

**Minutes
Board of Supervisors
March 5, 2014**

The Board of Supervisors of the Northwest Vermont Solid Waste Management District held its regular monthly meeting on Wednesday March 5, 2014 at the District Offices, 158 Morse Drive Georgia, VT at 6:30 PM.

Vice Chair Dave Clark called the meeting to order at 6:42 PM.

Supervisors Present:

David Clark, Fletcher
Mary Robinson, Richford
Chris Leach, Swanton
Barry Kade, Montgomery
Terry Anderson, Isle La Motte
W.G. Cioffi, City of St. Albans
Bill Rowe, So. Hero

Al Voegele, St. Albans Town
Jaime Tibbits, Fairfield
James Lintereur, Bakersfield

Supervisors Absent:

Paul Lambert, Georgia
David Jacobs, No. Hero
Pierre Letourneau, Enosburg
Steve Aubin, Alburg
Dave Supernault, Sheldon

Vacant, Berkshire
Vacant, Grand Isle

Others Present:

John Leddy, Executive Director
Pam Bolster, Business Manager

1) Vote: Minutes of the Board meeting of February 12, 2014. Mr. Clark (as Mr. Rowe was late due to a time error on the agenda) called for a motion to approve the minutes as written. Mr. Lintereur moved to accept the minutes as written with one correction that Fairfield be taken of the attendance list as Vacant as we now have Jamie Tibbits as a representative. Mr. Kade seconded the motion with that correction. The minutes were accepted with that correction without opposition. There was an abstention due to absence from Mr. Cioffi.

2) Old Business:

a) Executive Director's Report.

Mr. Leddy reported that on Town Meeting Day Alburgh voted to withdraw from the District, and on a positive note, Highgate has voted to join the District. He noted that we might want to discuss offering services to Highgate prior to 7/1/2014 which would be their initiation date. He also noted that under new business we should discuss the

procedure for Alburgh's withdrawal. Later this month on March 26th at 6PM the District will be hosting a meeting with the haulers of the District in relation to Act 148 (Universal Recycling Law) and invited the board to participate if they wish. He reported that we sent out 17 invitations but only expected 6 of the haulers to attend. The state will be presenting and will have a period after for questions and discussion. Attendance brought up the discussion of Duffy's and their outstanding balance with the District and how to handle this situation. There is concern about the longevity of their company and how to secure the monies owed to the District. Mr. Cioffi suggested having a lawyer take a look at it and advise us of our options, liens, value of routes etc.

Mr. Leddy said that our news letter came out this month. He noted that there was an interesting bit of legislation that came up this week, sponsored by Jeff Myers and Tam Recycling out of the southern half of the state, which is focused on C&D Waste. It has been attached to another bill that covers various issues, which is a proposal for a three year pilot on C&D recycling which says that any projects which generates more than 20 cy of C&D and is within 30 miles of any C&D facility, that they have to bring the C&D to the recycling facility, not to the landfill. It was short of the original proposal which added certain segments of C&D Waste, clean wood, asphalt shingles, brick and mortar to mandatory recyclable list. It was asked if Myers facility could handle the amount of material that this would generate? Discussion ensued. Mr. Leddy stated that it does have support in the house. It is S208. ANR is as well behind this. Mr. Voegelé asked if the Districts take a stand on any of these issues. Mr. Leddy stated that yes we can. He said it would certainly have an impact on our business affecting our C&D surcharge income. He noted that in administrative news the District has been working on site certifications for both Fletcher and Bakersfield. This is the first time that they will be certified as in the past those sites had been considered fast trash. This will also allow us to collect things like electronics. Mr. Leddy stated that Casella's (who holds the electronics contract) has been receptive to providing containers if we need them at the sites, so this is a possibility.

Mr. Leddy came back to the Alburgh situation and mentioned to the board that Alburgh had asked for assistance with their transfer station's certification, due on March 1st, which has been done in the past by the District though it has never been a part of the District's agreement with them. From Mr. Leddy's discussion with them they seemed to have the process well in hand with some assistance from the state. He explained that when they have officially withdrawn from the District they will no longer be able to claim that they are under our management plan and will need to write their own plan as well as re-doing the certification. The board felt that if they need assistance with their current certification, as they are still with the District that we should assist. The question arose though if they ask for assistance

with the management plan that they will have to write upon leaving the District how we will respond. This will be discussed at a later time, if the situation arises. Mr. Leddy noted that the state is in the process of writing their own management plan so nothing will be able to be done until that is complete.

