

Minutes
Rockland County Solid Waste Management Authority
May 3, 2001

Members Present

C. St. Lawrence
S. Corallo
L. Dessau
E. Devine
T. Dusanenko
F. Fornario
C. Holbrook
S. Hurley
D. Jobson
T. Kleiner
T. Lawless
I.Schoenberger
Dr. Yarmus

Members Absent

R. Karben
A. Thompson

Other Present

R. Delo
A. Etelson
T. West
T. Pytlar
S. Simon
H. Benado
M. Dowd
S. Abate
D. O'Donnell
S. Orfini
R. McCarthy
D. Weiss
M. Karin
B. Burns

The meeting was called to order at 8:20 p.m.

Item #3

RESOLUTION NO. 12 of 2001
ADOPTION OF MINUTES, MEETING OF MARCH 22, 2001

K. Zebrowski offered the following resolution, which was seconded by D. Jobson and was approved unanimously,

RESOLVED, that the transcribed minutes of the Rockland County Solid Waste Management Authority for the meeting of March 22, 2001 as recorded by the Clerk are hereby adopted.

Item #4-REPORTS

WFC

T. Pytlar stated the April activities of WFC for the Solid Waste Authority has been the following:

1. Continuation of tracking the NYS DEC grant applications
2. Assisted in a pre-application for the daily recycler
3. Observed testing of new equipment in the MRF for the sorting of commingled paper
4. Assisted in the pre-planning for the schools in recycling

5. Development of the Backyard Composting Program
6. Assisted the Authority with the availability of wood waste for the Coco. Visited a wood waste facility with the Authority staff.
7. Assisted in a formula for the commercial recyclables for out of county users.
8. Continued observation of the construction at the scalehouse/transfer station

T. Dusanenko questioned what is the status of the backyard compost units?

R. Delo answered that the Authority has been reviewing all different types of composting bins and the specifications are being developed. The Authority will be purchasing different bins because of different preferences people have.

T. Dusanenko questioned before specifications are written what steps are being done to be sure that the bins function well?

R. Delo answered that part of the research is to evaluate the various types of bins.

T. Dusanenko suggested that some manufactures give test bins before buying a large amount of bins.

T. Pytlar stated that there are 25 styles.

R. Delo stated that the Authority is working with Cornell Cooperative Extension on this program. They have submitted a proposal for education, which will include an operating manual and a follow up survey form for the residents.

T. Dusanenko questioned how much would they sell for?

R. Delo answered that the Authority has to give them away.

T. Dusanenko suggested being a sample monitor.

S. Hurley questioned when assistance comes from WFC is that part of the contract or is that additional work?

R. Delo answered that WFC provides technical assistance to the Authority in several areas. There is one contract with various amendments including construction administration for the transfer station and various grant and operational issues.

Executive Director

R. Delo stated that because of the problem with the amendment at the coco being to wet the Authority had to bypass the coco with sludge for three weeks. For various reasons the amendment from Clarkstown has been inadequate in quality and quantity. The Authority had to go to outside landscapers to get amendment, which has taken a lot of time from staff to bring that material in. We have to pay for this material but the savings of the

trucking costs may offset a portion if not all of this cost. The Authority needs to come up with a long-term solution to this problem.

Recycling Coordinator

S. Abate stated that his current projects are:

1. Recycling Bins Program-received and distributed over 30,000 bins. Currently taking 2nd order for more bins.
2. Wheel Kit Pilot Program-most delivered to Senior Citizens. Survey forms are being sent back. A1 has received the most favorable response to date.
3. Status of outside Rockland County Accounts-American Resource & Damato Paper Stock are almost ready for closure. Mahwah, Park Ridge & Hawthorne are also seeking closure. The reason why these contracts are on hold is because of the recommendation that WFC made on the Charge formula. The charge formula came into effect when several communities became concerned about if the market went flat.

St. Lawrence questioned that the new formula would protect the Authority if there were a change in the market prices and the communities would then have to pay to dispose of the material.

S. Abate answered yes.

S. Abate continued:

4. A meeting was set up with the Health Department in reference to Article 17, to help the schools, condos and apt. get in compliance.
5. Composting bin meeting has been set up with Cornell.
6. Recyclables tonnages for the year 99 have been provided to show an increase in the tonnages.

T. Kleiner questioned if the recyclables tonnages were included because of the comment he had made last meeting?

S. Abate answered that he does not believe that the numbers are going down.

R. Delo answered that the Rockland tonnages are up from last year. S. Abate's main focus was to bring up recycling to the MRF and that has been achieved and now we will refocus on Rockland businesses and residences to increasing Rockland recycling rates.

