

**ROCKLAND COUNTY  
SOLID WASTE MANAGEMENT AUTHORITY**  
420 Torne Valley Road, P.O. Box 1217, Hillburn, NY 10931  
Phone 845.753.2200 Fax 845.753.2281  
www.rocklandrecycles.com

Christopher P. St. Lawrence  
Chairman

Anna Roppolo  
Executive Director

Present

C. St. Lawrence  
V. Altieri  
M. Grant  
D. Jobson  
L. Lynn  
H. Phillips  
P. Moroney

Present

A. Paul  
I. Schoenberger  
W. Sherwood  
P. Soskin  
A. Stewart  
A. Wieder

Absent

G. Finn  
A. Gromack  
J. Murphy  
J. Oppenheim

Staff

K. Braunfotel  
S. Haggerty  
A. Karger  
D. Louis  
D. O'Donnell  
A. Roppolo  
D. Samuels  
K. Scales  
L. Stevenson

Others

J. Heath  
T. Pytlar  
S. Torres  
J. Way  
T. West

1. The Chairman called to order the Rockland County Solid Waste Management Authority Board of Director's meeting for Thursday, November 19, 2015 at 5:15 p.m.

\*\*\*

2. Roll call by Clerk. There is a quorum.

\*\*\*

3. Pledge of Allegiance – Led by Legislator Jobson

\*\*\*

4. Introduced by: Phillips/Grant      Unan.      November 19, 2015

**Resolution No. 41 of 2015  
ADOPTION OF MINUTES, MEETING OF  
OCTOBER 22, 2015**

**RESOLVED**, that the transcribed Minutes of the Rockland County Solid Waste Management Authority are approved for the meeting October 22, 2015, as recorded by the Clerk and are hereby adopted.

\*\*\*

\*\*\*

**St. Lawrence:** Do we have a motion to go into Executive Session to discuss litigation?

**Phillips:** Moved

**Soskin:** Seconded

**St. Lawrence:** Motion to come out of Executive Session.

**Jobson:** Moved

**Phillips:** Seconded

**St. Lawrence:** I'd like to have a motion of the full board and seconded by the full board to commence action to recover the cost for two contractor's performance bonds and one without a performance bond.

**Introduced By:** Full Board/Full Board

**Unan.**

**November 19, 2015**

**RESOLUTION NO. 42 of 2015  
AUTHORIZING LEGAL ACTION ON BEHALF OF THE AUTHORITY FOR BREACH OF COLLECTION,  
TRANSPORTATION AND DISPOSAL AGREEMENTS**

**WHEREAS**, the Rockland County Solid Waste Management Authority (the "Authority") is a Public Benefit Corporation, duly organized and existing under the Rockland County Solid Waste Management Authority Act (the "Act"), and set forth under Title 13-m of the New York State Public Authorities Law; and

**WHEREAS**, the Authority entered into solid waste collection, transportation and disposal agreements for the Village of Haverstraw, as of February 1, 2010 (the "Haverstraw Agreement"), the Village of Sloatsburg, as of January 1, 2012 (the "Sloatsburg Agreement"), and the Village of Spring Valley, as January 1, 2012 (the "Spring Valley Agreement") (collectively the "Agreements"); and

**WHEREAS**, on August 11, 2015 the Haverstraw Agreement, the Sloatsburg Agreement and the Spring Valley Agreement were terminated by the Authority due to contractor breach; and

**WHEREAS**, performance bonds were issued for the Sloatsburg Agreement and the Spring Valley Agreement; now therefore be it

**RESOLVED**, that the Board hereby authorizes the commencement of appropriate legal action to recover costs under the performance bonds; and be it further

**RESOLVED**, that all lawsuits related to the termination of the Agreements are hereby authorized to be commenced.

\*\*\*

#### 5.a. Executive Director's Report

**Roppolo:** As mentioned last month, the construction activities at the Cocomposting Facility are complete and we began accepting and processing sludge from in county as well as out of county generators. For your consideration on the agenda is the extension of the current contract for the time period that processing was unable to occur due to the roof collapse as allowed by our current contract. Jeff Heath is here to update the Board on the facility and few other items.