He said that at the next meeting he will share some information from a study that the state had done on organics collection either at the April or May meeting.

b) Finance Report:

Ms. Bolster directed the board to the Profit and Loss. She noted income is up, expenses are down. She stated that the drop off sites have had a couple of difficult months in terms of collection income and attributes that to the extreme cold weather we have been experiencing.

She noted that she has set Mr. Burns up with a weekly payment plan as they had discussed at the last meeting. She set him up with a 2500.00 a week payment and to date he has made 3 payments totaling 7500.00 and has done so without any reminders. Ms. Bolster discussed Duffy's and her attempted contact with them. She will continue her efforts in this area.

Ms. Bolster noted that we have received our new conference phone which will be set up at the time we switch our service provider for voice and data as the District will save appx. 130.00 per month with this change. Our current provider is One Communications and we will be changing to Sovernet, a local provider.

Ms. Bolster asked for signatures from those board members not present at the last meeting on the resolution for the bank that was discussed at the last meeting which updates the board members and officers as well as giving Ms. Bolster the ability to discuss District accounts with the bank and to place stop payments on checks.

Ms. Bolster gave a handout to the board which is a tailored to The District version of the VLCT sample Drug and Alcohol policy (based on what the new drug testing company utilized is asking for), that the District needs to develop to be in compliance for CDL DOT Drug Testing. She asked the board to review this and at the next meeting we will discuss this. Mr. Voegelé felt that there should be uniform standard amongst all employees. Mr. Rowe felt that this should be called a testing policy. A discussion ensued and will be continued at the next meeting. Mr. Leddy noted that a lot of it is citation from Osha Regulations. Ms. Bolster read to the board what our current policy states. Mr. Voegelé asked that Ms. Bolster send a copy via email of the current policy. Mr. Rowe said we should put this on the agenda for the next meeting. Ms. Bolster asked if any board member has ideas or thoughts on this that they email her ahead of time and she will make sure all thoughts are covered and discussed.

3) New Business:

a) Discussion - Town Meeting Reports / Updates:

Board Members gave updates on Town Meeting Day from their towns. Mr. Leach mentioned that Swanton was curious about the fact that they did not have a scheduled Household Hazardous Waste Day and between he and John they decided how to approach this topic with them, letting them know that periodically there could be "off" years for collections in towns and as there are other collections close to them this year as well as being able to utilize the Georgia facility they should be ok with this. Mr. Rowe did stress customer service.

Mr. Rowe asked what the vote count was from Highgate for joining the District. Mr. Leddy stated that it was 269 yes to join, 152 no's, 20 blank, 3 spoiled. Mr. Cioffi asked what the population of Highgate was in comparison to Alburgh. Ms. Bolster said 3561 for Highgate, 2022 for Alburgh, and stated we will pick up about 1500 residents.

b) Discussion - NWSWD Drug and Alcohol Policy Update (handout):

Covered erroneously under the Finance Report Section thanks to Ms. Bolster.

c) Discussion – Unit Based Pricing Guidelines and NWSWD Ordinance:

Mr. Leddy directed everyone to the handout which is a sample ordinance from the state distributed to all municipalities. It states that all municipalities will pass a unit based pricing system so to give incentives for reduction and recycling by charging for trash based on the volume that one generates. He said we do have in our ordinance a paragraph that basically says all haulers will charge on a system that promotes reduction by charging based on volume. Discussion ensued. Mr. Leddy said that the topic of how much of a difference in pricing promotes this. More discussion of pricing scenarios occurred. Mr. Kade felt that we should make this a licensing requirement. Ms. Bolster stated that it became last year a part of our hauler licensing that all haulers needed to provide their pricing structure to us. There was quite a lot of opposition from most haulers regarding this but the District was partially successful in obtaining this with a few refusing. Mr. Kade said that as there are proprietary issues here he could see that. Ms. Bolster stated that we include a section in the licensing that asks for them to list anything on the application that they do not wish released for proprietary reasons and the justification behind it. It states that we will follow their request for confidentiality on anything listed. Mr. Clark asked when we will need to adjust our ordinance to comply. Mr. Leddy stated by July of FY15. Ms. Bolster stated that we will need to resolve ourselves to following through if these haulers do not comply with our request to provide pricing going forward. Mr. Leddy said that this pricing request has been challenged with Chittenden Solid Waste and Chittenden did win. Additional discussion ensued including recycling enforcement.

4) Other Business.

a) Schedule Committee Meetings for the coming month: None scheduled.

5) Public Comment. None.

6) At 8:10 PM Mr. Rowe asked for a motion to move into Executive Session to discuss Mr. Leddy's upcoming performance review. Ms. Anderson moved to adjourn the regular meeting and move to executive session. Mr. Kade seconded the motion and the motion was passed. Executive Session Adjourned at PM.