

**RAPPAHANNOCK REGIONAL
SOLID WASTE MANAGEMENT BOARD**

Wednesday

June 3, 2009

Stafford County's Regional Landfill
489 Eskimo Hill Road, Stafford, Virginia

Meeting Convened. A regular meeting of the Rappahannock Regional Solid Waste Management Board (R-Board) was convened at 1:36 P.M., Wednesday, June 3, 2009, at the Stafford County, Regional Landfill, 489 Eskimo Hill Road, Stafford, Virginia.

Roll Call. The following members were present: Paul V. Milde, III, Chairman; Harry E. Crisp; Matthew J. Kelly; Beverley R. Cameron, Alternate; and Anthony J. Romanello. Mr. Solley was absent.

Also in attendance were: William H. Hefty, Esq., R-Board Attorney; Robert L. Hundley, Resource International, Ltd., Consulting Engineer; Tim Barody, Deputy County Administrator; Andrew J. Mikel, Superintendent of Solid Waste Management; Diane L. Jones, Recycling Coordinator; Julie W. May, Analyst; and Patricia S. Rowe, Clerk.

Mr. Kelly motioned, seconded by Mr. Crisp to approve the February 18, 2009 minutes.

By voice, the vote was:

Yea: (5) Cameron, Crisp, Kelly, Milde, Romanello

Nay: (0)

Presentations By The Public. No one desired to speak.

Report of the R-Board Attorney. Mr. Hefty reported there is no litigation against the R-Board at this time.

Report of the Consulting Engineer. Mr. Hundley reported on the following:

Old Permit No. 74 (Old Stafford County Landfill - Post Closure)

- The next quarterly landfill gas (LFG) sampling event will occur in June. The previous quarterly results indicated no exceedances.

Permit No. 589 (Cells A/B/C/D/E - Active)

- Resource has submitted to the VDEQ a wetland and stream permit application for any impacts that may be caused by the development of the Phase 2 expansion area.
- Resource has submitted a response to the VDEQ air division regarding their comments on the annual emissions update report. The size of the facility is such that a permit amendment will be required to address the current emissions quantities for the flare system
- Resource has completed and submitted to the VDEQ a VPA (Virginia Pollution Discharge) storm water permit for the composting facility. The VPA permit is a "no discharge" permit which will require collection of any liquids used during the composting operations as well as prevention of any storm water contact with the operation.

Fredericksburg Landfill

- Resource is continuing to work with the City and the gas system contractor on remedial activities within the system to address high readings at the group home monitoring

probes. The VDEQ has been notified of the readings and Resource's ongoing remedial efforts.

Report on Finances: Mr. Mikel reported on the following:

- Landfill Aging Report - Quantico is submitting payments.
- Weight and Material Analysis Report – Mr. Mikel stated that projected revenues will run about \$1.2 million short but staff has shown a cost savings of close to \$1,000,000.
- Landfill Revenue
- Landfill Expenses

Report of Staff: Mr. Mikel reported on the following:

- A resolution to transfer funds in the FY09 Budget to OBED for the R-Board's liability for future retirement benefits.

Mr. Crisp motioned, seconded by Mr. Kelly to approve proposed Resolution RB09-10.

By voice, the vote was:

Yea: (5) Cameron, Crisp, Kelly, Milde, Romanello,
Nay: (0)

Resolution RB09-10 reads as follows:

A RESOLUTION TO TRANSFER FUNDS WITHIN THE RAPPAHANNOCK REGIONAL
SOLID WASTE MANAGEMENT BOARD FY2009 BUDGET

WHEREAS, the Rappahannock Regional Solid Waste Management Board (R-Board) desires to transfer funds within the FY2009 Budget; and

WHEREAS, an amount is required to fund the landfill's share of the County's OPEB liability; and

WHEREAS, OPEB is an accounting requirement relating to the actuarial cost of future health insurance benefits for retirees; and

WHEREAS, this is an on-going expense; and

WHEREAS, to fully fund this liability, funds need to be transferred to line item 560-5501-504-28-05, Post Retirement Benefit, in the FY2009 Budget; and

WHEREAS, funds will be moved from Capital Outlay Heavy Vehicles and Equipment, 560-5501-504-82-06 in the amount of \$107,590 and from Site Improvements, 560-5501-504-82-11, in the amount of \$314,410;

NOW, THEREFORE BE IT RESOLVED, by the Rappahannock Regional Solid Waste Management Board on this the 3rd day of June, 2009, that funds be and hereby are transferred to 560-5501-504-28-05, Post Retirement Benefit, in an amount not to exceed FOUR HUNDRED TWENTY-TWO THOUSAND DOLLARS (\$422,000) to catch up the unfunded, accrued,

actuarially determined liability starting in FY2009.