**Heath:** The Cocomposting Facility is in full operation and everything is coming along very nicely. As a follow up to the construction work, we have prepared and is under review of the Authority, a construction documentation report which is required as a part of the Part 360 regulations we submitted to the Department of Environmental Conservation for certification that we met the original intent with both the design and current permit. In addition, we are setting out to meet with the Department of Environmental Conservation relative to our permit renewal for the facility which expires in June. Part of that discussion will be potential opportunities at the Cocomposting Facility for improvements. One of the things that has happened since we have restarted the facility is we have had issues with the electrical feed. We are looking at some potential protection upfront at the Cocomposting Facility so there isn't any damage to the equipment and we will offer our recommendations.

**Roppolo:** I am pleased to announce the Authority has been selected as the 2015 Composter of the Year by the US Composting Council. The council recognized the Authority's continued commitment to composting after the roof collapse. We will be honored at the annual conference in Jacksonville Florida in January 2016.

Denis O'Donnell and I attended a Northeast Recycling Council conference and had the opportunity to discuss our glass aggregate with several interested vendors. We also learned, it seems, that the Authority currently has the best application for our crushed glass aggregate. This was also proven by the article written by United Water's senior project engineer, Hetal Mistry, for *Aquarius; the New York American Waterworks Association* magazine. The article was included in last month's agenda and was just handed out to you this evening. Mr. Mistry had outlined the beneficial reuse of the glass aggregate on an Orangetown project and reiterated that the use of the aggregate was a cost savings as well as a move toward sustainability for the County.

We will be starting to work with an app "My Waste" to include Rockland County in a "Where do I recycle this?" app for smart phones. The app will be available to all residential addresses in the county and ultimately we intend to include all town and village information regarding trash days, recycling days, and special events on the app. The second phase will require a coordinated effort with all the municipal entities in the County. With that in mind, we plan to create a Municipal

Green Team consisting of town and village representatives to establish a pipeline for better communications with residents of each community. Each municipality has a unique relationship with their residents and a more local way of sharing information. We anticipate having a better and consistent communication flow as the quarterly meetings begin in 2016.

We will be hosting a county wide shredding event on December 6<sup>th</sup> in conjunction with our Sunday Household Hazardous Waste collection event. The shredding event will be at the Provident Ballpark parking lot located off of Fireman's Memorial Drive from 8 a.m.-12 noon on a first come, first serve basis. Each resident will be allowed to shred three banker's boxes. This will be an ongoing event in 2016 that will coincide with each Saturday or Sunday HHW collection event. I have draft flyers for each Board member with pertinent information and would appreciate it if you all would plug the event on the radio as well as disseminate the information to your residents electronically. Thank you.

\*\*\*

#### **5.b. D&B Engineer's Report**

**Pytlar:** Services to the Authority this month all involved around repairs to the main baler at the Materials Recovery Facility. The operator identified some repair requirements to the baler and proposed to the Authority a list of parts for the main ram of the baler. Quotes were obtained for a contractor to do the work; and we reviewed those quotes and made our recommendation. Work began last weekend and significant progress was made and it's operating pretty well. Other repairs may need to be made in December.

**St. Lawrence:** What kind of life does the baler have now?

**Pytlar:** The baler is from the mid 1990's. A good baler would last twenty to thirty years, but I'm not sure this one will make it that long.

\*\*\*

6. Introduced by: Jobson/Lynn

November 19, 2015

**Resolution No. 43 of 2015**  
**AUTHORIZE AXIA PAYMENTS AS NEW GATEWAY PROVIDER**

**WHEREAS**, by Resolution 28 of 2004, the Authority enacted a payment policy for all Designated Haulers that deliver solid waste to the Transfer Station and other Authority Facilities, requiring the use of a credit card or bank ATM debit card to pay all tipping fees at the time of disposal; and

**WHEREAS**, by Resolution 42 of 2011, Paradigm Software in conjunction with Authorize.net as its gateway service provider, was selected to provide an integrated scalehouse software system for use at the Haverstraw, Hillburn and Clarkstown transfer stations; and

