

draft
MINUTES
THE BOARD OF SUPERVISORS
RUTLAND COUNTY SOLID WASTE DISTRICT

BUSINESS MEETING
May 5, 2004

MEMBERS PRESENT:

Brandon	Mei Mei Brown	Poultney	
Castleton	Chris Cresci	Proctor	George Finch
Clarendon	Nancy Buffum	Rutland City	Paul Barbagallo
Danby			Bruce Bentley
Hubbardton			
Ira	Larry Taggart	Killington	
Mendon		Wallingford	
Mt. Tabor		Wells	
Pittsford	Don Nickless	West Rutland	

OTHERS PRESENT:

Jim O'Gorman	District Manager
Deane Wilson	RCSWD

CALL TO ORDER

At 6:30 p.m. Chairman Bentley called the meeting to order. A quorum was present.

ITEMS FOR DISCUSSION AND ACTION

1. SET AGENDA

The following items were added to the agenda: Executive session
Introduction Jim Toher CWM

2. MINUTES OF APRIL 7, 2004 SUPERVISORS MEETING

Ms. Brown moved that the minutes be accepted. Ms. Buffum provided the second. The vote was unanimous.

Chairman Bentley suggested that Mr. Toher be introduced at this time.

Mr. Toher described his relationship with the previous District managers and the working relationship with the District/Casella disposal contract. Mr. Toher was the principal contact for the negotiations on the current long-term contract for both the transfer station and the MRF. Mr. Toher offered a collaborative approach to the current negotiations with the disposal contract and would like to see a long-term contract that was competitively priced with a win-win scenario for everyone. Mr. Toher offered his time and services at the convenience of the board. Chairman Bentley thanked Mr. Toher for his time and said that the District would be in touch.

3. FINANCIAL STATEMENTS, MARCH 2004

Mr. O'Gorman distributed a manager's report that stated actual revenue to date. Ms. Brown asked about the line item for enforcement? Mr. O'Gorman discussed the Enforcement Officers duties and how it related to the District. Mr. Nickless and Mr. Finch asked what enforcement was done within the District. Mr. O'Gorman explained that the Enforcement Officer would review haulers operations and make sure that the haulers were

within compliance at the State and District levels. Also, the Enforcement officer was called upon to investigate and track the waste materials that were generated at the Walgreen's site.

Ms. Brown moved to accept the March financial statement. Ms. Buffum provided the second. The motion passed unanimously.

4. OPEN TO THE PUBLIC

No public were in attendance.

5. OLD BUSINESS

A. Casella Contract

Mr. O'Gorman offered his managers report. There was concern on a clarification for the contract time frame. Mr. Finch suggested that wording be included that allowed the District to respond after the deadline should Casella wait until the last minute to respond to the District's offer. Mr. Nickless asked what the time frame of the contract was and the consequence if the District didn't respond. Mr. O'Gorman said that the contract required a response by August 2005 and the current contract didn't have an automatic renewal. Ms. Brown mentioned that there was a meeting on May 6th to discuss and review disposal options. Mr. Cresci will present Castleton's cost to move their MSW to the Adirondack facility.

B. Carrara / Wilbur update

Mr. O'Gorman described the current schedule with the concrete crushing. Mr. Fuller had processed 5800 tons of 1 1/2" minus of concrete and 1300 tons of crushed asphalt. Mr. O'Gorman had proposed selling the material for \$6/ton; the breakout costing \$4.5 to crush and \$1.25 for Wilbur's to load. The metal pile and brush pile were almost cleaned up. Mr. O'Gorman said that Mr. Varney had instructed him to address a letter to Bob Carrara concerning the timeframe for the remainder of the property and other outstanding issues, as he would like to resolve this conflict. Discussion followed on the issue of returning the property back to "grade". Mr. Finch and Mr. Taggart questioned what was grade and was there a need to hire an engineer? Ms. Brown suggested we contact the city to see if they could help determine grade and provide an engineer? Mr. Bentley instructed Mr. O'Gorman to respond in writing to the Carrara's and detail our intentions but also question what they have for "grade" expectations.

C. Elnicki Contract

Mr. O'Gorman said he had talked to the Elnicki's about the contract. The Elnicki's felt they were living up to their end of the deal. Mr. Cresci asked if the contract had been thoroughly researched? Mr. O'Gorman said evidently not, that other existing markets should have been used as a reference for setting the fee structure. Mr. Nickless asked if there was a way to stockpile the material until the end of the contract and, was the District obligated to give them 100% of the material? Ms. Brown suggested that Mr. O'Gorman renegotiate the contract.

D. Nixon / Alliance Construction - Walgreen's Project

Mr. O'Gorman said that Nixon had submitted the necessary paperwork. The State was taxing all the material that was generated on site and moved to the Casella facility in Maine. The Board determined not to accept the *Application for Designation as a Facility Eligible to Receive Solid Waste Generated Within the District* as the facility is an incinerator, not a recycling facility. Mr. Taggart suggested the District follow the State's lead and assess a surcharge on the material. Discussion followed on the definition of recycling in the District's ordinance. Ms. Brown suggested Mr. O'Gorman contact the league and ask for their explanation/definition of recycling. Ms. Brown also suggested to contact the State and see what legal course they planned on following and if the District could become a partner in the case.

E. Review of fee schedule

Mr. O'Gorman offered that not much had been done with the fee schedule and would present information at the next meeting.

6. NEW BUSINESS

A. Weekly Board Warrant

Mr. O'Gorman relayed Ms. Segale's interest in the possibility of executing checks of \$100 or less if an emergency situation arose without having to wait for the warrant to be cleared. Ms. Brown offered that the Board was on the correct track and would like to see it cleared on the board warrant before issuing the monies. Mr. O'Gorman offered that \$300 existed in petty cash and this could be used. Mr. Bentley suggested that the petty cash be increased to \$500 to cover any needed moneys for emergencies. Mr. Cresci asked if this would appear on the warrant and Mr. O'Gorman said that it would.

7. GENERAL INFORMATION

Ms. Brown suggested that the Board write and acknowledge Mr. Nichols years of service on the Board. Mr. O'Gorman offered that he would have a plaque made honoring Mr. Nichols commitment to the District. Mr. Bentley said that an article in the Rutland Herald would be a nice gesture. Mr. O'Gorman offered a spreadsheet on the history of District MSW disposal cost over the years and mentioned there was some confusion on the CPI adjustments. Mr. Nickless questioned the State \$6/ton tax and asked if there had been any changes to that over the years? Mr. O'Gorman said that there hadn't.

8. EXECUTIVE SESSION

7:50 pm motion by Ms. Brown, seconded by Ms. Buffum to go into executive session for personnel issues.

8:40 pm motion by Mr. , seconded by Mr. , to come out of executive session.

9. ADJOURN

At pm Mr. moved to adjourn. Mr. provided the second. Vote was unanimous.

Respectfully submitted,
Deane Wilson