

DUTCHESS COUNTY RESOURCE RECOVERY AGENCY

SEPTEMBER 27, 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; J. Small, Vice-Chairman, R. Mosca, Secretary; Board Members T. E. LeGrand and J. Mackey; Agency Staff, W. J. Calogero, D. Walsh and C. Tamney; Agency Counsel, J. Nelson; D. Leibnitz, HDR; L. Carille, Dutchess County Solid Waste Coordinator; and J. McCarthy, Covanta Hudson Valley Renewable Energy LLC.

1. **Regular Session** – Chairman E. Mills called the meeting to order at 5:09 pm.
2. **Operating Report** – D. Walsh reported that the budget set for incoming waste tonnage for the month of August was 12,670 tons and the Facility received 14,260 tons, more than 1,500 tons over budget. The year-to-date tonnage is running 13,200 tons over budget.

The MRF recyclable tonnage volume in August was down. Tonnage received was 302 tons and the revenue received from single stream recyclables totaled \$5,972.

The Household Hazardous Waste Day event was held on September 8th at the Millbrook Farm & Home Center. There were 136 participants. The next Household Pharmaceutical Collection Day event will be held on November 3rd, the same day that the Agency holds its Poughkeepsie Household Hazardous Waste Day event. Chairman E. Mills stated that he had read in the newspapers how various police agencies are collecting and transporting medications up to Albany and inquired as to why they are not utilizing the Resource Recovery Facility. W. Calogero replied that he and L. Carille have been working on that issue over the past couple of weeks. The NYSDEC has put a procedure together to follow and upon their approval an authorization is given specifying a Facility for disposal. The police apparently are not following the state's procedure. L. Carille added that she believes that the Albany location is used by the police solely for accounting and promotional purposes and that most likely it will come back to the Resource Recovery Facility for final destruction. She has also learned that there has been a big push for more permanent drop off locations at police agencies throughout Dutchess County; however, according to NYSDEC regulations, there must be police continuously present. She currently is trying to work with the NYSDEC, Sheriff's Dept., Stop DWI, and other police agencies to try to coordinate disposal for those bins to go directly to the Resource Recovery Facility. It has also been discussed to have a collection box at the Town Hall. This Saturday is National Prescription Drug Takeback Day with opportunities for old medications to be disposed of nationally. In Dutchess County, the City of Poughkeepsie police is having a collection but have yet to contact the Resource Recovery Facility.

- 3. Minutes** – Chairman E. Mills presented the minutes of the July 19, 2012 board meeting. A motion to approve the July 19, 2012 board meeting minutes was made by T. E. LeGrand, seconded by R. Mosca and unanimously approved.

Chairman E. Mills presented the minutes of the August 23, 2012 board meeting. A motion to approve the August 23, 2012 board meeting minutes was made by T. E. LeGrand, seconded by R. Mosca and unanimously approved with J. Small abstaining from the vote.

- 4. Engineer Report** – D. Leibnitz informed the Board that from August 22, 2012 until September 26, 2012 the Facility has operated with an availability of 82.7%, 83.0% and 96.8% on Unit Nos. 1, 2 and the Turbine-Generator, respectively. The primary reasons for the lower availability were the scheduled fall outage programs that occurred from September 10th until September 22nd, including a 20 hour black plant outage.

During a brief control room inspection the Facility was running at an average/medium rate. Unit Nos. 1 and 2 were producing 85,000 pph of steam and generating approximately 6.5 MW of power. The pit is relatively low and presently contains approximately 1800 tons of MSW.

The updated Performance summary sheet was presented. In August, the Facility processed MSW at a Capacity Utilization of 93.7%. The average processing rate during the month was 448 tons per day. The overall availability was 93.0%. The Facility produced 63,984 kilopounds of steam. Energy efficiency was estimated to be 266 net kWh/ton which is below the 307 net kWh/ton target efficiency. The lower efficiency was due to the scheduled outage as well as lower than normal overall availability and capacity utilization.