S. Abate stated that just from the two outside Rockland contract it would be an increase of 1/3 the total of Rockland tonnages.

St. Lawrence stated the amount of recycling is amazing. What is the status of Orange County?

S. Abate answered Orange County is very slow in signing the contract. Bergen County Utilities Authority is also interested in signing a contract. West Point is another community that is interest. Omni Recycling is on hold because they are having internal problems.

T. Kleiner questioned why New Hempstead's tonnage went down?

St. Lawrence stated that at that time there were carter problems.

R. Delo stated that under out IRMA contracts the municipalities have to bring their recyclables to us.

S. Hurley questioned if the Health Department notifies the municipalities if their carter has received a violation?

R. Delo answered that he was unsure, but would check with the Health Department.

St. Lawrence stated that the operator of the transfer station should also notify the Authority.

S. Hurley questioned if there are any Authority personnel to watch the loads?

R. Delo answered that the Authority only has one employee in the field that spot checks the loads.

St. Lawrence questioned if the intake of recyclables becomes so great, would WM have to go to another shift under contract?

R. Delo answered that WM has stated that another shift would cost a lot of money and they want the Authority to ensure them that we will sign these contracts.

Item #5

**RESOLUTION NO. 13 of 2001
AUTHORIZATION TO EXTEND FUNDS FOR REMOVAL AND RE-
INSTALLATION OF FOUR UTILITY POLES ON BALER BOULEVARD**

WHEREAS, the Rockland County Solid Waste Management Authority (the "Authority"), is a Public Authority Corporation, duly organized and existing under the Title 13-M of the Public Authorities Law of the State of New York, and

WHEREAS, a potential dangerous situation is posed by the possibility of a huge truck colliding into one of the utility pole on entering and/or exiting from the Authority's transfer station on Baler Boulevard, and

WHEREAS, the situation has been investigated and the solution appears to be the widening of Baler Boulevard to allow more space for trucks to exit from Baler Boulevard, and

WHEREAS, Baler Boulevard cannot be widened on its southerly side for the reason that it would intrude on the landfill, and

WHEREAS, Orange and Rockland Utilities, Inc. maintains four utility poles on the north side of Baler Boulevard, and

WHEREAS, the said utility poles must be removed and replaced further north of Baler Boulevard to allow for the widening of same, and

WHEREAS, Verizon Communications maintains cables attached to said utility pole, and

WHEREAS, Orange and Rockland Utilities, Inc. will not permit an independent contractor to remove and reinstall said poles, and

WHEREAS, Orange and Rockland Utilities, Inc. has estimated the cost of the removal and reinstallation of said poles in the sum of \$22,787.75 - \$26,087.75 and requires an up front payment in the sum of \$20,000, and

WHEREAS, Verizon Communications has estimated its cost for relocating its cable in the sum of \$2,787.75 and requires payment in advance, and

WHEREAS, the Authority recognizes the importance of widening the road to avoid the possibility of collision and resultant damage and danger to the users of the transfer station and Baler Boulevard, therefore be it,

RESOLVED, that the Authority hereby authorizes the above expenditures to be made and directs the Executive Director to authorize and take such steps as are necessary to implement the intent of the resolution.

Motion to Approve
Zebrowski/Schoenberger

Discussion

R. Delo stated that at last month's meeting a resolution was passed authorizing a change order to the 1E Contract for this work and when the work was about to start O&R refused to have any other company work on the lines. Based on an opinion from counsel we have to let O&R do the work even though it's more expensive.

S. Hurley questioned the widening of the road?

R. Delo answered that it is our road, and it is right next to the landfill.

Unan.

Item #6

Presentation Kalmar Ad/Marketing

R. Delo stated Kalmar Ad/Marketing is here to give the Authority members a presentation on their firm.

Doris Weiss, the president of Kalmar Ad/Marketing, was introduced. Their marketing presentation is an image building presentation as well as an education program for the residents of Rockland County to be sure that the residents understand what the Authority is doing, and how it benefits their community.

Kalmar Ad/Marketing presented new stationary with the Authority member's names on it and a new logo for the Authority, which would be used for everything that the Authority sends out. Kalmar Ad/Marketing would generate weekly press releases to the public through the County newspapers. They presented a slogan "Together we are turning solid waste into solid gold" for the Authority's campaign.

S. Corallo questioned if the mailings would be in different languages for different areas in Rockland County?

D. Weiss answered yes depending on the budget amount approved.

T. Dusanenko suggested that in the slogan you use the dollar amount of the money that the municipalities were paid from the Authority for their rebates and how it is less money that the residents paid in taxes and keep updating that number.

