

DUTCHESS COUNTY RESOURCE RECOVERY AGENCY

SEPTEMBER 24, 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 R. Mosca, Vice-Chairman (via video conference); W. Nussbickel, Treasurer/Secretary; and Board Members, T. LeGrand and D. Petrovits; Agency Staff, W. J. Calogero, and D. Walsh; Agency Counsel, J. Nelson; D. Leibnitz, HDR; and V. Langone, Wheelabrator Dutchess County LLC.

- 1. Regular Session –** J. Nelson announced at 5:16 pm that there is less than a quorum as those present are W. Nussbickel, T. LeGrand, and D. Petrovits. While the Board was waiting for a call in from R. Mosca, the Board engaged in an attorney/client privilege conversation.

While the Board was in attorney/client session, R. Mosca called in via video conferencing and became part of the discussion at 5:19 pm.

The meeting resumed back to public session at 5:40 pm with T. LeGrand chairing the meeting.

- 2. Engineer/Operations Report –** D. Leibnitz reported that in August 2015 the total net Agency tons were 12,304.95 tons and the Facility sold 3,6122.77 MW to CHG&E. The net energy conversion performance rate in August was 293.6 kWh/NAT. The ferrous recovery in August was 5.31% of NAT. The wet ash residue was 39.7% of NAT. In August, the Facility ran at 94.5%, 86.4% and 98.5% availability on Units 1, 2 and the T/G respectively. The primary cause of unit downtime was a lightning strike on August 23rd that tripped off the plant. There was also another coaxial pipe failure at the rotary combustor “spider” on Unit 2, similar to the failure back in June. The Facility ran at over 88% of its permit limit processing approximately 400 tons per day.

The Fall Facility outage began, starting with Unit No. 1 on Sunday, September 13 and continued until September 20. The main items being repaired included Inconel overlay replacement and major tube replacement of all the generating bank tubes. Unit No. 2 followed with the main repairs being the replacement and repair of welded and Inconel covered areas of the coaxial “spider” pipe. This repair is required due to poorly applied or maintained Inconel protection to this section of boiler pipe during past outages. The Unit 2 outage should be completed the evening of September 24. The unit is scheduled to start receiving waste tomorrow morning.

HDR/Agency have been advised that Wheelabrator has hired Mr. Joshua Malott as the new Environmental, Health and Safety Coordinator for the Facility. Mr. Malott is scheduled to start at the Facility on or about October 5, 2015. Mr. Malott has many years of experience as an Environmental Health and Safety coordinator working in Qatar for the US Department of Defense as a civilian contractor.

HDR/Agency continue discussions with the NYSDEC related to restarting the renewal process for the Facility Operating Permit. This permit renewal was submitted in 2011 and the discussions with the NYSDEC restarted in 2013 but then stopped. The Agency has been corresponding with the NYSDEC but a meeting date has not yet been scheduled.

A detailed request for information from the USEPA (dated September 1, 2015) was received by the Agency on September 9th and is presently being evaluated by HDR and Wheelabrator. The majority of the information requested pertains to detailed operations and maintenance records during Covanta's term at the Facility and, as stated before, most of this information was inappropriately removed from the Facility by Covanta on their last day as operator. The return of this data is one of the items presently in litigation. HDR, the Agency and Wheelabrator will be communicating with the USEPA and NYSDEC to seek an extension of this data request due to these extenuating circumstances.

- 3. Agency Financial Report** – The payables were presented in the amount of \$1,147,275.90. T. LeGrand inquired about the Barclay Damon bill for \$29,706.90. It was explained that this expense was for legal work done in the month of August pertaining to the Covanta suit. The Catania, Mahon bill still remains on the payables listing with a outstanding balance due of \$1,778.13. J. Nelson did not have any further feedback to report but expects to by the October board meeting. A motion to approve the bills minus the Catania, Mahon bill for \$1,778.13 to the revised amount of \$1,145,497.77 was made by W. Nussbickel, seconded by D. Petrovits and unanimously approved.

There were no further questions regarding the Financials.

- 4. Public Comment** – V. Langone of Wheelabrator announced that the Facility's Operations Manager has retired after 23 years of service. They have decided to replace him with a full time plant manager. M. Holcomb will continue to be involved on a part-time basis with the Dutchess Facility until the position has been filled. There were two interviews conducted both of which went well and they hope to make a decision for the position within a couple of weeks.

The plant is running well as there has been a lot of work done on both units during the scheduled outage and they are expecting the reliability of the plant to be in the 93 – 94 % range on a full year basis.

- 5. Regular Session** – The meeting resumed back into public session at 5:54 pm.

With no further business to discuss at 5:55 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