Ontario Landfill because there had been more ash generated than the contract allowed at Colonie.

5. **Agency Financial Report** – The payables were presented in the amount of \$1,177,878.99. L. Carille noted that Van DeWater's bill includes a \$504.00 charge for the bond work and that there will be a bill from HDR for an engineering report required under for the bond refunding process. These expenses will be reimbursed at the time of the bond refunding. HDR's bill for the month was \$10,681.78. A good portion of the bill was for S. Mills to review and correct the environmental reports submitted to NYSDEC, which is the responsibility of Wheelabrator, and the balance was for general engineering services. There is a NYSDEC invoice for \$14,425.60. This is an annual base fee bill requirement under the Title V Air Permit in addition to fees charged for particulates. A motion to pay the bills for \$1,177,878.99 was made by T. LeGrand, seconded by D. Petrovits and unanimously approved.

Review of the Accounts Receivable Aging report, D. Petrovits was concerned about the delinquent balance of Upstate Shredding and asked staff to follow up with the account again.

6. **Other Business** - L. Carille spoke about the bond refunding process that has started. There have been weekly group discussions with everyone involved. A resolution was presented to continue to proceed with the refunding of the bonds.

Resolution No. 823 – Resolution Authorizing the Issuance and Sale of the Agency's Solid Waste System Revenue Refunding Bonds, Series 2016 and the Approval and Execution of Related Documents

Each of the documents identified in each Section of Resolution No. 823 was hereby incorporated in the resolution. Resolution No. 823 shall take effect immediately and the refunding bonds are hereby ordered to be issued in accordance with this resolution. A motion to approve Resolution No. 823 was made by R Frost, seconded by W. Nussbickel and unanimously approved.

L. Carille stated that a part-time weigh scale operator was hired, Melissa Lopez. Melissa was the scale operator at the MRF Facility on Fulton Street and was familiar with the Agency's computer scale software.

L. Carille stated that the RFP for engineering services and the RFP for the Agency's legal counsel was issued this morning. She found five engineering firms and seven legal firms to send the proposals to. The Dutchess Bar Association will also list the legal proposal in their newsletter, The Advocate. Both proposals are on the Agency's website. The proposers have until October 28, 2016 to respond with a tentative contract date of December 1, 2016.

7. Executive Session – A motion at 5:40 pm to move into Executive Session was made by T. LeGrand, seconded by R. Frost and unanimously approved for discussions concerning proposed, pending or current litigation.

8. Regular Session – The meeting resumed back into public session at 5:55 pm.

L. Carille stated that she has been in discussions concerning the clothing waste from the recent fire at the Gap Facility.

With no further business to discuss at 6:02 pm a motion to adjourn the meeting was made by R. Frost, seconded by D. Petrovits and unanimously approved.