D. Weiss agreed with T. Dusanenko and passed around a suggested newsletter for the education program, which would be sent to each household. Everything is for presentation only and the original would have to be worked on. Kalmar Ad/Marketing also proposed a transit campaign. Using the transit system with rolling billboards can educate the residents.

F. Fornario questioned if Kalmar/Ad Marketing has any active accounts with any municipalities?

D. Weiss answered no.

T. Kleiner stated that the product is great, however there is a lot of work to be done before it goes out to the public. The underlying approach is not the one that should be taken. The Authority is not trying to promote the Authority. The focus should be on making sure that the residents recycle more because it puts money back into the community and that recycling is good for the environment. T. Kleiner stresses that he

liked the product but it did not hit on the point. T. Kleiner offered to join the education committee.

S. Hurley questioned the pricing for the stationary in all three proposals are different?

D. Weiss answered that it was a typo. The dollar amount for the stationary should been consistent for all three proposals.

R. Delo stated that this item is for discussion tonight but if the board wants to move ahead there is a resolution in the packet with R. Delo's recommendation.

K. Zebrowski requested that the Board discuss the item at a later date.

I.Schoenberger complimented Kalmar Ad/Marketing on their professionalism, and that this program would increase awareness.

T. Kleiner agreed with I. Schoenberger but for future discussion the bus poster is a great design but will not make a resident recycle more.

T. Dusanenko stated that the resident should see recycling and see a deduction of their tax dollars.

D. Jobson stated that at some point the Authority is going to need a symbol.

D. Weiss stated that each part of this program is a part of the whole idea.

S. Hurley agreed with T. Kleiner that the word recycle has to be a part of this program.

St. Lawrence suggested changing the name of the Authority.

T. Kleiner stated that residents do not need to know about the Authority, residents do not care that their recyclables are going to the MRF.

St. Lawrence stated that the greatest impact is when a mother and child are finished with a can of soda and they go throw it into the garbage bin. The can should be taken out to a special bin. The weekly new releases should let people know that a change in their behavior is what is going to make the difference. The Authority should not be publicized but the residents need to know that the Authority exists and that it is their Authority.

D. Weiss stated that it gives the Authority credibility.

S. Hurley suggested that maybe the Authority should be issuing garbage cans that have a message on it.

T. Kleiner agreed with S. Hurley.

St. Lawrence noted that Hurley, Kleiner and Dessau are new members of the education committee.

Item #7

**RESOLUTION NO. 14 OF 2001
AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A RENEWAL
OF THE CONTRACT WITH GLOBAL ACTION PLAN
IN THE SUM OF \$170,000**

WHEREAS, the Rockland County Solid Waste Management Authority is a Public Authority Corporation, duly organized and existing under Title 13-M of the Public Authorities Law of the State of New York, and

WHEREAS, conservation and the concept of reduce, reuse and recycle are primary concern of the Authority, and

WHEREAS, the New York State Department of Transportation and the Rockland County Planning Department have met and discussed the feasibility of implementing a Global Action Plan as part of the Sustainable Lifestyle Campaign that will help facilitate the concept of reduce, reuse, recycle and environmental conservation, and,

WHEREAS, the Authority has been asked to continue its participation in the Sustainable Lifestyle Campaign in up to 50% of the costs of the program, and

WHEREAS, the Authority contracted with Global Action Plan in a contract dated August 2, 1999 providing for the services of Global Action Plan in the sum of \$90,000, and

WHEREAS, the Authority renewed the contract with Global Action Plan for the term August 1, 2000 through July 31, 2001, and

WHEREAS, the Global Action Plan maintains a staff of two full-time employees plus home office support, and,

WHEREAS, Global Action Plan has proposed a renewal of the contract for the year three term from August 1, 2001 through July 31, 2002, with the following options:

Option 1-Contract amount in the sum of \$145, 000 staffing two full time employees servicing 50 Eco teams

Option 2-Contract amount in the sum of \$170,000, staffing two and one-half full time employees servicing 50 Eco teams and 10 neighborhood teams to demonstrate the Livable Neighborhood Program, and,

WHEREAS, the Authority has negotiated with the Department of Transportation to reimburse the Authority 50% of the costs of the program, and

WHEREAS, the Authority has accepted the proposal for Option 2 for the year three budget, now therefore, be it,

RESOLVED, that the Authority authorizes its continued participation in the program, and it is further,

RESOLVED, that the Executive Director is authorized to enter into a contract on behalf of the Authority with Global Action Plan and execute any and all documents necessary to facilitate the contract and the program under Option 2.

