

1. Chairman Phillips called to order the Rockland Green Board meeting for Thursday October 27, 2022, at 5:00 p.m.

2. Pledge of Allegiance led by Commissioner Monaghan

3. Roll call by clerk. There is a quorum.

Present

Chairman Phillips
Commissioner Hoehmann
Commissioner Hofstein
Commissioner Hood
Commissioner Kenny
Commissioner Kohut
Commissioner Lynn via phone

Present

Commissioner Monaghan
Commissioner Moroney
Commissioner Paul
Commissioner Powers
Commissioner Soskin
Commissioner Specht
Commissioner Wieder
Commissioner Yeger

Absent

Commissioner Jobson
Commissioner McGowan

Staff

Jeremy Apotheker, Jerry Damiani, Izzy Eisenbach, Noreen Gelok, Jeremy Goldstein, Suzanne Haggerty, Dee Louis, Ron Ludwig, Ken Murphy

Others

Lee Apotheker, Jill Babcock, Stephanie Kosmos

4. Introduced by: Hoehmann/Specht

Unan.

October 27, 2022

**RESOLUTION NO. 84 OF 2022
ADOPTION OF MINUTES, MEETING OF
SEPTEMBER 29, 2022**

RESOLVED, that the transcribed Minutes of Rockland Green are approved for the meeting September 29, 2022 as recorded by the Clerk and are hereby adopted.

5. Public Hearing: To fix and determine the rates, rentals, fees or other charges for the use or availability of facilities and services of Rockland Green for the year 2023

Phillips: Do we have proof of publication?

Goldstein: Yes, published on October 7, 2022. The proposed 2023 budget that we presented to the Budget Committee on October 7th that is on today's agenda for your consideration includes an approximate \$16.20 increase per household over the 2022 budget.

The ad valorem portion is increasing by approximately \$12.32 and user fee portion is increasing by approximately \$3.88 for a total of \$16.20.

Our total revenue and expense budget for 2023 is \$82,452,102.

Greenwaste unit charge is increasing from \$39.48 in the 2022 budget to \$43.21 in the 2023 budget. We are assuming the same tonnage for greenwaste. We do have contractual pricing increases and we are seeing increases in leaf bag pricing. A common theme you will hear in my presentation is an increase in diesel fuel pricing that I am sure everyone is aware of. For 2022 we assumed \$3.25 a gallon we are increasing that assumption to \$4.50 per gallon for diesel fuel.

The household unit waste unit charge decreases from \$14.62 to \$12.70. We are seeing lower activity at the Household Hazardous Waste facility post COVID and paint is no longer included in the disposal cost. It is now an indirect cost of our contract, so we don't get charged for paint anymore.

The transfer station is increasing from \$23.12 to \$23.63. We are assuming 15,000 more tons in Clarkstown. We are seeing significantly more activity at the Clarkstown Transfer Station. We do have contractual pricing increases for operations and maintenance, hauling and disposal. As I mentioned previously, the increase in the diesel fuel cost really hits home here. In hauling alone, we use about 1.5 million gallons per year which counts to about \$1.9 million increase, so we upped that by \$1.25 per gallon. This is partially offset by an increase in the commercial tip fee that we are proposing from \$108 a ton to \$124 a ton. Without this increase the user fee would go up to \$58.27 or a 152% increase. Next year the municipal tip fee is slated to increase.

Phillips: Everyone is following that on the municipal tip fee. Nobody will be surprised if any commercial haulers come back and comment. Give us an idea of what the market rate is now.

Goldstein: We are still reasonably priced, Orange County is increasing to \$121, and they also charge for recyclables, and we don't.

The Materials Recovery Facility is increasing from \$37.41 to \$37.86 with 1,000 more tons and a new operator. That operator is scheduled to pay for fuel and electricity, so we have savings there. The blended rate that we are assuming here is \$100.98 per ton.

The Cocomposting Facility is increasing \$17.87 to \$18.97 same tonnage just a contractual pricing increase.

Same for the Concrete Crushing Facility. There are no noticeable changes there.

There is an increase in the ad valorem charge that is due to consultant spending for alternative waste disposal and anaerobic digestion that we are looking into for the future. Our consultants have been integral in developing those concepts.

The village garbage units, which are the villages we manage and recycling contracts, these have contractual pricing increases with the operators.

