

**Minutes**  
**Rockland County Solid Waste Management Authority**  
**January 24, 2002**

<b>Members Present</b>	<b>Members Absent</b>	<b>Others Present</b>
C. St. Lawrence	S. Corallo	R. Delo
B. Berliner	D. Jobson	A. Etelson
E. Devine	R. Karben	T. West
T. Dusanenko	Dr. Yarmus	T. Pytlar
F. Fornario		R. McCarthy
C. Holbrook		D. Reed
S. Hurley		D. O'Donnell
T. Kleiner		J. Burnet
H. Marshall		R. Fogerty
H. Phillips		B. Butterworth
I. Schoenberger		R. Wasserman
F. Wassmer		B. Beckmann
K. Zebrowski		S. Orfini
		K. Scales-Zepf
		T. Fitzmaurce
		F. Sparaco

The meeting was called to order at 5:30 pm.

C. St. Lawrence welcomed Mayor H. Marshall, Mayor B. Wassmer & Supervisor H. Phillips as new members to the Board.

**Item #3**

**Resolution No. 1 of 2002**  
**Adoption of Minutes, Meeting of December 13, 2001**

K. Zebrowski offered the following resolution, which was seconded by F. Fornario and was approved unanimously,  
**RESOLVED**, that the transcribed Minutes of the Rockland County Solid Waste Management Authority for the meeting of December 13, 2001 as recorded by the Clerk are hereby adopted.

**Item #4**  
**REPORTS**  
**WFC**

T. Pytlar described WFC's Dec/Jan monthly activity for the Authority should has mainly focused on the dispute with WM. WM has been conducting sampling of the commingled container loads from various communities to identify the level of unacceptable materials.

WFC has observed the sampling but however WM will not share the results. WM has been using the results to then target certain deliveries from certain Towns & Villages for further sampling or rejecting of loads. Haverstraw, Stony Point, Airmont & NJ communities have already been rejected. WFC has been observing the rejected loads to be sure WM is following the provisions of the agreement. WFC has also conducted a sampling program of the residue and rejected material (material that comes out of the MRF that can not be marketed) to determine whether WM has been processing the material for proper efficiency. WFC has determined overall that the unacceptable materials are being delivered from Rockland are right around 10% limit. Overall the loads from Rockland are not bad but do need improving. WFC also prepared the correspondence to WM regarding the agreements. WFC also reviewed the bids for the Village of Spring Valley for garbage removal and recommended award. WFC assisted the Authority in researching the rejection of loads at the Pennsylvania landfills due to radiation levels. There were two loads from Rockland that were rejected.

St. Lawrence questioned if the radiation detector at the scalehouse are strong enough to detect radiation in a load?

T. Pytlar answered that WFC believes the detectors are strong enough. Pennsylvania has new regulations and WFC has been speaking with the operator at that landfill and WFC believes that the two loads that were rejected were because Pennsylvania was in the learning stages of the new regulations.

R. Delo stated the Authority is currently testing our system to be sure that it is working properly and the devices are located in the ideal spot since the Authority has all different sizes of trucks.

### **Executive Director**

R. Delo stated that the Authority has been very busy over the past month and a half with WM. In the packets are letters to WM and from WM. Also in the packets is a letter that when to Governor Pataki and State Officials on behalf of the HVRC and APWA on the EPF and a letter will go out from the Authority trying to get funding restored for this year or get the money doubled up for next year for our HHW program and our recycling programs. Today, the Authority received a bad load of sludge from Orange County. This is the first load of sludge that the Authority has received. The Health Department was out to test it and it is again Iodine 131 and has a shelf life of 80-90 days. The Authority advised Orange County to take the load back and look at implementing a program to test their sludge before it comes to our facility. This material is probably from a resident that had a test done and the Iodine 131 was injected into their body and comes out in their excrement or from a gauze pad that was disposed in a toilet. Synagro (operator of Co-composting Facility) has had problems with fires in the amendment at the facility. Synagro is addressing this problem. There has also been a capacity problem at the facility. R. Delo has been speaking with Clarkstown and the Authority will be expediting the study for a yardwaste facility in Ramapo.

C. St. Lawrence stated that the Town of Ramapo is very interested in hosting a yardwaste facility in Ramapo. St. Lawrence stated that this item should be on the next agenda.

S. Hurley stated that with the rejection of loads the Authority should be educating the people. S. Hurley suggested that a mailing should be done earlier than May which should list the acceptable and non-acceptable materials to help with the rejection of loads at the Facility.

C. St. Lawrence agreed with S. Hurley and suggested to R. Delo to move the date up.

S. Hurley stated that the Town of Stony Point had 4,000 tons of wood chips that the Town needed to dispose of at the Clarkstown Facility. Unfortunately, Clarkstown could not handle the capacity. The Town of Stony Point was forced to hire an outside vendor to truck the material out at an expense of \$4.00 per ton. S. Hurley requested that the Authority consider reimbursing the Town of Stony Point \$2.00 a ton instead of paying the \$2.00 a ton to Clarkstown for the host fee for the 4,000 tons that Clarkstown could not handle.

C. Holbrook agreed with S. Hurley.

C. St. Lawrence clarified with S. Hurley that it was 4,000 tons of wood chips at \$2.00 per ton and motioned to approve S. Hurley's request.

