

DUTCHESS COUNTY RESOURCE RECOVERY AGENCY

OCTOBER 16, 2014 – 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; K. Williams, Secretary; Board Members; T. LeGrand and D. Petrovits; Agency Staff, W. J. Calogero, D. Walsh and C. Tamney; Agency Counsel, J. Nelson; D. Leibnitz, HDR; and L. Carille, Dutchess County Deputy Commissioner, Division of Solid Waste Management.

1. **Regular Session** – Chairman J. Small called the meeting to order at 5:03 pm.
2. **Minutes** – Chairman J. Small presented the minutes of the July 24, 2014 board meeting. A motion to approve the July 24, 2014 board meeting minutes was made by D. Petrovits, seconded by W. Nussbickel and unanimously approved.
3. **Operating Report** – D. Walsh reported that the Facility received 13,762 tons of waste in September which was 2,800 tons over what was budgeted for the month. The year-to-date tonnage amount is 5,000 tons over budget. Chairman J. Small asked where the extra tonnage was coming in from and W. Calogero replied that most of the additional waste was from Royal Carting. L. Carille asked why there was a low amount of electricity produced and low tonnage amount for recovered metals this month. D. Walsh replied that the scheduled two week Facility outage was this month which meant the plant was not running at its full capacity as the necessary maintenance work was being performed.
4. **Engineer Report** – D. Leibnitz reported that in September the Facility underwent two scheduled outages. Unit No. 2 was out the week of September 15th and Unit No. 1 was out the week of September 22nd. Therefore, the performance of the Facility in September cannot be accurately represented by the calculation methods of the new Agreement.

In September the Facility processed approximately 10,700 tons of MSW, however, 13,762 tons of MSW was received. This large difference between processed tonnages versus tonnage received creates an inaccuracy in the one month performance calculations. The three month performance of the Facility (July, August and September) averaged 273.1 net kWh/ton electrical generation, 3.9% ferrous recovery and 31.7% wet ash generation, calculated in accordance with the new Agreement. This initial disrupted operational mode was anticipated and incorporated into section 2.3 (c) of the new Service Agreement, which forgives any performance penalties for the first quarter of operations. The pit volume inventory increased accordingly.

The availability of the Facility since the outage has been 98%. This was due to both MSW cranes being out of service for approximately 6 hours causing the Facility to shut down for a short time.

HDR personnel performed internal inspection of the equipment during the outages and have prepared detailed photographic reports of the as-found conditions. D. Petrovits asked that the Board be provided with a list of items that need to be repaired at the Facility and the schedule of when the Operator will do the work.

The Facility tipping floor repairs (slab replacement) is complete. Wheelabrator also performed a leak test on the ACC on October 15, 2014 and will provide a copy of the test report when completed. Presently the pit contains approximately 2800 tons of MSW.

The NYSDEC conducted a detailed inspection of the Facility on October 15, 2014. The NYSDEC seemed satisfied with the operation of the Facility, as observed, and has agreed to allow the Agency to have more time to acquire the necessary records that are presently missing. Today, Covanta sent two former plant personnel to the Facility to assist with the retrieval of documentation. Copies of several missing documents were located in the electronic file systems of the Facility equipment.

The retesting of Unit No. 2 is scheduled for the week of October 27th. The Agency and HDR are working with Wheelabrator in their third quarter compliance certificates for both the air and solid waste permits.

5. **Agency Financial Report** – C. Tamney presented the payables in the amount of \$1,186,600.53. The HDR bill for \$63,282.35 was discussed and Chairman J. Small requested an itemized listing of the charges pertaining to the bill so the Board may review it at the next board meeting. The Progressive truck Insurance invoice was discussed. It was requested that a few more quotes be obtained from Brinckerhoff and other insurance companies such as Dalleo and Marshall & Sterling. A motion to approve the bills as presented minus the Progressive Insurance invoice for \$16,488.00 for the amended total of \$1,170,112.53 was made by T. LeGrand, seconded by W. Nussbickel and unanimously approved.

The Profit & Loss Analysis was reviewed, particularly the engineering fees. The professional services budget increase in part was from the Operator contract negotiations. J. Nelson reminded the Board of the separate Resolution passed to increase funds to account for the ongoing contract negotiations led by A. Cohen of HDR. He was unsure though if the annual budget was increased to reflect that addition. Also, HDR continues to be involved with VanDeWater in the litigation proceedings with Covanta.

6. **Other Business** – W. Calogero stated that the Household Waste Collection Day event was held in Rhinebeck on October 4, 2014 and there were 159 attendees. The Rhinebeck Highway Dept. is interested in hosting the event again next year; however, they would like to work on devising a different traffic pattern.

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

8. **Executive Session** – At 5:50 pm a motion to move into Executive Session was made from K. Williams, seconded by D. Petrovits and unanimously approved for discussions relating to the hiring/firing of a particular person, firm or corporation and also for attorney/client discussions regarding the Covanta litigation.

9. **Regular Session** – The meeting resumed back into public session at 6:30 pm.

With no further business to discuss, a motion at 6:31 pm to adjourn the meeting was made by W. Nussbickel, seconded by D. Petrovits and unanimously approved.

Respectfully submitted,



William J. Calogero
Executive Director