Motion to Approve
Lawless/Schoenberger

Discussion

S. Hurley stated that GAP was supposed to attend the Town of Stony Point meeting and never attended.

St. Lawrence requested a G.A.P. representative to attend the next board meeting for the Town of Stony Point. St. Lawrence also questioned the total amount of Eco-Teams in Rockland County.

M. Dowd answered that he would check his calendar and attend the Town Board meeting. There currently are 55 Eco-Teams in Rockland County.

M. Dowd described the options of the contract.

Option 1-Contract amount in the sum of \$145, 000 staffing two full time employees servicing 50 Eco teams

Option 2-Contract amount in the sum of \$170,000, staffing two and one-half full time employees servicing 50 Eco teams and 10 neighborhood teams to demonstrate the Livable Neighborhood Program.

R. Delo stated that his discussions with the NYS DOT were that they would not tell us in advance their approval on the options but they should support the whole project. R. Delo recommendation is option #2.

Dr. Yarmus stated that the program is excellent and is excited that option #2 focus on lower income people in Rockland County.

D. Jobson questioned why Chestnut Ridge, a small community, has a lot of teams compared to the small numbers of teams in large communities?

St. Lawrence answered that Chestnut Ridge was one of the first communities that wanted an Eco-team.

Motion to Approve
Yarmus/Schoenberger
Hurley Nay

Item #8

Discussion-Availability of Quality Amendment for Cocomposting Facility

T. Pytlar stated that since the amendment at Clarkstown has been too wet for the Cocomposting Facility, WFC looked into solar heating as an option of drying Clarkstown's amendment at the Composting Facility site. WFC did not have a recommendation for the Board but did do some preliminary work on constructing an additional structure at the existing facility and how much solar heat would be needed to dry the amendment.

L. Dessau questioned if the solar heat would be converted from sunlight and the heat would be moved around the building with blowers?

R. Delo answered yes; the solar heat needs to increase the percent solids of the amendment by 10%-20%.

L. Dessau questioned if these solar panels have a long life?

R. Delo answered yes.

Item #9

Discussion - N.Y.S.D.E.C. Environmental Protection Fund Grants

R. Delo stated that no one has offered a site for the consolidation facility. WM has submitted the preliminary report for the fiber presort system and their opinion is that the equipment is an enhancement to the facility and the Authority should keep it. The Authority needs to do more negotiations with WM on the equipment price. R. Delo stated that there might be a need for some enhancements on the container line because of all the material at the MRF. The Authority will look into trading the container enhancements for the paper equipment with WM. The Authority has an option of getting a grant for a foodwaste composting study. The Authority is waiting for the Town of Ramapo to give the Authority some feed back on this.

St. Lawrence questioned the deadline for the foodwaste grant?

T. Pytlar answered the Authority has a deadline of June 1.

Item #10 & #11

Discussion- Revisions to Local Licensing Laws & Status of Delinquent Accounts

St. Lawrence stated that an updated aging summary has been handed out.

S. Simon summarized the aging report:

Action Carting-	No Problem
Capasso Carting-	Total \$59,000, paying slowly and not a active carter any longer
Charles Capasso-	paying slowly, not active
Donato Marangi-	over 90 days is in dispute, paying current bills
Heip-	Not a current carter
F&P-	Old balance, company out of business
Marangi Disposal-	over 90 days, have a judgment
Marangi Services & TTI-	not using facility, resolution tonight for approval for a judgment

F Fornario questioned who gets put on COD?

S. Simon answered that it depends on the volume of the carter.

R. Delo answered that if a carter is put on COD that means that they are delinquent and/or there might be a problem with one of the billings that takes some time to resolve.

S. Simon explained that Marangi Service and TTI had a previous outstanding balance and paid it off. Their average balance per month is \$150,000. The reason that their balance jumped so high was because the blank checks that they left for their daily activity all bounced.

S. Hurley questioned if it should be a practice that the Authority takes blank check from carters?

St. Lawrence answered that there are a lot of different trucks that come in. One blank check a day makes it easier.

S. Hurley stated that it should be the responsibility of the company to stop back at the end of the day to complete their check for their daily activity.

T. Dusanenko questioned credit card payments?

R. Delo answered that the fees are very high.

St. Lawrence referred to the aging report and questioned Miele Sanitation. The Authority should not pay him until he pays the Authority.

R. Delo stated that the Authority is holding Miele's check until he pays us.

St. Lawrence stated that Miele asked the Authority if he could bill the Authority bi-weekly because of the large amount of money.

S. Simon stated that Monsey Carting made good on their outstanding balances. Schettino owes \$331,000. Schettino had a meeting with Counsel.