Phillips: Before I go out to the public, do any of our Board members have any questions regarding the proposed 2023 budget for Rockland Green. Is there anyone in the public that would like to speak. Since there are Board member or public comments, I would entertain a motion to close the public hearing.

Kohut: Moved

Moroney: Seconded

6. Introduced by: Rockland Green Board/Rockland Green Board Unan. October 27, 2022

Resolution No. 85 of 2022

**ADOPTION OF RATES, RENTALS, FEES OR OTHER CHARGES FOR THE USE OR
AVAILABILITY OF THE FACILITIES AND SERVICES OF
THE AUTHORITY FOR THE YEAR 2023**

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

WHEREAS, Rockland Green is authorized under Section 2053-g of the Public Authorities Law to fix and collect rates, rentals, fees and other charges for the use or availability of the Authority's facilities and services; and

WHEREAS, it is necessary for Rockland Green to set its rates, rentals, fees or other charges for the use or availability of Rockland Green's facilities and services for the year 2023; and

WHEREAS, pursuant to Section 2053-g of the Public Authorities Law, Rockland Green is required to hold a public hearing at which interested persons have had an opportunity to be heard concerning its rates, rentals, fees or other charges; and

WHEREAS, a duly noticed public hearing was held on October 27, 2022, for the purpose of setting Rockland Green's rates, rentals, fees or other charges for the use or availability of its facilities and services for the year 2023; now therefore be it

RESOLVED, that the Rockland Green Board hereby adopts the rates, rentals, fees or other charges for the use or availability of Rockland Green's facilities and services for the year 2023, attached hereto and made a part of this Resolution; and be it further

RESOLVED, that the Executive Director is authorized to take all appropriate actions to effectuate the levying and collection of such rates, rentals, fees or other charges for the use or availability of the Rockland Green's facilities and services for the year 2023.

7. Introduced by: Powers/Hofstein

Unan.

October 27, 2022

Resolution No. 86 of 2022

SETTING THE RATE FOR MUNICIPAL RECYCLABLES REVENUE PAYMENTS FOR THE YEAR 2023

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

WHEREAS, Rockland Green owns and operates a Materials Recovery Facility ("MRF") for processing the commingled paper and commingled fiber collected from throughout Rockland County; and

WHEREAS, Rockland Green receives revenue from the sale of the recyclables processed at the MRF; and

WHEREAS, in order to encourage Rockland municipalities to maximize their recycling rates and to defray their collection and transportation costs for these recyclables, Rockland Green wishes to share the revenue it receives from the sale of the recyclables; now therefore be it

RESOLVED, that Rockland Green will pay to each Rockland municipality which has entered into an Intermunicipal Recyclables Management Agreement with Rockland Green the sum of \$35.00 per ton for each ton of recyclable materials that such municipality delivers to Rockland Green during the Year 2023.

8. Introduced by: Rockland Green Board/Rockland Green Board Unan. October 27, 2022

**RESOLUTION No. 87 OF 2022
ADOPTION OF THE AUTHORITY BUDGET
FOR THE FISCAL YEAR 2023**

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

WHEREAS, Rockland Green is authorized and empowered to plan, study, develop, construct, operate and finance solid waste management facilities pursuant to Section 2053-e of the Public Authorities Law as set forth in the Rockland County Solid Waste Management Plan; and

WHEREAS, Rockland Green is authorized and empowered to fix and collect rates, rentals, fees and other charges for the use or availability of the facilities or services, and commodities provided by the Authority pursuant to Section 2053-g of the Public Authorities Law; and

WHEREAS, Rockland Green, after due deliberation and duly noticed public hearing held on October 27, 2022, did review and discuss a budget setting forth the projected revenues and expenditures of Rockland Green for the fiscal year 2023; now therefore be it

RESOLVED, that Rockland Green hereby adopts the budget for the fiscal year 2023, attached hereto and made a part of this resolution.