In August the rate of lime use averaged approximately 27 pounds of lime per ton of MSW, which is back to the normal average of the last few years.

The scheduled outage on Unit No. 1 ran from September 10th until September 15th. Major work included generator bank tube inspections, fly ash drag conveyor chain and flight replacement, replacement of three waterwall tubes, replacement of 196 economizer tubes, rotary joint coaxial shaft repairs and combustor wheel bearing replacements. The scheduled outage on Unit No. 2 ran from September 16th until September 22nd. Major work included hydraulic ram cylinder replacement, superheater tube shield replacements, bomb-bay chute replacement, and rotary joint repair and combustor wheel bearing replacements. All the waterwalls of Unit No. 2 were ultrasonically thickness tested.

The turbine was taken off line for 4 hours. Central Hudson had a utility side line problem that tripped the plant. The time off line was extended for an additional 12 hours.

- 5. Agency Financial Report** – C. Tamney presented the payables in the amount of \$1,145,210.36. A motion was made by R. Mosca, seconded by T. E. LeGrand and unanimously approved to pay the bills as presented for \$1,145,210.36.

Under the Accounts Receivable Aging Summary, staff was asked to reinforce the ongoing payment reminders to the City of Poughkeepsie. Robinson's Refuse account still remains in arrears with very little change.

6. Committee Reports

Nominating Committee

Chairman E. Mills announced that he has received notification from County Legislature Chairman R. Rolison that E. Kinkade has submitted his letter of resignation from the Agency Board. Chairman E. Mills thanked E. Kinkade for his service and wished him well in his future endeavors.

As a result of the change, there was a need for the Nominating Committee to reconvene and propose a new Slate of Officers and Committee assignments. T. E. LeGrand announced the following 2012 Slate of Officers to be as: E. Mills, Chairman, J. Small, Vice-Chairman, R. Mosca, Secretary, J. Mackey, Treasurer, and T. E. LeGrand, Board Member.

Resolution No. 739 Officer and Committee Appointments

This Resolution adopts the proposed Slates of Officers, Committee assignments and Committee chairs as presented. A motion was made by T. E. LeGrand, seconded by R. Mosca. Roll Call Vote: T. E. LeGrand, R. Mosca, J. Small, J. Mackey and E. Mills all voted unanimously in favor.

Facilities & Recycling Committee

T. E. LeGrand spoke about the obsolete equipment at the MRF and stated how it should be sold. Chairman E. Mills asked T. E. LeGrand to work with W. Calogero and J. Nelson to see what the best approach would be for disposal of the equipment while following those guidelines established under the Agency's Disposal of Property Guidelines Policy.

T. E. LeGrand inquired about the Agency's telephone system for answering calls. The Agency is connected through the County, which has been contacted in the past about upgrading the present system. The County is unable to change the wiring interface to produce any upgrades to the system such as voice mail messaging capability. The Agency relies on an answering machine. It was further suggested to consider using a Message Service Company for the main telephone line when staff is unable to answer live.

Governance Committee

Chairman E. Mills spoke about the Authorities Budget Office fiduciary acceptance forms and asked those board members who have not signed and completed the form to do so at this meeting.

Finance Committee

Chairman E. Mills handed out the Agency's 2013 Proposed Budget that must be adopted by October's board meeting. All board members were asked to review the Budget within ten days, and to contact J. Small, the Finance Committee Chairman, with any questions or recommendations. The County has already reviewed the draft version of the Budget and had no further suggestions or changes. W. Calogero noted that the 2013 Budget assumes that the Series 1999A are paid off in 2012 and that the Agency is no longer handling the County recycling or the MRF site.

