



**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 (arrived late)
D. Jobson
L. Lynn

Present

H. Phillips
P. Moroney
A. Paul
I. Schoenberger
A. Wieder

Absent

G. Finn
A. Gromack
J. Murphy
J. Oppenheim
W. Sherwood
P. Soskin
A. Stewart

Staff

H. Benado
K. Braunfotel
J. Burnet
D. Desir
N. Gelok
E. Goldman
A. Karger
D. O'Donnell
A. Roppolo
D. Samuels
K. Scales
L. Stevenson

Others

T. Pytlar
S. Torres
T. West

1. The Chairman called to order the Rockland County Solid Waste Management Authority Board of Director's meeting for Thursday, October 22, 2015 at 5:05 p.m.
2. Roll call by Clerk. There is a quorum.

3. Pledge of Allegiance – Led by Supervisor Phillips

4. Introduced by: Jobson/Moroney Unan. October 22, 2015

**Resolution No. 31 of 2015
ADOPTION OF MINUTES, MEETING OF
JUNE 25, 2015**

RESOLVED, that the transcribed Minutes of the Rockland County Solid Waste Management Authority are approved for the meeting June 25, 2015, as recorded by the Clerk and are hereby adopted.

5.a. Executive Director's Report

Construction activities at the Bio solids facility are complete and start up testing, maintenance activities and troubleshooting are continuing which are to be expected after an extended period of inactivity. The Authority has, however, been composting sludge since July 6th. We have been contacted by outside generators and are awaiting certain testing information that is required prior to receiving sludge generated from outside Rockland. I will keep you posted.

On October 1st Denis O'Donnell and I attended a Bergen County Utilities Authority workshop. There are over 70 municipal entities in Bergen County and at least one third of the municipalities are members of the consortium. Subsequent to the workshop we met with the Executive Director of BCUA and discussed potential relationships with regards to recycling, concrete and asphalt and other material. I will keep you posted as to progress.

Leaf drop off for municipal entities and Rockland County landscapers will begin on October 26th and continue through to December 11th at the Clarkstown facility. We have implemented the same procedure as last year which worked well for all. We have a temporary scale at the leaf composting facility to ensure all transaction are processed in an expeditious manner. Each transaction takes approximately 15 seconds to process.

ARC of Rockland recently requested a meeting with us to discuss possible employment opportunities at the Authority for their clients which may include volunteering, competitive employment or a combination of both.

New York state has been designated an employment first state which means that employment should always be the first choice for people with disabilities. The federal and state governments have mandated organizations like ARC of Rockland, Camp Venture and Jawonio to close sheltered workshops and provide as many community based experiences to people as possible. For those of you who may not be familiar with sheltered workshops, they have been around for decades but they won't be an option for much longer. New York State is phasing them out to comply with the U. S. Supreme Court's 1999 Olmstead Act ruling which states that people with disabilities work, live and receive services in the most integrated setting possible. For many years, sheltered workshops were considered the most integrated setting but not any longer. Effective July 01, 2013, the NYS Office for People with Developmental Disabilities eliminated funding for any new workshop admissions. There are currently approximately 113 sheltered workshops across New York State that employ approximately 8,000 people with disabilities at piece rate. Organizations like ARC of Rockland, Jawonio and Venture will need to find community employment for their clients so that they can continue to lead meaningful lives in the most integrated, safe environment possible. I mention this to the Board to review if there are possibilities within your municipality or community for employment and to strengthen awareness regarding the benefits of hiring people from this workforce and organizations like ARC of Rockland, Camp Venture, and Jawonio among other similar organizations in the County.

The Authority is being recognized by the Rockland Employment Network on Friday October 30th at 8:15am at the Chalet at Spook Rock Golf Course. We were nominated by Ms. Julia Quattrocci of Capabilities Partnership, Inc. Each year Rockland Employment Network recognizes businesses that incorporate the talents of persons with disabilities by making them a part of their workforce. The staff from Clarkstown and I are scheduled to attend. If any Board member would like to attend please let me know.