9. Introduced by: Kenny/Hood Unan. October 27, 2022

**RESOLUTION No. 88 OF 2022
AUTHORIZING APPROVAL OF CHANGE ORDERS TO
CONTRACT FOR FACILITY IMPROVEMENTS –
GENERAL CONSTRUCTION AT THE MATERIALS RECOVERY FACILITY**

WHEREAS, by Resolution No. 56 of 2021, the Board of Rockland Green authorized award of the contract for Facility Improvements – General Construction at the Materials Recovery Facility (“MRF”) to Butler Construction Group, Inc. (the “Contractor”) dated as of October 13, 2021 (the “Contract”); and

WHEREAS, on December 7, 2021, Rockland Green approved certain modifications to the Contract in the form of Change Orders 1, 2 and 3 pursuant to Resolution No. 79 of 2021; and

WHEREAS, on January 27, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders 4, 6, 7, 9, 10, 12 and 14 pursuant to Resolution No. 14 of 2022; and

WHEREAS, on February 24, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders 16 and 17 pursuant to Resolution No. 27 of 2022; and

WHEREAS, on March 24, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders 18 and 19 pursuant to Resolution No. 31 of 2022; and

WHEREAS, on April 28, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders 20 and 22 pursuant to Resolution Nos. 39 and 48 of 2022, respectively; and

WHEREAS, on May 26, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders 31, 11 and 13 pursuant to Resolution No. 50 of 2022; and

WHEREAS, on June 22, 2022, Rockland Green approved certain modifications to the Contract in the form of Changer Order 33 pursuant to Resolution No. 57 of 2022; and

WHEREAS, on July 28, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Order 39 pursuant to Resolution No. 68 of 2022; and

WHEREAS, on September 29, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders 44, 45, 46, and 43 pursuant to Resolution No. 76 of 2022; and

WHEREAS, prior to the commencement of the improvements to the MRF, a large drainage pipe on the south side of Area 2 of the MRF was crushed by heavy equipment or a truck, and Rockland Green has requested that the Contractor repair the crushed pipe and connect it to the existing drainage swale; and the Contractor has agreed to perform such work for an amount not to exceed \$13,905.08, to be designated as Change Order 55; and

WHEREAS, Rockland Green's Engineer, RRT Engineering, LLC, has reviewed this change order, a copy of which is attached hereto, and agrees with the change order for the modification to the work for the value stated therein; now therefore be it

RESOLVED, that Rockland Green hereby approves Change Order 55 for an increase in the Contract Price in an amount not to exceed \$13,905.08; and be it further

RESOLVED, that the approval of Change Order 55 shall result in an overall increase in the Contract Price by an amount not to exceed \$13,905.08 for a total amended Contract Price of up to \$7,995,772.46 for the Contract.

Phillips: Executive Director, give us a brief description of this change order.

Damiani: Change order #55 in the amount not to exceed \$13,905.08. this change order relates to the damaged stormwater outlet pipe on the South side of the receiving area. The pipe was damaged prior to the scheduled improvement and needs to be replaced prior to restoration of the site.

10. Introduced by: Yeger/Paul

Unan.

October 27, 2022

RESOLUTION No. 89 OF 2022
AUTHORIZING APPROVAL OF CHANGE ORDERS TO
THE CONTRACT FOR FACILITY IMPROVEMENTS –
FIRE PROTECTION SYSTEM AT THE MATERIALS RECOVERY FACILITY
IN HILLBURN, NEW YORK

WHEREAS, by Resolution No. 68 of 2021, the Board of Rockland Green authorized award of the Contract for Facility Improvements – Fire Protection System at the Materials Recovery Facility in Hillburn, New York between Rockland Green and W&M Sprinkler NYC, LLC d/b/a W&M Fire Protection Services (the “Contractor”) dated as of October 18, 2021 (the “Contract”); and

WHEREAS, on February 24, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders FA-01 and FP-7 pursuant to Resolution No. 24 of 2022; and

WHEREAS, on March 24, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders FP-1A, FP-1B, FP-1C, FP-5, FP-6, FP-8, 2 and FP-9 pursuant to Resolution No. 33 of 2022; and

WHEREAS, on April 28, 2022, Rockland Green approved a modification to the Contract in the form of Change Order 10 pursuant to Resolution No. 43 of 2022; and

WHEREAS, on May 26, 2022, Rockland Green approved a modification to the Contract in the form of Change Order FP-11 pursuant to Resolution No. 52 of 2022; and

WHEREAS, on June 22, 2022, Rockland Green approved a modification to the Contract in the form of Change Order FA-02 pursuant to Resolution No. 61 of 2022; and