**Resolution No. 2 of 2002**

**Authorizing the Reimbursement of the Town of Stony Point in the Sum of \$8,000 for the Extra Expense it Incurred in Disposing of Wood Chips**

**WHEREAS**, the Rockland County Solid Waste Management Authority (the "Authority"), is 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 Town of Stony Point has need to dispose of 4,000 tons of wood chips, and,

**WHEREAS**, the Town of Clarkstown Facility could not handle that capacity, and,

**WHEREAS**, the Town of Stony Point was forced to hire an outside vendor to dispose of the wood chips at an expense of \$4.00 per ton, and,

**WHEREAS**, the Town of Stony Point has requested that it be reimbursed the sum of \$2.00 per ton instead of paying that sum of the Town of Clarkstown as a host fee, and,

**WHEREAS**, Charles Holbrook, Supervisor of the Town of Clarkstown and a member of the Authority, has approved the same, it is

**RESOLVED**, that the Authority reimburse the Town of Stony Point the sum of \$2.00 per ton for 4,000 tons, a total of \$8,000.

Motion to Approve  
Hurley/Holbrook            Unan.

**Item #5**

**Resolution No. 3 of 2002  
Accepting the Slate of Officers Recommended to the Board for the Year 2002**

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

**WHEREAS**, Officers of the Authority are chosen each year at the Authority’s annual January meeting, and

**WHEREAS**, the following slate of officers has been recommended to serve in the year 2002:

Chairman:	Christopher St. Lawrence
Vice-Chairman:	Howard Phillips
Second Vice-Chairman:	Steven Hurley
Secretary:	Dr. James Yarmus
Treasurer:	Kenneth Zebrowski
Deputy Treasurer:	Salvatore Corallo, and

**WHEREAS**, the Authority has accepted the recommendations of said slate of officers, therefore be it

**RESOLVED**, that the slate of officers of the Authority for the year 2002 shall be as follows:

Chairman:	Christopher St. Lawrence
Vice-Chairman:	Howard Phillips
Second Vice-Chairman:	Steven Hurley
Secretary:	Dr. James Yarmus
Treasurer:	Kenneth Zebrowski
Deputy Treasurer:	Salvatore Corallo, and

Motion to Approve  
Zebrowski/Schoenberger            Unan.

**Item #8**



**Retaining of Law Firm of Wasserman, Grubin & Rogers, LLP to Represent the Authority in the Waste Management Litigation**

**WHEREAS**, the Rockland County Solid Waste Management Authority (the “Authority”), is 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 Authority is mandated pursuant to New York State Law to construct facilities for the people of the County of Rockland, and,

**WHEREAS**, Waste Management of New York, the operator of the Authority’s Materials Recovery Facility (MRF), has, pursuant to its contract with the Authority, served notice upon the Authority that it will declare the Authority to be in default of the contract within 60 days of the December 18, 2001, and,

**WHEREAS**, the Executive Director and general counsel to the Authority have recommended that the facts in this case and the amount of damages being claimed require specialized counsel to respect the interests of the Authority, and,

**WHEREAS**, the Executive Director and general counsel have after meeting with Richard Wasserman, Sr. senior principal of the law firm of Wasserman, Grubin & Rogers, LLP, which specializes in the area of municipal contract litigations, recommended that said law firm be retained to represent the Authority’s dispute with Waste Management, and it is,

**RESOLVED**, that the firm of Wasserman, Grubin & Rogers, LLP, be retained at the fees and rates set forth in their proposal dated January 24, 2002, and,

**RESOLVED**, that the Executive Director is hereby authorized and empowered to execute all documents required to retain said law firm and to go forward with the litigation.

Motion to Approve  
Zebrowski/Schoenberger            Unan.

R. Delo introduced Renee Fogarty, Program Manager of GAP to the Board. R. Fogarty stated that she has a background in employee training, team management, and organization effectiveness. She has spent most of the career in Westchester in large companies. She started her own consulting practice 6 years ago and worked in TQM initiative in Rockland County. R. Fogarty stated that GAP is back on track giving management turnovers and just launched 6 new teams. GAP recognizes that they need to do a better job of getting the word out and publishing how good it is.

C. St. Lawrence stated that GAP should be contacting the Authority members when there is an Ecoteam meeting in their area so that they may visit. A list should be given to each

member of the Board to see the teams that are up and running, where the teams are, and if their area is going a good job in hosting teams.

B. Berliner stated that he did receive a notice of a meeting and attended one at the Suffern Free Library and was impressed.

R. Fogarty continued by stating that there needs to be fairness and equal distribution of teams. There are 70 teams in this area and we are the fastest growing Ecoteam Program in the Country. GAP is giving the Board an opportunity to have 1-3 teams in there area.

R. Fogarty should like to meet with each of the Board Members to discuss setting up meetings with the public. 80% of people see an introduction class want to join.

### **Item #8**

#### **Presentation on Authority's Website**

R. McCarthy and David Reed of Zonos described the website that was developed by their company with junction of the Authority's staff. The website address is [www.rcswma.org](http://www.rcswma.org).

D. Reed quickly reviewed that home page and described the layout of the website.

C. St. Lawrence questioned if agendas and minutes were on the web page?

D. Reed answered yes.

C. St. Lawrence questioned if bios of the Authority Board are available on the site?

D. Reed answered no, but can be arraigned with pictures.

C. St. Lawrence questioned if the recycling rebates given to the Towns and Villages were posted?

D. Reed answered yes.

T. Dusanenko suggested that the tonnage reports for the Towns & Village should include per capita to be more competitive.

B. Berliner questioned when this website is going live?

D. Reed answered that the website is available now.

R. Delo stated that this website is a living document that can be changed everyday. Supply the staff with pictures bios and we can change it. The Authority could add anything at any time. This website will be updated monthly.

C. St. Lawrence questioned if the Authority could have a ribbon cutting ceremony promoting the website?

J. Burnet answered that she has already spoke with the Journal News and we just need write a press release and give a date for the ribbon cutting.

R. Delo stated that with no objection the website will be up tomorrow.

C. St. Lawrence agreed.

Motion to Adjourn  
Fornario/Phillips      Unan.

Respectfully Submitted

Camille Guido