As mentioned previously, in an effort to address food recovery as delineated in the Authority's Solid Waste Management Plan, I have contacted the NYSDEC and discussed funding for equipment that recovers food to "feed hungry people". We have met with various food pantries to determine equipment needs for those agencies that "feed hungry people" – the second preferred action under the EPA food recovery hierarchy. Profiles of the participating pantries were received and we are in the process of visiting the agencies in order to include pictures and a more comprehensive narrative in the grant proposal. The NYSDEC thought the proposal underscores the importance of grass roots efforts that are being viewed as favorable in grant applications.

On October 3rd Mr. John Tierney had submitted an opinion piece to the *New York Times* entitled "The Reign of Recycling". His opinion was that recycling is "waste of time" and that we should "bury garbage as it has been done for a thousand years". In 1996 he also wrote a controversial piece entitled "Recycling is garbage" for the *New York Times* magazine. Needless to say those of us who have integrated comprehensive solid waste management systems in the state of New York and nationally wholeheartedly disagree with his statements and maintain that environmentally and economically comprehensive systems are a benefit. A few organizations have responded and I have copies of the article and one of the responses if anyone would like to read them. Sometimes words are not just words, and articles like these have a lasting impact so I'd like to ask Kerri to briefly explain how this impacts the Authority's education efforts.

Scales: There are challenges we are faced with in trying to promote recycling and composting. This also pertains to municipalities as well, because we have citizens that read these articles. It is a constant task to educate and remind people of the benefits of recycling.

St. Lawrence: Municipalities get back \$34 for the recycling; whereas it would cost \$76 a ton to take material to the landfill. We are taking recycling out of the waste stream and not transporting the material miles away.

Roppolo: The Budget Committee met on Wednesday, October 14th to review and discuss the 2016 budget which is on the agenda for your consideration.

Debbie Samuels has sent out two e-mails regarding Board members access to the website to view their packets electronically. To date only three Board member have signed up. Signing up will only take a few minutes so I would appreciate it if you would see Debbie after the meeting.

Thank you.

5.b. D&B Engineer's Report

Pytlar: Related to the repairs at the Materials Recovery Facility, we worked with Casella to overview and make improvements to the sorting system and most recently to close out the punch list. The baler in the MRF has failed and we have been reviewing parts and labor to make sure it is repaired and procured in the most cost effective way.

St. Lawrence: If the material piles up in the back of the MRF, are we missing any requirements from the DEC?

Pytlar: If the material goes outside, there will be. They have a contractual obligation to keep that facility available to you 100% of the time; and if they can't, they have to transfer the material at no cost to you.

St. Lawrence: Do you know what the time frame is to get it repaired?

Pytlar: The plant manager said it was still going to be a few weeks before they get all the parts.

6. **Public Hearing:** To fix and determine the rates, rentals, fees or other charges for the use or availability of facilities and services of the Authority for the year 2016.

St. Lawrence: Is there anyone from the public that would like to speak?

My name is Tom Kyle and I live in the Nanuet at 63 N. Middletown Road. I drive around and pick up garbage along the roads. I'd like to talk about the minimum fee that is charged at the transfer stations for dropping off concrete and asphalt. The fee has gone from \$3 to \$10. As a result, as I'm cleaning up I'm finding small amounts of concrete and asphalt all over the place. I started creating maps so I know where they are. What I would like you to consider is to allow the public to bring about 200 lbs. to the facility just like we do with branches and leaves. It would reduce the amount of litter, because when people see any litter on the ground other people also litter in the same spot.

St. Lawrence: I would like you to forward the map to us. We will certainly look at the cost analysis of lowering that fee and we appreciate your concern for the environment.