St. Lawrence questioned how much business does Schettino do a month?

S. Simon answered \$75,000 a month for current usage.

K. Zebrowski stated that a decision should be made asap.

I.Schoenberger stated collect the money or don't let them dump. Set up guidelines or go somewhere else.

S. Simon stated that Counsel advised the Authority not to terminate their business yet.

I.Schoenberger stated to wait for the judgment and when they bring in a full load have the sheriffs there and seize the truck.

A.Etelson stated all of Schettino's trucks are leased. Schettino has until May 15 to answer the judgment and feels that Schettino's business means something to him with having 3rd generation working for him. Schettino claims that he sold the Village of Pomona and Wesley Hills routes to WM. Counsel is looking into if there are any notes that WM owes Schettino.

S. Hurley agreed with what was said but cannot believe that we are going to continue to let someone dump and not pay the bill.

K. Zebrowski stated that the Authority's counsel and Executive Director need to exercise every possible avenue in this situation. If the Authority does not do this properly the Authority is going to get accused of being negligent in our duties and the fact that it took us so long to correct the problem is still going to reflect badly on the Authority. If things are timed properly we can seize his trucks.

T. Dusanenko stated that he is glad that all the Board members are all in agreement in this situation. The Authority has the potential of losing \$331,000. The Authority should be protecting itself and the public's money. Schettino is keeping current and paying very minimal towards the old balance, but it will take him 100 years to pay it off. Schettino should be paying current and paying 1/12 of the outstanding balance to continue to do business with the Authority. Beyond those guidelines the Authority should take every legal recourse against corporate property, personnel property and any other assets because it is the taxpayers money.

R. Delo questioned if the Board wants to set a policy on how much the carters should be paying on the outstanding balances. 1/12 of the outstanding balance a month, plus the

current balances. R. Delo agreed with the Board members but Schettino will probably be out of business and we will collect nothing.

I.Schoenberger stated that while Schettino still has assets that the Authority should be putting the pressure on him.

R. Delo stated that his routes are not worth any money.

K. Zebrowski stated how does the Authority explain that the Authority has not taken any action on this outstanding balance?

R. Delo stated that the Authority has taken action on Schettino. A. Etelson is researching his assets. Schettino is currently on COD, and a judgment will be filed on the 15th.

K. Zebrowski stated that he wants action taken on Schettino now.

I.Schoenberger stated that he agreed with K. Zebrowski.

R. Delo stated that he was doing what Counsel had suggested the Authority to do.

St. Lawrence stated that Schettino was going to sell his routes and the Authority would be paid then. A policy needs be to figured out tonight. T. Dusanenko's suggestion is a good one.

R. Delo questioned if the same policy would apply to everyone?

St. Lawrence answered yes. Schettino is not allowed to dump in Clarkstown.

C. Holbrook answered that on a COD basis Schettino can dump at Clarkstown.

R. Delo stated that a change was made last summer with the Authority's accountant and things got backed up for a couple of months. Over the past year, the Authority started billing twice a month and we chase the carters for payment. It is a full-time job to get payment from the carters. It is more work for the staff if the carter is on COD.

K. Zebrowski questioned where the Authority is financially if the Authority shuts the carters off.

I.Schoenberger questioned if there is a written policy that the Authority has applied to all the carters using the transfer station?

R. Delo answered yes, there is a policy.

S. Simon stated that the Authority is not making a profit on the transfer station.

D. Jobson stated that 50% of the carters are on COD. A resolution should be drafted tonight to fix the problem.

K. Zebrowski stated that S. Simon is to report to K. Zebrowski by Tuesday on the financial standing of the Authority if the policy is going to effect the Authority's financial situation.

D. Jobson questioned if the Authority has to wait until the next meeting to pass the new transfer station policy?

K. Zebrowski answered that there can be an emergency meeting.

S. Simon stated that if the Authority cuts all the carters off there would be no impact on the Authority financially because there is very little mark up on the price per ton. The only problem that S. Simon foresees is that if their garbage is not being processed here and anywhere else how is the garbage being processed and that might be a community problem.

R. Delo stated that the Authority would not get hurt by cutting of the carters other then the delinquent accounts. There is \$1.2 million outstanding and if the Authority had to write that amount off that would be a serious impact.

K. Zebrowski questioned what kind of impact would that have?

S. Simon stated every year the Authority allocates an amount of money for the loss at the transfer station and to date the Authority has allocated \$550,000 towards the transfer station loss.

R. Delo stated that the auditors for the Authority said that the Authority had to put a number in that line item just in case the Authority could not collect that money.