WHEREAS, on July 28, 2022, Rockland Green approved modifications to the Contract in the form of Change Orders FA-03 and FP-12 pursuant to Resolution Nos. 72 and 74 of 2022; and

WHEREAS, on September 29, 2022, Rockland Green approved a modification to the Contract in the form of Change Order FP-13 pursuant to Resolution No. 78 of 2022; and

WHEREAS, 35 feet of the four inch (4") fire sprinkler main over the cat walk on the west side of the building must be relocated, raised, repitched and modified; and the addition of a drum drip for the

new pitch is required in order to add additional head height for a future operator; and the Contractor has agreed to perform such work for an amount equal to \$9,722.44, to be designated as Change Order FP-14; and

WHEREAS, Rockland Green's Engineer, RRT Engineering, LLC, has reviewed this change order, a copy of which is attached hereto, and agrees with the Change Order for modifications to the work for the pricing stated therein; now therefore be it

RESOLVED, that Rockland Green hereby approves Change Order FP-14 for an increase in the Contract Price in an amount equal to \$9,722.44; and be it further

RESOLVED, that the approval of Change Order FP-14 shall result in an overall increase in the Contract Price in an amount equal to \$9,722.44, for a total amended Contract Price of \$1,076,184.39.

Phillips: Executive Director, can we have a brief description.

Damiani: Change order #FP14 is in the amount of \$9,722.44. This change order is specific to relocating and raising 35 foot existing 4-inch horizontal fire suppression line feeding Area 1 receiving. It is in conflict with the West side fiber sorting platform. It will get in the way of our operator and his staff sorting fiber.

11. Introduced by: Monaghan/Soskin

Unan.

October 27, 2022

RESOLUTION No. 90 of 2022
AWARD BID FOR THE PURCHASE OF A PORTABLE CONCRETE AND ASPHALT CRUSHER

WHEREAS, the Rockland County Solid Waste Management Authority d/b/a Rockland Green is under contractual obligation to purchase a portable concrete and asphalt crusher for use at the Clarkstown Concrete and Asphalt Crushing Facility located in West Nyack, NY; and

WHEREAS, on September 12, 2022, Rockland Green issued a Request for Bids, **RFB 2022-09** for the purchase of a portable concrete and asphalt crusher; and

WHEREAS, on October 3, 2022, Rockland Green received a bid from Capital EQ2, LLC. in response to the Request for Bid; and

WHEREAS, staff, of Rockland Green has reviewed the bid and has determined that the bid submitted by Capital EQ2, LLC is in all respects responsive to the Request for Bid and was the most responsive and responsible bid, and therefore recommends acceptance of the bid submitted by Capital EQ2, LLC.; now therefore be it

RESOLVED, that the bid is hereby awarded to Capital EQ2, LLC for a 2023 Eagle Ultramax 1200-25 Diesel 3 Deck Portable Crushing Plant, and be it further

RESOLVED, that the Executive Director is authorized to purchase in the amount of \$1,199,000 for the 2023 Eagle Ultramax 1200-25 Diesel 3 Deck Portable Crushing Plant.

Funding Source: Unrestricted Funds

Phillips: Again, a brief explanation. How old is the existing crusher?

Damiani: The existing crusher was installed in 2008 and has processed over 598,000 tons of concrete and asphalt since it was installed. As you are aware, Rockland Green provides a lot of rolling stock for our operators to keep our operations and maintenance fee low. We went out for procurement and entertained three bids. We identified Capital EQ2 as the most responsive and we are looking to award RFP-2022-09 in the amount of \$1,199,000.

Phillips: By purchasing this piece of equipment we are actually, over its life, we will recoup the entire cost?

Damiani: In 2023 we budgeted receiving revenues in excess of \$163,000.

12. Introduced by: Kenny/Paul

Unan.

October 27, 2022

Resolution No. 91 of 2022

**ACCEPTING RESIGNATION OF LABORER
TO ROCKLAND GREEN**

WHEREAS; Chris Meredith has been employed since 2019 by Rockland Green as a Laborer; and

WHEREAS; Chris Meredith has tendered his resignation for the position of Laborer for Rockland Green, effective October 19, 2022, therefore it is hereby

RESOLVED; the resignation of Chris Meredith as designated Laborer for Rockland Green is hereby accepted; and be it further

RESOLVED; the Executive Director is hereby authorized to sign and file all necessary forms, returns and documents as may be required statutorily in connection with the above matter and to take all such actions and do all such things from time to time in this regard.