Motion to close the public hearing:

Phillips: Moved

Schoenberger: Seconded

7. Introduced by: Phillips/Lynn Unan. October 22, 2015

Resolution No. 32 of 2015

SETTING THE RATE FOR MUNICIPAL RECYCLABLES REVENUE PAYMENTS FOR THE YEAR 2016

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

WHEREAS, the Authority 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, the Authority wishes to share the revenue it receives from the sale of the recyclables; now therefore be it

RESOLVED, that the Authority will pay to each Rockland municipality which has entered into an Intermunicipal Recyclables Management Agreement with the Authority the sum of \$35.00 per ton for each ton of recyclable materials that such municipality delivers to the Authority during the Year 2016.

8. Introduced by: Phillips/Lynn Unan. October 22, 2015

Resolution No. 33 of 2015

ADOPTION OF RATES, RENTALS, FEES OR OTHER CHARGES FOR THE USE OR AVAILABILITY OF THE FACILITIES AND SERVICES OF THE AUTHORITY FOR THE YEAR 2016

WHEREAS, 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, as amended (“Public Authorities Law”); and

WHEREAS, the Authority 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 the Authority to set its rates, rentals, fees or other charges for the use or availability of the Authority’s facilities and services for the year 2016; and

WHEREAS, pursuant to Section 2053-g of the Public Authorities Law, the Authority 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 22, 2015, for the purpose of setting the Authority’s rates, rentals, fees or other charges for the use or availability of its facilities and services for the year 2016; now therefore be it

RESOLVED, that the Authority Board hereby adopts the rates, rentals, fees or other charges for the use or availability of the Authority’s facilities and services for the year 2016, annexed hereto and made a part of this Resolution as Exhibit “A”; 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 County Solid Waste Management Authority’s facilities and services for the year 2016.

Phillips: Are the rates the same as last year, or did they increase?

St. Lawrence: The rate is going up two-tenths of a percent.

9. **Introduced by: Lynn/Jobson Unan. October 22, 2015**

**Resolution No. 34 of 2015
ADOPTION OF THE AUTHORITY BUDGET
FOR THE FISCAL YEAR 2016**

WHEREAS, 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, as amended (“Public Authorities Law”); and

WHEREAS, the Authority 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, the Authority 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, the Authority, after due deliberation and duly noticed public hearing held on October 22, 2015, did review and discuss a budget setting forth the projected revenues and expenditures of the Authority for the fiscal year 2016; now therefore be it

RESOLVED, that the Rockland County Solid Waste Management Authority hereby adopts the budget of the Authority for the fiscal year 2016, annexed hereto and made a part of this resolution as Exhibit "A".

St. Lawrence: At the budget meeting, Mr. Moroney requested that we put \$25,000 in the engineering line for a chemical engineer so that any municipality could have access to our consultant if they have a project.

10. Introduced by: Phillips/Wieder Unan. October 22, 2015

**Resolution No. 35 of 2015
APPOINTING A NOMINATING COMMITTEE TO RENDER A REPORT
AND RECOMMEND OFFICERS FOR 2016**

WHEREAS, the authority is a public benefit corporation, duly organized and existing under title 13-M at the Public Authorities Law of the State of New York, as amended ("Public Authorities Law"); and

WHEREAS, pursuant to Section 2053-e of the Public Authorities Law, the Authority enacted the Organizational By-Laws of the Rockland County Solid Waste Management Authority ("By-Laws"); and

WHEREAS, Section 3.3 of the By-Laws, as amended requires the Authority to select a Nominating Committee at its October 2015 meeting to propose nominees for the next slate of officers to be elected at the next annual meeting of the Authority in January 2016; and

WHEREAS, the Authority has duly considered the matter; now therefore be it

RESOLVED, that the Authority hereby appoints the following members as members of the Nominating Committee;

- | | |
|-----------------|-----------------|
| V. Alteri | P. Soskin |
| A. Gromack | C. St. Lawrence |
| P. Moroney | |
| H. Phillips | |
| I. Schoenberger | |

AND BE IT FURTHER RESOLVED, that the Nominating Committee render its report and make its recommendations to the Board at the December 2015 meeting, proposing Members to be appointed as officers at the January 2016 annual meeting. These officers include:

- Chairman
- Vice Chairman
- Vice Chairman
- Vice Chairman
- Treasurer
- Deputy Treasurer

11. Introduced by: Lynn/Wieder

Unan.

