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**CHITTENDEN SOLID WASTE DISTRICT
EXECUTIVE BOARD MINUTES
CSWD OFFICE, REDMOND ROAD
April 15, 2009**

Executive Board Present: Alan Nye, Mike Coates, Steve Goodkind, Paul Stabler
CSWD Staff Present: Tom Moreau, Tony Barbagallo, Susan Chapman, Nancy Plunkett,
Jen Holliday

Others Present:

AGENDA ITEM:

1. Approve minutes of March 18, 2009
2. Solid Waste Management Fee (SWMF) Increase – Feedback from Public Hearing
3. FY 09 Operating Budget – Status of SWMF Tonnage and affect on budget
4. Bid Results for CSWD Trash
5. Impact of Increased SWMF and Decreased MRF Tip Fees on Drop-Off Center Costs
6. VT DEC Solid Waste Division – Possible restructuring and MOU with VT Solid Waste District Managers Association
7. Compensation for Board Members
8. Site 21 – Applicability of Property Taxes
9. Program Updates
10. Other Business - Pending Legislation (S.77), Timeline for Request For Proposals for Franchise & Pay-As-You-Throw, Organics and Biosolids Studies
11. Executive Session – MRF Contract Negotiations

Paul Stabler called the meeting was called to order at 4:33 p.m.

Agenda #1. Approve minutes of March 18, 2009. MOTION by M. Coates, second by S. Goodkind. Approved – all Ayes.

Agenda #2. Solid Waste Management Fee (SWMF) Increase – Feedback from Public Hearing

P. Stabler summarized that there were only two members of the public at the meeting, which were Jeff Myers and Bob Marcotte. Jeff Myers felt that the CSWD unfairly controls the tax and simultaneously it unfairly benefits CSWD at the DOC's. Bob Marcotte was opposed to a fee increase during a recession. T. Moreau said that five towns have voted for the budget and have supported the increase. T. Moreau handed out a sheet showing that it could be about \$2.50 per year increase for a typical household. T. Moreau said that the executive board should make a recommendation to the full board for adoption of the increase. The executive board is in agreement for raising the rate.

Agenda #3. FY 09 Operating Budget – Status of SWMF Tonnage and affect on budget

T. Moreau handed out a spreadsheet showing the budgeted tonnage at 133,000 tons and now we are projecting about 126,460 tons, which will equal about an \$115,000 shortage in FY '09 solid waste management fees collected. CSWD has already made cuts to accommodate this shortfall.

Agenda # 4. Bid Results for CSWD Trash

T. Barbagallo explained that CSWD was approached by All Cycle to bid out our trash from the Drop-Off Centers, which was under an original agreement with WSI. All Cycle did not submit a bid and said that they forgot. The rate was decreased by \$1.95 per ton because of the bid received from Interstate Waste Systems. This will go to the full board for approval.

Agenda # 5. Impact of Increased SWMF and Decreased MRF Tip Fees on Drop-Off Center Costs

T. Moreau explained that Jeff Myers from Myers Container, Inc. called with concern that CSWD was setting the tax increase but not increasing the fees at the drop-off centers, which would negatively impact him. He said he would lose customers to the Drop-Off Centers because of the increased solid waste management fee that he will need to pass on to his customers, whereas CSWD is not intending to raise the rates at the DOCs. T. Moreau reviewed the handout and attached spreadsheet and explained that we do not need to raise the fees at the Drop-Off Centers, therefore we would not raise them. In essence, the \$10/ton decrease in the MRF tip more than offsets the increase in the Solid Waste Management Fee. Additionally, the new lower rate for disposal offered by Interstate Waste Systems further helps the CSWD DOCs.

Agenda # 6. VT DEC Solid Waste Division – Possible restructuring and MOU with VT Solid Waste District Managers Association

T. Barbagallo said that the State is proposing eliminating almost half of the current staff in VT DEC Solid Waste Division. In addition to cuts, the State was also planning on dipping into the Solid Waste Management Assistance Fund which the solid waste division is concerned would mean a loss of resources for future policy and planning. The Department of Environmental Conservation (DEC) and the solid waste managers got together to propose creating a Vermont Solid Waste Authority. There is concern that this Authority do not enable the cuts to the State staff and only if the staff is already going to get cut. CSWD is looking for board direction. Discussion was held on the financial savings for the State if these changes were made. P. Stabler said he did have concern that their would be too much work for the amount of funding that would be available and that the make up of an authority would need to reflect rural areas too. T. Barbagallo noted that right now the DEC is opposed to any enhancements to the solid waste system because of the additional work that would be required and this includes the DEC supporting product stewardship initiatives, unless an Authority is created that would be able to do the work. Discussion was held on the economics of creating a Vermont Solid Waste Authority. Discussion was held on the producer responsibility for electronic waste and the inclusion of that work into the proposed Vermont Solid Waste Authority. CSWD is looking for direction and would like to bring this to the full board for discussion. It was agreed that the e-waste section would go the full board for discussion and that Tony would continue work on the proposal of the Authority.

Agenda # 7. Compensation for Board Members

T. Moreau said that this issue was a brought up by a board member to compensate board members with a stipend for serving on the CSWD Board. P. Stabler did not feel that the timing

was good and did not support this. S. Goodkind was not sure he could accept it. A. Nye said he did not support this. This will be brought to the full board and recommend that the Executive Board does not support this concept and is unanimously is against the compensation.

Agenda # 8. Site 21 – Applicability of Property Taxes

T. Moreau explained that since we bought Site 21 we are obligated to pay the remaining taxes in this fiscal year. For future years, CSWD attorneys sent a letter to the Town of Williston stating that as a municipality, we would be exempted from paying property taxes. T. Moreau met with Rick McGuire from the Town of Williston to discuss a potential supplemental agreement to the host town agreement whereas CSWD could possibly make a payment in lieu of taxes. T. Moreau proposed to use the current value is \$3.4 million and tax rate is \$0.20 per \$100, so that is roughly \$6,800 dollars per year. T. Moreau will write a supplemental #2 for the Host Town Agreement that will propose CSWD making a payment in lieu of taxes.

Agenda # 9. Program Updates

T. Moreau updated the executive board on the successful operation of the compost facility.

Agenda # 10. Other Business - Pending Legislation (S.77), Timeline for Request For Proposals for Franchise & Pay-As-You-Throw, Organics and Biosolids Studies

Agenda # 11. Executive Session – MRF Contract Negotiations

MOTION by Mike Coates, SECOND by Alan Nye, that the Executive Board of the Chittenden Solid Waste District go into Executive Session to consider pending civil actions and contract negotiations where premature general public knowledge would clearly place the District, its member municipalities, and other public bodies or persons involved at a substantial disadvantage, and further, to seek and discuss the advice of attorneys on various legal issue where premature public knowledge could adversely affect the outcome of such civil action against the District, and to permit staff and the Solid waste District attorney(s) to be present for this session. VOTING: unanimous; motion carried.

The Board entered executive session at 5:55 p.m.

MOTION by Alan Nye, SECOND by Mike Coates, to adjourn Executive Session and reconvene the regular meeting. VOTING: unanimous; motion carried.

The Board adjourned executive session at 6:13 p.m.

ADJOURNMENT

MOTION by Mike Coates, SECOND by Alan Nye, to adjourn the meeting. VOTING: unanimous; motion carried.

The meeting was adjourned at 6:14 p.m.