13. New Business

Phillips: Do we have any new business.

Damiani: New business we are provisionally appointing Jill Babcock to the position of Weigher I compensation for a minimum of 40 hours of service shall be \$55,000 a year. Jill will be subject to a 26-week probationary period and the position is currently vacant.

Introduced by: Monaghan/Hood

Unan.

October 27, 2022

Resolution No.92 of 2021
PROVISIONALLY APPOINTING A WEIGHER I
TO ROCKLAND GREEN

WHEREAS, Rockland Green has determined that it needs to fill the position of Weigher I; and

WHEREAS, Jill Babcock has sought the position, and appears to be qualified; now therefore be it

RESOLVED, Jill Babcock is hereby selected provisionally for the position of Weigher I to serve in such capacity, subject to approval of her application by the Rockland County Personnel Department, effective immediately upon such approval, and be it further

RESOLVED, that the compensation for such services shall be the sum of \$55,000.00 annually; and be it further

RESOLVED, that the Laborer shall perform a minimum of forty (40) hours of services per week and subject to a term of probation of twenty-six (26) weeks, and be it further

RESOLVED, that the Executive Director is hereby authorized and directed to provide a compensation package comparable to that offered to other similarly employed Rockland Green employees and to take all such steps necessary to implement same.

Funding Source: 3100 – Salaries

Damiani: We have change orders under Contract #5 Rockland Electric. Change Order #16 in the amount of \$6,033.73 we passed authorization to proceed with installation of the gas main on Torne Valley Road. Orange & Rockland has installed the portion of that gas service line from the facility out to Torne Valley Road with the curb box but, obviously it is getting colder, and we need to provide heat inside Area 3 which is the administrative offices as well as a wet fire suppression system.

Change Order #17 in the amount of \$591.45. On the West side of the existing facility there is a fire suppression system that experienced a large water leak from a broken fire suppression line. The existing wall mounted heater fell off and is temporarily installed. Rockland Electric incurred a cost of \$591.45 to reinstall the wall mounted heater.

Introduced by: Moroney/Kohut

Unan.

October 27, 2022

RESOLUTION No. 93 OF 2022
AUTHORIZING APPROVAL OF A CHANGE ORDER TO
THE CONTRACT FOR FACILITY IMPROVEMENTS –
ELECTRICAL AT THE MATERIALS RECOVERY FACILITY
IN HILLBURN, NEW YORK

WHEREAS, by Resolution No. 67 of 2021, the Board of Rockland Green authorized award of the Contract for Facility Improvements – Electrical at the Materials Recovery Facility in Hillburn, New York between Rockland Green and Fanshawe, Inc. d/b/a Rockland Electric (the “Contractor”), dated as of October 18, 2021, (the “Contract”); and

WHEREAS, on February 24, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders EC-02 and EC-03 pursuant to Resolution No. 23 of 2022; and

WHEREAS, on April 28, 2022, Rockland Green approved a certain modification to the Contract in the form of Change Order 5R1 pursuant to Resolution No. 42 of 2022; and

WHEREAS, on May 26, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders EC-09 and EC-06 pursuant to Resolution No. 51 of 2022 and Change Order EC-10 pursuant to Resolution No. 55 of 2022; and

WHEREAS, on June 22, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders 11 and 7 pursuant to Resolution No. 60 of 2022; and

WHEREAS, on July 28, 2022, Rockland Green approved a certain modification to the Contract in the form of Change Order EC-04 pursuant to Resolution No. 70 of 2022; and

WHEREAS, on September 29, 2022, Rockland Green approved certain modifications to the Contract in the form of Change Orders EC-12 and EC-08 pursuant to Resolution No. 77 of 2022 and Change Order 14 pursuant to Resolution 82 of 2022; and

WHEREAS, temporary heat is required for Area 3 of the Materials Recovery Facility and the Contractor has agreed to perform such work for an amount equal to \$6,033.73, to be designated as Change Order 16; and

WHEREAS, temporary mounting for the sprinkler room unit heater is required and the Contractor has agreed to perform such work for an amount equal to \$591.45, to be designated as Change Order 17; and