October 22, 2015

**RESOLUTION NO. 36 OF 2015
ACCEPTING PROPOSAL AND AUTHORIZING EXECUTION OF THE SERVICE CONTRACT
FOR SOLID WASTE COLLECTION, TRANSPORTATION AND DISPOSAL
FOR THE VILLAGE OF NEW HEMPSTEAD**

WHEREAS, the Rockland County Solid Waste Management Authority (the "Authority") is a Public Authority 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 Public Authority Law of the State of New York; and

WHEREAS, the Village of New Hempstead (hereinafter "the Village") previously entered into an intermunicipal agreement with the Authority to take responsibility for residential solid waste collection, transportation and disposal services in the Village; and

WHEREAS, pursuant to its powers granted under the Act, the Authority has the power to perform such collection and to levy a fee for such service against the real property owners of the Village; and

WHEREAS, the Authority previously obtained solid waste collection, transportation and disposal services for the Village; and

WHEREAS, the current solid waste collection, transportation and disposal services agreement, as amended, is set to expire on December 31, 2015; and

WHEREAS, the Village requested that the Authority solicit proposals for a new solid waste collection, transportation and disposal services provider for the Village to commence on January 1, 2016; and

WHEREAS, the Authority issued a Request for Proposals for such services on May 15, 2015, Addendum 1 thereto on May 31, 2015 and Addendum 2 thereto on June 19, 2015

(collectively the Request for Proposal issued on May 15, 2015 and all addenda issued thereafter shall constitute the "RFP"); and

WHEREAS, on June 26, 2015 two proposals were received in response to the RFP from the following firms: (i) AAA Carting & Rubbish Removal, Inc., and (ii) Carlo Minuto Carting Company, Inc.; and

WHEREAS, in accordance with the requirements of the RFP, each proposal provided proposed pricing for curbside collection, and alternate proposed pricing for back door collection; and

WHEREAS, the Authority's Evaluation Committee evaluated each of the proposals and sought additional clarifying information from each proposer; and

WHEREAS, the Village currently receives back door collection of its residential solid waste and after receiving and evaluating curbside versus back door collection services, the Village indicated that it wishes to continue back door collections of its residential solid waste under the new agreement; and

WHEREAS, the Authority is electing to obtain services for back door collection as authorized in the RFP; and

WHEREAS, the Authority's Evaluation Committee evaluated the proposals including the information obtained during the clarification process, and taking into consideration the evaluation factors set forth in the request for proposals, including qualifications and relevant experience, viability of the proposed services, project organization, ability to comply with flow control and applicable law generally, the proposer's financial capability, the proposed risk posture and business deal as set forth in the service contract, and price, the Evaluation Committee determined that Carlo Minuto Carting Company, Inc. provided the most advantageous proposal for the solid waste collection, transportation and disposal services being sought for the Village of New Hempstead; and now therefore be it

RESOLVED, that the proposal of Carlo Minuto Carting Company, Inc. for the proposed backdoor prices submitted during the procurement process is hereby accepted; and be it further

RESOLVED, that the Authority hereby authorizes the Executive Director of the Authority to negotiate with Carlo Minuto Carting Company, Inc. and, if negotiations prove successful, and subject to the affirmation of the Village of New Hempstead, execute the Service Contract for Solid Waste Collection, Transportation and Disposal for the Village of New Hempstead, as such services are described in the specifications set forth in the RFP, as further negotiated, subject to review by Authority Counsel; and be it further

RESOLVED, that the Service Contract for Solid Waste Collection, Transportation and Disposal for the Village of New Hempstead shall be substantially in the form presented at this meeting, with such amendments, modifications, changes and omissions thereto as the Executive Director of the Authority may negotiate and approve as in the best interests of the Authority and not inconsistent with the terms of this resolution, and the Service Contract for Solid Waste Collection, Transportation and Disposal for the Village of New Hempstead shall constitute conclusive evidence of the valid authorization hereunder of any such amendment, modification, change or omission; and be it further

RESOLVED, that the Authority in its sole discretion, has the right to discontinue negotiations with Carlo Minuto Carting Company, Inc. at any time prior to the execution of the Service Contract for Solid Waste Collection, Transportation and Disposal for the Village of New Hempstead and such agreement shall not be binding and valid until executed by the parties.

