

**MONTGOMERY-OTSEGO-SCHOHARIE SOLID WASTE MANAGEMENT
AUTHORITY
SPECIAL BOARD MEETING #13**

DATE: October 26, 2005

LOCATION: Howes Cave Administrative Complex

Members Present

Charles Buck
Donald Lindberg
Meredith McNeil
James Powers
Olga Podmajersky
Raymond Halgas
Edward Wesnofske

Members Absent

William Strevy

Others Present

Gilbert Chichester
Melissa Morlang
Marijeanne Broadwell
Robin Loske
Karen Sullivan, Otsego Co.
Press

1. Opening

Chairman Wesnofske opened the meeting at 2:10 p.m.

2. Adoption of Agenda

Donald Lindberg motioned, seconded by Charles Buck, to adopt the Agenda. On voice call the Agenda was unanimously approved.

2. Privilege of Floor

Chairman Wesnofske offered privilege of the floor. No one came forth.

3. Minutes of Prior Meeting

Donald Lindberg motioned, seconded by Charles Buck, to accept the minutes of the prior meeting of September 22, 2005 as written. On voice call the minutes were unanimously approved.

Olga Podmajersky motioned, seconded by Donald Lindberg, to accept the minutes of the prior meeting of October 6, 2005 as written. On voice call the minutes were unanimously approved.

Olga Podmajersky motioned, seconded by Meredith McNeil, to accept the minutes of the prior meeting of October 10, 2005 as written. On voice call the minutes were unanimously approved.

4. Reports

Chairman

Chairman Wesnofske stated that he had nothing to report.

Executive Director

Mr. Chichester reported that Marcy Excavation has completed the repairs to the east side of the Eastern Landfill where erosion occurred earlier in the year due to heavy rainfall. FEMA agreed to pay for trenches and swale to release water off the landfill as recommended by the engineers. During the recent heavy rain the trenches functioned well.

Mr. Chichester informed the Board that Marcy Excavation was suppose to make repairs to the Central Landfill similar to those of the Eastern Landfill. When they inspected the site it was determined that the repairs would be much more extensive. The landfill has settled considerably since its closure in 1993, and requires a substantial amount of work to avoid more settling in the future.

Mr. Chichester will speak to the engineers relative to the Central Landfill repairs and get their recommendations and report back to the Board.

Financial Report

Ms. Morlang reported on the September Financial Report as follows:

Page 5 - Reserve Accounts Activity: Made notation of the ELF Assurance Fund in the amount of \$1,320,193.

Page 6 – Transportation and Disposal: The majority of the Authority's waste is being delivered to the Seneca Meadows Landfill and the profiled waste is being delivered to the Ontario Landfill.

Ms. Podmajersky pointed out that it is not part of the agreement with Riccelli to deliver the Authority's waste to the Seneca Meadows Landfill.

Page 16 – GAT: Each County is projected to be over their GAT. Montgomery County is projected to be 7% over, Otsego County is projected to be 9% over and Schoharie County is projected to be 15% over their projected GAT for 2005. The total aggregate GAT overage is projected to be 9%.

Page 19 – Recycling Summary: Eight loads of commingled containers were delivered to Ulster County. Five loads of paper were sent to Neaf and the Authority received \$54 per ton for the paper.

Ms. Morlang pointed out that budget amendment resolutions were on the agenda for consideration.

Committee Reports

Donald Lindberg reported that the Operations Committee has not met since the last Board meeting.

Meredith McNeil reported that the Finance Committee has not met since the last Board meeting.

James Powers reported that the Planning Committee has not met since the last Board meeting. The Committee is waiting to hear what the Board wants to do about Erin Crotty's proposal.

Ms. Podmajersky stated that she only received a draft of the proposal. Mr. Chichester stated that there is only a draft available.

Raymond Halgas reported that the Personnel Committee has not met since the last Board meeting and is awaiting a response from the Executive Director. Chairman Wesnofsky indicated that the matter should be discussed in an executive session.