WHEREAS, Rockland Green's Engineer, RRT Engineering, LLC, has reviewed these change orders, copies of which are attached hereto, and agrees with the Change Orders for the modifications to the work for the values stated therein; now therefore be it

RESOLVED, that Rockland Green hereby approves Change Order 16 for an increase in the Contract Price in an amount equal to \$6,033.73; and be it further

RESOLVED, that Rockland Green hereby approves Change Order 17 for an increase in Contract Price in an amount equal to \$591.45; and be it further

RESOLVED, that the approval of Change Orders 16 and 17 shall result in an overall increase of the Contract Price by \$6,625.18 for a total amended Contract Price of \$1,519,415.67.

Damiani: Under new business a resolution authorizing discussions with Rockland County in connection with the real property located at 65 Fireman's Memorial Drive in Pomona, NY. What we are trying to achieve here is to give Rockland Green the ability to negotiate with the County to gain access to that parcel which contains the Hi-Tor Animal Shelter. We are required under our policy for acquisition of real property to give the Rockland County Legislature 45 days' notice. This is the intent of this resolution.

Introduced By: Hofstein/Yeger

Unan.

October 27, 2022

RESOLUTION No. 94 OF 2022

AUTHORIZING DISCUSSIONS WITH ROCKLAND COUNTY IN CONNECTION WITH THE REAL PROPERTY LOCATED AT 65 FIREMAN'S MEMORIAL DRIVE, POMONA, NEW YORK

WHEREAS, Rockland Green's enabling legislation, Title 13-M of the Public Authorities Law of the State of New York, was amended pursuant to Chapter 533 of the laws of 2022 to provide animal management services within Rockland County (the "County"); and

WHEREAS, such animal management services are to commence on January 1, 2023; and

WHEREAS, Rockland Green is pursuing options to ensure the successful implementation and undertaking of animal management services in the County by such date; and

WHEREAS, one such option includes potentially entering into an agreement with Rockland County (the “County”) for a short-term lease of its existing animal shelter located at 65 Fireman’s Memorial Drive, Pomona, New York (hereinafter the “County Shelter”); and

WHEREAS, Rockland Green wishes to commence discussions with the County to determine if such option would be feasible and in the best interests of Rockland Green’s animal management program; now therefore be it

RESOLVED, that because Rockland Green must make certain decisions before the end of the year in order to implement its animal management program by January 1, 2023, the Chairman and Executive Director are each hereby authorized to pursue discussions with the County in connection with the possible lease of the County Shelter; and be it further

RESOLVED, that if the Chairman and Executive Director determine that it is in the best interests of Rockland Green and its animal management program to seek to lease the County Shelter, they are hereby authorized to commence negotiations with the County for the County Shelter, and be it further

RESOLVED, that the Executive Director or General Counsel is authorized to notify the Rockland County Legislature at the appropriate time of its intent to acquire a leasehold interest in the County Shelter in accordance with Section 2053-f of Title 13-M of the Public Authorities Law.

Phillips: I am assuming that with the budget we passed the salary schedule for all of our employees.

Damiani: Yes, that is correct.

Phillips: Is there any other new business?

Damiani: I would like to let all the Commissioners know that we have implemented our annual leaf composting program. Last year we received during the leaf composting period over 12,000 tons delivered to the West Nyack leaf site as well as over 3,800 tons to the French Farms Facility. We have allocated over 850,000 bags in 2022. We distributed to date over 531,000 of those bags.

Phillips: Commissioner Hoehmann is handing out to you some facts about Rockland Green. I want to go over this again because there is some false information that is out there. There is internet news that is out there saying some things that are not true.