12. Introduced by: Moroney/Phillips

Unan.

October 22, 2015

**RESOLUTION NO. 37 OF 2015
CANCELLATION OF REQUEST FOR PROPOSALS FOR SOLID WASTE COLLECTION,
TRANSPORTATION AND DISPOSAL FOR THE VILLAGE OF
HAVERSTRAW (RFP 2015-07)**

WHEREAS, the Village of Haverstraw (the "Village") requested that the Authority solicit proposals for a new solid waste collection, transportation and disposal services provider for the Village to commence on January 1, 2016 following the termination of the Authority's then existing agreement with Miele Sanitation Company, Inc. (the Miele Agreement); and

WHEREAS, the Authority issued a Request for Proposals for such services on May 15, 2015 and Addendum 1 thereto on May 31, 2015 (collectively the "RFP"); and

WHEREAS, on June 26, 2015 one proposal was received in response to the RFP; and

WHEREAS, prior to the completion of the evaluation process, Miele ceased performing its obligations under the Miele Agreement resulting in a termination thereof and requiring the Authority to arrange for collection services from another contractor on an emergency basis (the "Emergency Service Contractor"); and

WHEREAS, in light of the early termination of the Miele Agreement and the transition to the Emergency Service Contractor, the Village determined that additional scope of services for a long term contractor may be in its best interests: and

WHEREAS, as a result of such determination, the Village requested that the Authority abstain from awarding a contract pursuant to RFP; and

WHEREAS, the terms of the RFP afforded the Authority the right to cancel the RFP prior to the contract award; and now therefore be it

RESOLVED, that the Authority hereby cancels the RFP in accordance with its terms in order to allow the Village to assess and review a modification to the scope of services to be contained in a request for proposals; and be it further

RESOLVED, that the Authority will issue a new request for proposals following the completion of the Village's determination of the scope of services to be procured.

St. Lawrence: The Authority sent out a request for proposal for solid waste collection for the Village of Haverstraw. One proposal was received and during the evaluation period, the Mayor indicated that the Village wanted to modify the services procured. The Mayor requested that the Authority abstain from awarding the contract. Given the Mayor's request we are cancelling the RFP and the Authority intends to issue a new RFP with a new scope once the Village has reevaluated their solid waste needs.

- 13. Confirming resolutions for emergency collection in Village of Haverstraw, Sloatsburg and Spring Valley

Introduced By: St. Lawrence/Moroney Unan.

October 2, 2015

**RESOLUTION NO. 28 of 2015
RATIFYING THE EMERGENCY COLLECTION, TRANSPORTATION AND DISPOSAL SERVICES FOR
THE VILLAGE OF SPRING VALLEY**

WHEREAS, the Rockland County Solid Waste Management Authority (the "Authority") is a Public Authority 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 Public Authority Law of the State of New York; and

WHEREAS, pursuant to its powers granted under the Act, the Authority has the power to perform solid waste collection services within a village or municipality in Rockland County; and

WHEREAS, the Authority is party to a valid and existing intermunicipal agreement with the Village of Spring Valley (the "Village") for the performance of solid waste collection, transportation and disposal services on behalf of the Village; and

WHEREAS, the Authority entered into a solid waste collection, transportation and disposal agreement with Miele Sanitation Company ("Miele") for the Village, as of January 1, 2012 (the "Spring Valley Agreement"); and

WHEREAS, on August 10, 2015 Miele failed to complete its obligations under the Spring Valley Agreement; and

WHEREAS, on August 10, 2015 Miele's legal counsel informed the Authority that Miele would no longer be performing its obligations under the Spring Valley Agreement; and