K. Zebrowski questioned the Authority's cash flow?

S. Simon stated that the total money allocated cover both the Authority's cash flow and the transfer station collection problem.

K. Zebrowski stated that just because the money is available, using that money only creates a rolling effect and the Authority would never recover.

St. Lawrence stated that if the Authority took in 40, 000 tons instead of 80,000 tons, it would not effect the Authority financially at all.

I.Schoenberger stated his concern is that what happens with the judgment. Marangi Disposal has a judgment for \$220,000, so where is the money?

S. Hurley questioned from a budget view how could it not matter if the Authority stops the carters from using the transfer station.

S. Simon stated that we pay Miele only on the amount of tons brought to the transfer station.

S. Hurley questioned if Miele is guaranteed a certain amount of tons?

St. Lawrence answered that the Authority does not guarantee tonnages to Miele. The problem is that the Authority is paying \$60 to Miele and not collecting the \$63 from the carters. For the \$3 that the Authority is making the Authority is losing a lot of money. The Town of Ramapo had a similar problem at the transfer station. St. Lawrence agreed with the new policy.

T. Dusanenko stated that any and all legal recourse possible and necessary to collect the maximum outstanding balance should be added to the resolution.

St. Lawrence questioned A. Etelson if the Authority could seize Schettino's trucks now?

A. Etelson answered no there is no judgment. In two weeks I have sent letters to 7 carters and collected \$35,000. On the 15th day I will personally hand in the judgment on Schettino. A. Etelson is not disagreeing with the comments that were made by the Board, but feels that the judgment should come first. When and if Schettino defaults, then the Authority has him. Schettino may file bankruptcy. A. Etelson suggested that someone should follow his trucks and check on his routes that he has. With the judgment, the Authority would summons the contractors that he picks up and collect the money that the contractor would pay Schettino.

St. Lawrence questioned why the Authority has to wait until the 15th?

A. Etelson answered that there is a statutory waiting period.

St. Lawrence questioned what would stop the Authority from cutting him off.

K. Zebrowski stated that every moment that we wait we are losing time and not operating properly.

A. Etelson stated that the Authority is not losing any more money if he continues to dump. The outstanding balance is from prior history. The garbage that he brings in now is COD.

K. Zebrowski questioned based upon what the Authority knows do you think that it is your opinion that the Authority waits for the judgment?

I. Schoenberger stated that A. Etelson is giving the Authority a legal strategy. If the Authority cuts him off now it may have a negative effect on the Authority collecting the money then if we wait till the 15th.

T. Kleiner questioned A. Etelson if he has a recommendation?

A. Etelson answered that his recommendation is to wait for the judgment.

R. DeLo recommended that the 30 days delinquent accounts be put on COD and have to pay 1/12 before they can come back in every month until the balance is paid off and to implement that on the 16th.

**Resolution No. 15 of 2001
Establishment of a Credit Policy for the Carters Using
the Authority's Facility**

WHEREAS, the Rockland County Solid Waste Management Authority, (the "Authority"), is a Public Authority Corporation, duly and under Title 13-M of the Public Authorities Law of the State of New York, and

WHEREAS, a number of carters delivering solid waste to the Authority's transfer station have accumulated substantial delinquent balances, and

WHEREAS, the most feasible way of preventing the accumulation of substantial balances due the Authority is to limit the time of their credit while utilizing the services of the transfer station, and

WHEREAS, the Authority has this day established a policy of limiting credit to 30 days effective May 16, 2001, now therefore, be it

RESOLVED, that effective May 16, 2001, any carter delivering to the Authority's transfer station whose balance due the Authority for tipping fees exceeds 30 days shall have its right to deliver solid waste to the transfer station terminated, and be it further

RESOLVED, that any said carter may apply for a re-instatement of use of the transfer station upon paying to the Authority on a monthly basis no less than one-twelfth of the outstanding balance on May 16, 2001 and be placed on a C.O.D. basis, and be it further

RESOLVED, that upon reducing its balance to less than 31 days, the Authority will consider restoring such carter's 30 day credit.

Motion to Approve
Holbrook/Jobson Unan.

