

# **DUTCHESS COUNTY RESOURCE RECOVERY AGENCY OCTOBER 15<sup>TH</sup>, 2009 – 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 W. Conners, Chairman, C. Chale, Vice Chairman; Board Members, T. E. LeGrand, E. Mills and R. Stephen Lynch; Agency Staff, W. J. Calogero, D. Walsh, and C. Tamney; J. Nelson, Agency Counsel; D. Leibnitz, HDR; and J. Loeb, Drake Loeb Heller Kennedy Gogerty Gaba & Rodd.

## **1. Regular Session – W. Conners called the meeting to order at 5:10 pm.**

A motion to move into Attorney-Client session at 5:11 pm was made by C. Chale, seconded by E. Mills and unanimously approved.

Resumed regular session at 6:12 pm.

## **2. Agency Financial Report – C. Tamney**

C. Tamney presented the payables in the amount of \$1,098,512.54. C. Chale questioned the Robertson, Overbey bill for \$18,345.05. It was discussed how details supporting these charges must be reviewed before payment can be made. VanDeWater's estimated \$9,000.00 fee is to be eliminated as authorization for payments on estimations cannot be made. R. Stephen Lynch spoke of the American Steel Processing invoice for \$8,451.80. A brief discussion followed regarding the American Steel Processing current contract along with the possibility of doing a 120-w procurement for the forthcoming contract. J. Nelson noted that he has reviewed the American Steel Processing current contract and is ready to discuss it more in depth during an Attorney-Client session. He will also look into the 120-w procurement issue. During discussion R. Stephen Lynch suggested a calendar of when contracts expire to enable enough time for planning. R. Stephen Lynch asked about the Capital Markets Advisors bill for \$2,000.00 and W. Calogero responded that it is for the 2009 annual continuing disclosure report that was done. A motion to approve the payables minus the Robertson, Overbey; VanDeWater; and American Steel Processing invoices for a total amount of \$1,062,715.69 was made by E. Mills, seconded by C. Chale and unanimously approved.

T. E. LeGrand expressed his concern with the steel contract and the lease agreement for the rail siting that American Steel Processing currently owns from CSX. A new bidder will not have access to that rail site. He would like to see the Agency negotiate the pricing structure with American Steel and ultimately have the Agency get that lease agreement back. This should be one of the major issues in the negotiations of a new contract.

J. Nelson spoke of the Waste News advertisement regarding the Request for Proposals for the MRF Operator and the Recovered Metals and how the block ad must be submitted by tomorrow. The advertisement is simply a notice indicating that there is an RFP. Since the proposals have not yet been reviewed, there is still ample time to make any changes from when the publication becomes available, which he believes is October 26<sup>th</sup>.

### **Resolution No. 688 – Town of Poughkeepsie Sewage Disposal Agreement**

The resolution is to be amended in the first paragraph after the word Agreement to read as, “with respect to the Agency’s facilities on Sand Dock Road.” A motion to approve Resolution No. 688 as amended was made by C. Chale, seconded by E. Mills and unanimously approved.

### **Resolution No. 689 – Town of Poughkeepsie Sewage Disposal Agreement**

The resolution is to be amended in the first paragraph after the word Agreement to read as, “with respect to the Agency’s facilities on Sand Dock Road.” A motion to approve Resolution No. 689 as amended was made by E. Mills, seconded by C. Chale and unanimously approved.

### **3. Public Comment**

There was no public comment.

William Conners and T. E. LeGrand left the meeting at 6:30 pm and C. Chale announced that due to their absence the meeting is now adjourned at 6:35 pm and will follow with an Attorney-Client session for consultation only. Another meeting is to be scheduled for October 20<sup>th</sup> or October 26<sup>th</sup> to discuss several pending issues that were not settled at this meeting.

Respectfully submitted,

William J. Calogero  
Executive Director