**WHEREAS**, the Authority currently uses the Swipe and Sign technology form of credit card payment that is becoming obsolete and is being replaced by Chip and PIN (also known as EMV) technology. EMV cards bring more secure card transactions and a reduced fraud liability; and

**WHEREAS**, Paradigm Software in partnership with Axia Payments, now provides an EMV ready solution for credit card processing to avoid the liability shift and to protect sensitive credit card data, in compliance with the new Chip and PIN technology; and

**WHEREAS**, Axia Payments provides gateway services, merchant services and the necessary equipment to be in Chip & PIN credit card compliance at a cost savings to the Authority of approximately \$25,000 annually; and

**WHEREAS**, the Chairman of the Board, Christopher P. St. Lawrence and the Executive Director, Anna Roppolo are authorized by virtue of the Authorities enabling act to consent to the merchant processing solution proposal provided by Axia Payments; now therefore be it

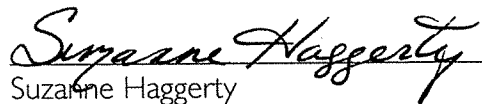
**RESOLVED**, that Authority hereby authorizes the Chairman of the Board, Christopher P. St. Lawrence and the Executive Director, Anna Roppolo to execute any and all documents required by Axia Payments, consistent with this resolution, to procure the necessary gateway services, merchant services and equipment as required.

The above resolution was regularly adopted at a legally convened meeting of the  
**ROCKLAND COUNTY SOLID WASTE MANAGEMENT AUTHORITY**

Duly held on the 19 day of November, 2015, and further that such Resolution has been fully recorded in the RESOLUTION BOOK in my office.

In witness whereof, I have hereunto set my hand this 19<sup>th</sup> day of November, 2015.

Impress Official Seal here:

  
 Suzanne Haggerty  
 Recording Officer/  
 Confidential Secretary

7. Introduced by: Moroney/Phillips Unan.

November 19, 2015

**Resolution No. 44 of 2015  
AUTHORIZING EXTENSION OF THE  
AMENDED AND RESTATED COCOMPOSTING FACILITY OPERATION, MAINTENANCE AND  
CAPITAL IMPROVEMENTS SERVICE AGREEMENT  
WITH WECARE ORGANICS, LLC**

**WHEREAS**, the Authority owns the Cocomposting Facility (the "Facility") located at 410 Torne Valley Road, Hillburn; and

**WHEREAS**, the Authority entered into a Service Agreement, dated April 1, 2006, with WeCare Organics, LLC (the "Contractor") for Operation, Maintenance and Capital Improvements to the Cocomposting Facility (the Service Agreement"); and

**WHEREAS**, the Authority entered into an amended and restated version of the Service Agreement (the "Amended and Restated Service Agreement") to amend certain terms of the Service Agreement during the renewal term; and

**WHEREAS**, the Amended and Restated Service Agreement is scheduled to expire on March 31, 2016; and

**WHEREAS**, due to repairs needed to be made to the roof of the Facility, the Facility was shut down for an extended period of time; and

**WHEREAS**, because the Facility was offline for an extended period of time, the Contractor was not able to perform all of its obligations under the Amended and Restated Service Agreement; and

**WHEREAS**, the Amended and Restated Service Agreement provides that if the Contractor experiences a delay in the performance of its obligations thereunder, the Contractor shall receive an extension of time; and

**WHEREAS**, the Amended and Restated Service Agreement also provides that the Contractor may be entitled to an increase or extension in the ICI Price, Initial Repairs Price, the Operation and Maintenance Fee or the schedule for performance equal to the amount of the increased cost or the time lost as a result thereof; and

**WHEREAS**, the Authority and the Contractor have agreed to maintain the fee schedule and extend the term of the Amended and Restated Service Agreement through December 31, 2017; now therefore be it

**RESOLVED**, that the Authority hereby authorizes the extension of the Amended and Restated Service Agreement with the Contractor, WeCare Organics, LLC, through December 31, 2017.