WHEREAS, because such failures by Miele constituted a breach of the Spring Valley Agreement and threatened the health, safety and welfare of the residents of the Village, the Authority notified Miele on August 11, 2015 that it was terminating the Spring Valley Agreement; and

WHEREAS, the Authority was subsequently required to seek emergency collection, transportation and disposal services for the Village in order to prevent the accumulation of uncollected solid waste within the Village; and

WHEREAS, the Authority entered into a temporary letter agreement, a copy of which is attached hereto, to engage Carlo Minuto Carting, Inc. to perform solid waste collection, transportation and disposal services in the Village on an emergency basis and until such time as the parties would be able to execute formal agreements for such emergency services; and now therefore be it

RESOLVED, that the Board hereby ratifies the use of emergency services for collection, transportation and disposal services for the Village; and now therefore be it further

RESOLVED, that the Authority hereby ratifies the letter agreement between the Authority and Carlo Minuto Carting, Inc. for the emergency transportation and disposal services on a temporary basis until such time as the parties are able to execute a formal agreement for such emergency services.

Introduced By: Phillips/Moroney Unan.

October 2, 2015

**RESOLUTION NO. 29 of 2015
RATIFYING THE EMERGENCY COLLECTION, TRANSPORTATION AND DISPOSAL SERVICES FOR
THE VILLAGE OF HAVERSTRAW**

WHEREAS, the Rockland County Solid Waste Management Authority (the "Authority") is a Public Authority 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 Public Authority Law of the State of New York; and

WHEREAS, pursuant to its powers granted under the Act, the Authority has the power to perform solid waste collection services within a village or municipality in Rockland County; and

WHEREAS, the Authority is party to a valid and existing intermunicipal agreement with the Village of Haverstraw (the "Village") for the performance of solid waste collection, transportation and disposal services on behalf of the Village; and

WHEREAS, the Authority entered into a solid waste collection, transportation and disposal agreement with Miele Sanitation Company ("Miele") for the Village, as of February 1, 2010 (the "Haverstraw Agreement"); and

WHEREAS, on August 10, 2015 Miele failed to complete its obligations under the Haverstraw Agreement; and

WHEREAS, on August 10, 2015 Miele's legal counsel informed the Authority that Miele would no longer be performing its obligations under the Haverstraw Agreement; and

WHEREAS, because such failures by Miele constituted a breach of the Agreement and threatened the health, safety and welfare of the residents of the Village, the Authority notified Miele on August 11, 2015 that it was terminating the Haverstraw Agreement; and

WHEREAS, the Authority was subsequently required to seek emergency collection, transportation and disposal services for the Village in order to prevent the accumulation of uncollected solid waste within the Village; and

WHEREAS, the Authority entered into a temporary letter agreement, a copy of which is attached hereto, to engage Robert Hiep, Inc. to perform solid waste collection, transportation and disposal services in the Village on an emergency basis and until such time as the parties would be able to execute a formal agreement for such emergency services; and now therefore be it

RESOLVED, that the Board hereby ratifies the use of emergency services for collection, transportation and disposal services for the Village; and now therefore be it further

RESOLVED, that the Authority hereby ratifies the letter agreement between the Authority and Robert Hiep, Inc. for the emergency collection, transportation and disposal services on a temporary basis until such time as the parties are able to execute a formal agreement for such emergency services.

Introduced By: Phillips/Altieri Unan.

October 2, 2015

**RESOLUTION NO. 30 of 2015
RATIFYING THE EMERGENCY COLLECTION, TRANSPORTATION AND DISPOSAL SERVICES FOR
THE VILLAGE OF SLOATSBURG**

WHEREAS, the Rockland County Solid Waste Management Authority (the "Authority") is a Public Authority 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 Public Authority Law of the State of New York; and

WHEREAS, pursuant to its powers granted under the Act, the Authority has the power to perform solid waste collection services within a village or municipality in Rockland County; and

WHEREAS, the Authority is party to a valid and existing intermunicipal agreement with the Village of Sloatsburg (the "Village") for the performance of solid waste collection, transportation and disposal services on behalf of the Village; and