The MRF operations were discussed. The Agency has certain responsibilities to provide recycling service; however, it does not want to have the Facility operate at a loss. W. Calogero recently received a letter from the MRF operator, Hudson Baylor, who has requested a decrease to the amount they pay the Agency for single stream recyclables to \$5 ton. Chairman E. Mills asked staff to compose a 2013 financial analysis report and recommendation on the future of the MRF. The report should contain total operating costs projected for both the first six months of 2013 and for the full year. After a lengthy discussion, it was summarized that the future of the MRF and whether or not the Agency should fund the MRF for 2013 and beyond will be guided by one or more of the following; the operating analysis staff has been asked to do, the County's decision on when it plans to sell the MRF building, and the recommendations made by the future Dutchess County Solid Waste Management Plan, currently being drafted by L. Carille.

7. **Public Comment** – L. Carille updated the Board on the Dutchess County Solid Waste Management Plan. She submitted some projection numbers to the NYSDEC to review and is presently waiting back for their reply. The County is in discussions for the future of the MRF. There has not been a decision. The County has raised the fees for solid waste hauler disposal licenses. The fees are based on a sliding scale depending upon the number of vehicles a hauler has. From one to four vehicles, the fee is \$500. It increases in increments of \$250 to top out, if a company has more than twenty vehicles, to \$1,500. Seventeen to eighteen haulers are due for renewal. It is still a two year license, but the permits are based on a yearly basis so it may accommodate an annual report on recycling required by the state. The contract expires the end of this year for the current private investigative firm that does license renewals for haulers. The County has done an RFP and is reviewing the seven responses received. Also an Enforcement Officer should be on board by the end of the year to help mandate source separation laws. Chairman E. Mills commended L. Carille and her department with the work they have done on the County level within a year's time on recycling and solid waste.
8. **Executive Session** – At 6:25 pm, a motion to move into Executive Session involving attorney/client discussions regarding three different contractors was made by R. Mosca, seconded by J. Small and unanimously approved.
9. **Regular Session** – The meeting resumed back to public session at 6:50 pm.

Resolution No. 740 Evaluation of Proposals for Ash Residue Beneficial Re-Use, Disposal and Transportation, and Negotiation of Contracts

This Resolution authorizes the Executive Director, with the assistance of Agency staff and counsel, to negotiate a proposed contract (s) with Panichi Holding Corp. for the transportation and beneficial use of the Agency's ash residue, and to present that Contract to the Agency Board for its approval at a future meeting. A motion was made by T. E. LeGrand, seconded by R. Mosca and unanimously approved with Chairman E. Mills abstaining from the vote.

T. E. LeGrand excused himself from the meeting at 6:52 pm.

10. Executive Session – At 6:53 pm, a motion to move into Executive Session for discussions regarding contractual matters was made by J. Small, seconded by R. Mosca and unanimously approved.

11. Regular Session – The meeting resumed back to public session at 7:31 pm.

Resolution No. 741 Authorization of Engineering Services

This Resolution authorizes the Executive Director to execute a task order with HDR Engineering for Dr. Cohen's services to assist Agency staff with the preparation of the draft WTE Facility Operator Request for Proposals. A motion was made by J. Mackey, seconded by J. Small and unanimously approved.

Resolution No. 742 Execution of Non-Disclosure Letter-Agreement

This Resolution authorizes the Executive Director to execute the proposed letter-agreement; and the Executive Director is further authorized to pay the Covanta Major Component Repair and Replacement invoices (totaling \$975,228.05) on receipt of information satisfactory to him regarding the work performed. A motion was made by R. Mosca, seconded by J. Small and unanimously approved.

Chairman E. Mills spoke briefly about the WTE Facility Operator RFP, the development of a new contract document and the necessity for J. Ballard of Brinckerhoff & Neuville to provide insurance consulting services related to the review of the future WTE Facility operating contract. A motion was made by J. Small, seconded by R. Mosca and unanimously approved to have Brinckerhoff & Neuville to provide such services for a fee not to exceed \$1,500.

With no further business to discuss, the meeting was adjourned at 7:34 pm.

Respectfully submitted,

William J. Calogero
Executive Director