Item #12

RESOLUTION NO. 16 OF 2001

AUTHORIZATION TO DONATE RECYCLED COMPUTERS AND PERIPHERALS TO ROCKLAND COUNTY PC USERS GROUP

WHEREAS, the Rockland County Solid Waste Management Authority is a Public Authority Corporation, duly organized and existing under Title 13-M of the Public Authorities Law of the State of New York, and

WHEREAS, the Rockland County PC Users Group, a not-for-profit corporation organized in New York, has expressed an interest in furtherance of its “Project Review” In obtaining computers and peripherals that have been discarded, and,

WHEREAS, the PC Users Group’s chartered purpose is to educate and enhance the community’s knowledge of computer use, and,

WHEREAS, the PC Users Group has created a program of refurbishing old computers and donating them to needy students, organizations and programs in the community, and

WHEREAS, the Authority, through its Household Hazardous Waste Program at the Fire Prevention Center in Pomona, New York, accepts discarded computers and peripherals periodically on its program days, and

WHEREAS, a substantial number of computers and peripherals are delivered to the Authority at its Fire Training Center site for pick-up by Waste Management and Recycling Products, Inc., and,

WHEREAS, the re-transfer of these computers and peripherals to the Rockland County PC Users Group would be a great contribution by the Authority to the community in addition to saving the Authority the expense per item that is charged by Waste Management for each item taken by Waste Management, and

WHEREAS, the Rockland County PC Users Group has agreed to provide personnel at the Household Hazardous Waste site under the direction of employees of Waste Management and the Rockland County Health Department on its program dates, and

WHEREAS, the Rockland County PC Users Group has agreed to provide appropriate liability insurance and a hold harmless agreement in favor of the Authority, therefore be it,

RESOLVED, that the Authority authorizes the transfer of computers and peripherals to the Rockland County PC Users Group pursuant to the program set forth above upon filing with the Authority the appropriate liability insurance policy and hold harmless agreement satisfactory to the counsel to the Authority and authorizes the Executive Director to take such steps as are necessary to implement the intent of this resolution.

Motion to Approve
Holbrook/Zebrowski Unan

New Business

**RESOLUTION NO. 17 OF 2001
AUTHORIZING THE FILING OF SUIT
AGAINST TRANSFER TECHNOLOGIES**

WHEREAS, the Rockland County Solid Waste Management Authority (the “Authority”), is a Public Authority Corporation, duly organized and existing under Title 13-M of the Public Authorities Law of the State of New York, and

WHEREAS, the Rockland County Solid Waste Management Authority has Greatly enlarged its operation and facilities to accommodate the community’s solid waste collection and disposal, and

WHEREAS, the Authority had contracted with a hauler, Transfer Technologies, to allow Transfer Technologies to utilize the services of the Authority’s transfer station in consideration for the payment by Transfer Technologies to the Authority of tipping fees, and

WHEREAS, the Authority has attempted unsuccessfully to come to an Agreement with Transfer Technologies on paying its debt in installments, and,

WHEREAS, the Authority’s best interest would be served by passing this resolution authorizing suit against Transfer Technologies to collect the debt owed to the Authority plus interest if and when in the opinion of the Executive Director and Counsel such suit would best serve the Authority’s interest, therefore be it

RESOLVED, that the Authority hereby authorizes suit against Transfer Technologies to collect its debt plus interest if and when in the discretion of the Executive Director and Counsel it is in the Authority’s best interest.

**RESOLUTION NO. 18 OF 2001
AUTHORIZING THE FILING OF SUIT
AGAINST MARANGI SERVICES**

WHEREAS, the Rockland County Solid Waste Management Authority (the “Authority”), is a Public Authority Corporation, duly organized and existing under Title 13-M of the Public Authorities Law of the State of New York, and

WHEREAS, has contracted with a hauler, Marangi Services, to allow Marangi Services to utilize the services of the Authority's transfer station in consideration for the payment by Marangi Services to the Authority of tipping fees, and

WHEREAS, Marangi Services has become significantly in arrears in paying outstanding balances despite numerous demands for payment by the Authority, and

WHEREAS, the Authority has attempted unsuccessfully to come to an Agreement with Marangi Services on paying its debt in installments, and,

WHEREAS, the Authority's best interest would be served by passing this resolution authorizing suit against Marangi Services to collect the debt owed to the Authority plus interest if and when in the opinion of the Executive Director and Counsel such suit would best serve the Authority's interest, therefore be it

RESOLVED, that the Authority hereby authorizes suit against Marangi Services to collect its debt plus interest if and when in the discretion of the Executive Director and Counsel it is in the Authority's best interest.

Collectively Motion to Approve
Schoenberger/Jobson Unan.