WHEREAS, the Authority entered into a solid waste collection, transportation and disposal agreement with Miele Sanitation Company ("Miele") for the Village, as of January 1, 2012 (the "Sloatsburg Agreement"); and

WHEREAS, on August 10, 2015 Miele's legal counsel informed the Authority that Miele would no longer be performing its obligations under the Sloatsburg Agreement; and

WHEREAS, because such failures by Miele constituted a breach of the Sloatsburg Agreement and threatened the health, safety and welfare of the residents of the Village, the Authority notified Miele on August 11, 2015 that it was terminating the Sloatsburg Agreement; and

WHEREAS, the Authority was subsequently required to seek emergency collection, transportation and disposal services for the Village in order to prevent the accumulation of uncollected solid waste within the Village; and

WHEREAS, the Authority entered into a temporary letter agreement, a copy of which is attached hereto, to engage Carlo Minuto Carting, Inc. to perform solid waste collection, transportation and disposal services in the Village on an emergency basis and until such time as the parties would be able to execute a formal agreement for such emergency services; and now therefore be it

RESOLVED, that the Board hereby ratifies the use of emergency services for collection, transportation and disposal services for the Village; and now therefore be it further

RESOLVED, that the Authority hereby ratifies the letter agreement between the Authority and Carlo Minuto Carting, Inc. for the emergency collection, transportation and disposal services on a temporary basis until such time as the parties are able to execute a formal agreement for such emergency services.

14. Introduced by: Phillips/Schoenberger/Moroney/Paul/Jobson Unan. October 22, 2015

**Resolution No. 38 of 2015
ESTABLISHING THE POSITION OF
ENGINEER I POSITION**

WHEREAS, the Authority is in need of a staff engineer; and

WHEREAS, the position must comply with the classification and description of services to be rendered in conformity with the procedures established by the Rockland County Department of Personnel; and

WHEREAS, the position of Engineer I to the Rockland County Solid Waste Management Authority has been established by the Rockland County Department of Personnel; and

WHEREAS, the position of Engineer I to the Rockland County Solid Waste Management Authority also must be established by the Authority Board; now therefore be it

RESOLVED, that the position of Engineer I to the Rockland County Solid Waste Management Authority be and is hereby established as a full-time position.

Jobson: Do we need a full time engineer and what would their duties be day to day.

St. Lawrence: The Authority's enabling act requires us to have an engineer on staff.

15. Introduced By: Phillips/Wieder Unan. October 22, 2015

**RESOLUTION NO. 39 OF 2015
APPOINT ENGINEER I (SOLID WASTE)
TO THE ROCKLAND COUNTY SOLID WASTE
MANAGEMENT AUTHORITY**

WHEREAS, the position of Engineer I (Solid Waste) was established by the Rockland County Department of Personnel and by Authority Board Resolution No. 38 of 2015; and

WHEREAS, the Authority Board desires to fill that position with the provisional appointment of Deandre Desir, at an annual salary of \$50,000.00, starting November 1, 2015, and all other benefits of such employment; now therefore be it

RESOLVED, that the Authority Board hereby provisionally appoints Deandre Desir as Engineer I (Solid Waste) to the Rockland County Solid Waste Management Authority, effective November 1, 2015, at an annual salary of \$50,000.00, and all other benefits of such employment.

16. Introduced: Phillips/Moroney Unan. October 22, 2015

**RESOLUTION NO. 40 OF 2015
RESCHEDULE OF DECEMBER 17, 2015 MEETING**

WHEREAS, the Chairman may elect to cancel or reschedule any single regular monthly meeting for lack of any business to be transacted or anticipated lack of a quorum, therefore be it

RESOLVED, that the regular monthly meeting, originally scheduled for December 17, 2015 shall be rescheduled for **December 10, 2015**.

New Business

St. Lawrence: Do we have any new business? Since we don't have any new business, do we have a motion to adjourn?

Grant: Moved

Jobson: Seconded

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

Respectfully submitted,
Suzanne Haggerty