1. Rockland Green is creating a wholly owned subsidiary because it is required by the amendment to Rockland Green's enabling legislation. A separate subsidiary for animal management services means there is a true entity dedicated solely to animal management services.
2. Rockland Green is following all applicable provisions of its guidelines for the acquisition of real property as well as Rockland County Solid Waste Management Authority procurement policy for the animal management services. There is a person out there saying we are not following our procurement policy. We are.
3. Rockland Green made a determination for the type of property it was seeking and was most suitable for its needs.
 - a. The property included raw land but preferably included a building that could easily be modified as an animal shelter.
 - b. Building an animal shelter from the ground up is not cost effective in this economic environment. I think we all know if any municipality or county is building anything right now the supply chain line is absolutely horrible. We should have had our rec center that we are constructing open in May but because of the supply chain line for the electric we probably won't open until January.
4. Rockland Green Conducted a search for all available Governmentally owned parcels that met this requirement through discussions with the Town Supervisors.
 - a. After evaluating available parcels only three parcels satisfied the initial requirements. The three Governmentally owned parcels were located in Clarkstown at the Grace Baptist Church, in Ramapo on Torne Valley Road and Orangetown was the psych center.
5. Only one privately owned parcel had recently constructed approximately sized and easily modifiable structure. That structure is 15,000 square feet as comparable to the current animal shelter which is 4,000 square feet. That building is almost four times the square footage of the current animal shelter. Not only that, but it is also high enough so that if at some time we wish to put in a second floor we can do so in that building and double the amount of square footage.
 - a. Rockland Green is currently in the process of conducting a rigorous evaluation of that parcel including an environmental review. It was said that we are not doing an environmental review. We are. All in compliance with our guidelines in the acquisition of real property.
 - b. Rockland Green obtained two appraisals that are in the process of conducting the title search of the property. It was said that we shouldn't be speaking with the owner of the property until appraisals are done. I don't know anybody that is in Government that thinks it is a good idea to go on to somebody's property and not tell them you are doing an appraisal of their property. That is a stupid thing to do and to me is an underhanded not to let the owner know that we are looking at their property and we want to possibly purchase it.

c. Rockland Green has not negotiated with the owner but has requested the price of the property. We not only requested the price of the property, but he listed the price of the property. Only following Board authorization will Rockland Green initiate negotiations with the owner regarding purchase price terms. We did our due diligence we are in the process of continuing to do due diligence. But please if anyone approaches you and says that Rockland Green is not abiding by its own rules and procurement policy, please correct them because we are. We are a professional group, and our consultants are doing an excellent job. Everyone in this room knows Government does not move a rabbit's pace but more like the turtle slow and plodded. But we are making progress. I would say to all of our Legislators and representatives of the County Executive that we are now looking to get an assignment of the lease for the building at Hi-Tor over to Rockland Green. That would be a tremendous help to us right now because it would put us on the road to getting a permanent shelter, but it would fix the need of the bridge until the shelter is constructed and ready to accept animals. I am asking everybody for their help and cooperation with that. That is extremely important. Our next step is to get the 2023 cost for the operation of what somebody taking care of these animals which I think we can do. I think we can get on to the bill on time, but we need everybody's cooperation and assistance on this. This is not a political football. This is something that we should all be working together because these are animals' lives, and they deserve better than what they have been getting and that is what we intend to do. With everybody's help and cooperation we should be able to move forward. We are trying to calculate a cost right now. If all five towns participated, we estimated it would be around \$15 a household. If one municipality doesn't want to and wants to stay where they are I understand that so it would be a little bit higher than that. But we are all working together to achieve that goal. I hope that if you and even our employees and our consultants you are our spokespeople, if somebody comes up to you and asks you about it, please set the record straight. Does anyone want to embellish upon on this.

Kohut: Do we need to set a hearing for the next meeting?

Goldstein: Yes.

Phillips: We will have a public hearing at the November 17, 2022 Board meeting. The subsidiary cannot set a unit charge. The unit charge must go through Rockland Green. Does anyone have any questions on this?

Powers: Through the Chairman, are we going to vote on this on November 17 also?

Phillips: Yes.

Kenny: Can we get something before November 17?

Phillips: Yes, we are trying to get everything out to everybody as soon as possible. Right now, we are estimating a total if all five towns through Rockland Green it would be a unit charge of \$15 total. I think that is extremely reasonable. I know some counties that are charging \$25 and some even more for the operation. That has nothing to do with the cost when we go out to purchase and complete a building. That would have to go into our debt service. Jeremy, that is through our ad valorem.

Goldstein: That is correct.

Phillips: Motion to set the public hearing?

Kohut: Moved

Hoehmann: Seconded

Phillips: Are there any other comments from the Commissioners or public? Since there are no other comments, do we have a motion to adjourn?

Hood: Moved

Monaghan: Seconded

The meeting was adjourned at 6:00 p.m.

Respectfully submitted,

Suzanne Haggerty