\*\*\*

8. Introduced by: **Phillips/Schoenberger** Unan. **November 19, 2015**

**RESOLUTION NO. 45 OF 2015  
AUTHORIZING THE FILING OF AN APPLICATION  
FOR STATE ASSISTANCE FROM THE HOUSEHOLD  
HAZARDOUS WASTE STATE ASSISTANCE PROGRAM  
AND SIGNING OF THE ASSOCIATED STATE CONTRACT,  
UNDER THE APPROPRIATE LAWS OF NEW YORK STATE**

**WHEREAS**, the State of New York provides financial aid for household hazardous waste programs; and

**WHEREAS**, the Rockland County Solid Waste Management Authority (herein called the "AUTHORITY"), has examined and duly considered the applicable laws of the State of New York, and deems it to be in the public interest and benefit to file an application under these laws; and

**WHEREAS**, it is necessary that a Contract by and between The PEOPLE OF THE STATE OF NEW YORK (herein called the "STATE"), and the AUTHORITY be executed for such STATE Aid;

**NOW, THEREFORE, BE IT RESOLVED**, by the Rockland County Solid Waste Management Authority:

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York, including all understanding and assurances contained in said application, is hereby authorized;
2. That the Executive Director or her designee is directed and authorized as the official representative of the AUTHORITY, to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;
3. That the AUTHORITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs;
4. That four (4) Certified Copies of this Resolution be prepared and sent to the New York State Department of Environmental Conservation together with a complete application.

5. That this resolution shall take effect immediately.

\*\*\*

9. Introduced by: Phillips/Lynn Unan.

November 19, 2015

**Resolution No. 46 of 2015  
AUTHORIZING AN AGREEMENT WITH DONATO MARANGI, INC. FOR DELIVERY AND  
PROCESSING OF SLUDGE GENERATED AT  
WEST POINT MILITARY ACADEMY**

**WHEREAS**, the Authority has had agreements with Donato Marangi, Inc. ("Marangi") since November 2006 for delivery of sludge generated at the United States Military Academy at West Point ("West Point") and processing at the Cocomposting Facility for a fee; and

**WHEREAS**, Marangi desires to enter into a new agreement for another two-year term; and

**WHEREAS**, West Point's wastewater treatment plant generates approximately 80 wet tons of sludge per month; and

**WHEREAS**, the Authority is authorized to accept and process sewerage sludge generated from outside of Rockland County; and

**WHEREAS**, the Cocomposting Facility has sufficient capacity available to continue to accommodate the sludge generated by West Point; and

**WHEREAS**, the proposed agreement, attached hereto, shall provide for a fourteen (14) month term beginning November 1, 2015 and ending December 31, 2016, at a fee of \$91.50 per wet ton of sludge generated by West Point and delivered to the Cocomposting Facility; now therefore be it

**RESOLVED**, that the Executive Director is authorized to execute an agreement with Donato Marangi, Inc., substantially in the form attached hereto, for a fourteen (14) month term beginning November 1, 2015 and ending December 31, 2016, at a fee of \$91.50 per wet ton of sludge generated by West Point and delivered to the Cocomposting Facility.

\*\*\*



10. Introduced by: Phillips/Weider

Unan.

November 19, 2015

**RESOLUTION No. 47 of 2015  
ADOPT EMPLOYEE DRUG & ALCOHOL TESTING POLICY**

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

**WHEREAS**, the Authority has adopted policies and procedures for the benefit and safety of the Authority and its employees; and

**WHEREAS**, the Authority wishes to adopt rules governing drug and alcohol testing of employees while in the course of their employment; now therefore be it

**RESOLVED**, that the Authority hereby adopts the attached policy entitled "Rockland County Solid Waste Management Authority Drug and Alcohol Testing Policy" effective immediately, and be it further

**RESOLVED**, that the Authority hereby directs that a copy of this Policy be given to all present and future Authority Board Members, and that it is included in the Authority's Employee Handbook.

\*\*\*

**New Business**

**St. Lawrence:** Do we have any new business? Since we don't have any new business, I'd like to adjourn tonight's meeting in memory Bo diFrancesca a former Supervisor in Orangetown?

**Full Board:** Moved

**Full Board:** Seconded

The meeting was adjourned at 5:55 p.m.

Respectfully submitted,  
Suzanne Haggerty