Item #13

**RESOLUTION NO. 19 OF 2001
AUTHORIZING AMENDMENT NO. 12 TO WILLIAM F. COSULICH
ASSOCIATES CONTRACT WITH THE AUTHORITY TO EXPEND
ADDITIONAL ENGINEERING FEE REQUIRED FOR THE
COMPLETION OF TRANSFER STATION PREPROCESSING
FACILITY AND SCALE HOUSE PROJECT**

WHEREAS, the Rockland County Waste Management Authority is a Public Authority Corporation, duly organized and existing under Title 13-M of the Public Authorities Law of the State of New York, and

WHEREAS, in order to serve the public need as set forth in its enabling legislation, the Authority has constructed a Materials Recovery Facility and a Sludge Cocomposting Facility at its site at Torne Valley Road, and

WHEREAS, Said facilities have been in operation since June, 1998, and

WHEREAS, The firm of William F. Cosulich Associates (the "Engineers") are the engineering consultants to the Authority under the contract, and

WHEREAS, The services of William F. Cosulich Associates are required to assist in the continued operations and programs of the Authority, and

WHEREAS, William F. Cosulich Associates (WFC) have requested additional funds to complete is construction services to the Authority for administering the construction of the modifications to the transfer station, preprocessing facility and scale house project, and

WHEREAS, in a two page letter dated April 27, 2001 from Robert T. Burns, P.E., Vice President of William F. Cosulich Associates to the Authority’s Executive Director, Ron Delo, annexed hereto with an estimated budget, he explained that WFC has and will continue to expend an inordinate amount of effort to provide services necessary for the construction inspection and coordination through the contract completion date of October 20, 2001 and possibly until the end of this year estimated to be in the sum of \$196,756 as shown by the annexed estimated budget, an

WHEREAS, WFC has performed services not included in the original scope of construction services in the sum of \$32,809.85 as set forth in the said April 27, 2001 letter and

WHEREAS, as the Executive Director and Secretary have reviewed proposal by WFC and recommended approval of same, therefore, be it

RESOLVED, that the contract for services with WFC be enlarged by amendment #12 to include the additional services required by the Executive Director of WFC for the purposes set forth in the above and estimated budget attached thereto, and it is further

RESOLVED, that Executive Director is authorized to execute all documents necessary to facilitate the same.

Motion to Approve
Yarmus/Schoenberger Unan.

Additional New Business

**RESOLUTION NO. 20 OF 2001
ADOPTION OF CODE OF ETHICS
CODIFIED IN CHAPTER 66 OF THE LAWS OF ROCKLAND COUNTY
FOR THE ROCKLAND COUNTY SOLID WASTE MANGEMENT AUTHORITY**

WHEREAS, in 1992, the New York Department of Environmental Conservation approved Rockland County’s (the “County”) Final Integrated Solid Waste Management Plan and Generic Environment Impact Statement (the “SWMP/GEIS”); and,

WHEREAS, the SWMP/GEIS sets forth a strategy that relies upon multiple waste management and facilities, including the recycling of select solid waste materials; and

WHEREAS, the Rockland County Solid Waste Management authority (the “Authority”) was formed in accordance with section 2053-c et seq. of the Public Authority Law of the State of New York (the “Act”), and resolution No. 301 of 1994 of

the County Legislature to implement certain provisions of the SWMP/GEIS and to construct solid waste management facilities; and

WHEREAS, the Authority recognizes there are rules of ethical conduct for officers and employees of the Authority which must be observed if a high degree of moral conduct is to be obtained and if public confidence is to be maintained in the Authority; and

WHEREAS, Chapter 66 of the Laws of Rockland County (the “Rockland County Code of Ethics”) codifies rules to serve as a guide for official conduct of the members and employees of the County of Rockland; and

WHEREAS, ten of the seventeen members of the Authority Board are subject to the Rockland \County Code of Ethics by virtue of their being elected members of the County Legislature of County employees; and

WHEREAS, the Rockland County Code of Ethics provides for certain disclosure requirements that should be applicable to Authority members and employees, not just such members and employees which are elected County officials or employees; and,

WHEREAS, the Rockland County Code of Ethics is attached hereto as Exhibit A; and

WHEREAS, the Authority has determined it would be its best interest of the Authority to adopt the Rockland County Code of Ethics as the code of ethics applicable to members and employees of the Authority; and

NOW THEREFORE BE IT:

RESOLVED, that the Authority hereby adopts the Rockland County Code of Ethics as the code of ethics applicable to members and employees of the Authority,

RESOLVED, that, contingent upon the approval of the County Executive and the County Legislature of Rockland County, the County Ethics Board shall serve as the Authority’s Ethics Review Board in accordance with the Rockland County Code of Ethics.

RESOLVED, that all disclosure requirements set forth in the Rockland County Code of Ethics shall be applicable to all Authority members and employees.

Motion to Approve
Zebrowski/Yarmus Unan.

Motion to Adjourn
Kleiner/Devine Unan.

Respectfully Submitted,

Camille Guido
Confidential Secretary