5. Old Business

There was no old business discussed.

6. New Business

Resolution Number 38 Amending 2005 Operating Budget for Outside Waste} Sponsored by Charles Buck - Seconded by Olga Podmajersky

The Resolution authorized the amendment of the 2005 Operating Budget by increasing the appropriations and revenues by \$1,464,000 to cover the additional cost for transportation and disposal of the outside waste, while facilitating additional revenue gained by outside waste deliveries.

On voice call the Resolution was unanimously adopted.

Resolution Number 39 Amending 2005 Operating Budget for GAT Overage} Sponsored by Donald Lindberg - Seconded by Olga Podmajersky

The Resolution authorized the amendment of the 2005 Operating Budget by increasing the appropriations and revenues by \$459,000 to cover the additional cost for transportation and disposal of excess GAT waste, while facilitating additional revenue gained by the excess GAT waste deliveries.

On voice call the Resolution was unanimously adopted.

Resolution Number 40 Amending 2006 Operating Budget for Increase in Transportation and Disposal Costs} Sponsored by Donald Lindberg - Seconded by James Powers

Chairman Wesnofske explained that the 2006 Operating Budget was adopted based on a transportation and disposal rate of \$48.50 per ton. Through a Letter of Intent between the Authority and Riccelli the rate would be increased to \$50.25 per ton. The 2006 Budget needs to be amended to increase the transportation and disposal appropriation by \$180,360 to allow for the \$1.75 per ton increase.

Donald Lindberg motioned to amend the Resolution by inserting the "Rate Stabilization Fund" in the last "Resolved" clause. The motion was seconded by James Powers and was approved with five members voting "aye", two members (Buck, Halgas) voting "nay" and one member (Strevy) "absent".

Ms. Podmajersky asked if the Letter of Intent had been signed by Riccelli as stated in the second "Whereas" clause. Mr. Chichester stated that it had not been signed yet and he is currently waiting for a fax from Riccelli relative to changes to the Letter of Intent.

Ms. Podmajersky motioned to Table the Resolution until additional information could be obtained. Charles Buck seconded the motion and on voice call the motion was unanimously approved.

Executive Session

James Powers motioned to go into executive session to discuss current negotiations relative to the transportation and disposal and also to discuss certain personnel matters. Charles Buck seconded the motion and on voice call was unanimously approved.

The executive session began at 2:30 p.m.

At 3:40 p.m. Chairman Wesnofske motioned, seconded by Donald Lindberg to reconvene the meeting.

Tabled Resolution Number 40 Amending 2006 Operating Budget for Increase in Transportation and Disposal Costs

Charles Buck motioned, seconded by Meredith McNeil, to remove Resolution number 40 from the Table. On voice call the motion was approved.

Chairman Wesnofske presented an amended printed version of Resolution 40 which states that the "Authority anticipates entering into a Transportation and Disposal Agreement" in the first "Whereas" clause and designates Rate Stabilization Fund revenues in the amount of \$180,360 for the \$1.75 per ton increase for 2006.

Donald Lindberg motioned, seconded by Meredith McNeil, to substitute the new Resolution Number 40 for the old one.

On voice call the Resolution was adopted with five members voting “aye”, two members (Halgas, Podmajersky) voting “nay” and one member (Strevy) “absent”.

Chairman Wesnofske stated that the Executive Director will have further discussions with Riccelli Enterprises relative to alternative disposal sites and a service fee adjustment associated with the cost for fuel.

Ms. Podmajersky asked to be updated on the T&D issue prior to the next Board meeting. Mr. Chichester indicated that he would email her with any updates.

Next Board Meeting

The next Board meeting was scheduled for November 17th at 9:30 a.m.

7. Closing

Charles Buck motioned, seconded by Meredith McNeil, to adjourn the meeting. On voice call the motion was unanimously approved.

The meeting adjourned at 3:43 p.m.

Respectfully Submitted,

Robin Loske
Confidential Secretary