BE IT STILL FURTHER RESOLVED that line item 560-5501-504-28-05 be added to the detailed budget for FY2010 with a budget amount of \$70,000.

Mr. Mikel presented the FY2008 unqualified audit for acceptance.
Mr. Romanello motioned, seconded by Mr. Kelly, to approve proposed Resolution RB09-04.

By voice, the vote was:

Yea: (5) Cameron, Crisp, Kelly, Milde, Romanello,
Nay: (0)

Resolution RB09-04 reads as follows:

A RESOLUTION TO ACCEPT THE FY2008 AUDIT

WHEREAS, Clifton Gunderson LLP are the auditors for the Rappahannock Regional Solid Waste Management Board; and

WHEREAS, Clifton Gunderson LLP has conducted an independent auditor’s report for the R-Board’s review; and

WHEREAS, Clifton Gunderson LLP results of its tests disclosed no instances of noncompliance; and

NOW, THEREFORE, BE IT RESOLVED by the Rappahannock Regional Solid Waste Management Board on this the 3rd day of June, 2009 be and it hereby accepts the unqualified FY2008 Audit for the year ended June 30, 2008 as prepared by the accounting firm of Clifton Gunderson LLP.

Mr. Mikel reported on highlights of the FY2010 proposed budget to include \$1.4 million to cap Cell C/D, \$200,000 for compost facility upgrades to meet new regulations, and \$15,000 (400 hours) to support litter enforcement with the Sheriff’s Department. Mr. Mikel stated that the budget was very conservative for the revenue projections and solid waste intake.

Mr. Cameron motioned, seconded by Mr. Crisp to approve proposed Resolution RB09-05.

By voice, the vote was:

Yea: (5) Cameron, Crisp, Kelly, Milde, Romanello,
Nay: (0)

Resolution RB09-05 reads as follows:

A RESOLUTION TO ADOPT THE PROPOSED FY2010 RAPPAHANNOCK REGIONAL SOLID WASTE MANAGEMENT BOARD BUDGET

WHEREAS, the Rappahannock Regional Solid Waste Management Board (R-Board) has reviewed the proposed Fiscal Year 2010 Budget; and

WHEREAS, the R-Board finds the proposed Fiscal Year 2010 Budget to be acceptable;

NOW, THEREFORE BE IT RESOLVED, by the Rappahannock Regional Solid Waste Management Board on this the 3rd day of June, 2009, that the proposed Fiscal Year 2010 Budget be and it hereby is adopted in the amount of SIX MILLION TWO HUNDRED ONE THOUSAND TWO HUNDRED THIRTY-SEVEN DOLLARS (\$6,201,237).

Mr. Mikel presented the Economic Emergency Action Plan (EEAP) which is a proposed tool to keep on the shelf and to potentially use if the economic environment so dictates. Any provision of the EEAP must be approved by the R-Board prior to implementation.

Mr. Crisp motioned, seconded by Mr. Kelly, to approve proposed Resolution RB09-03.

By voice, the vote was:

Yea: (5) Cameron, Crisp, Kelly, Milde, Romanello,
Nay: (0)

Resolution RB09-03 reads as follows:

A RESOLUTION TO ACCEPT THE R-BOARD
FY2010-2011 EMERGENCY ECONOMIC ACTION PLAN (EEAP)

WHEREAS, the Rappahannock Regional Solid Waste Management Board (R-Board) staff has prepared a FY2010-2011 Emergency Economic Action Plan (EEAP); and

WHEREAS, as MSW revenues have averaged \$20,000-\$40,000 less per month in the first half of FY2009 from last year's levels; and

WHEREAS, staff has noticed a trend in the second half of FY2009 of revenues actually increasing slightly over FY2008 levels; and

WHEREAS, staff has prepared for anticipated hardships by averaging about \$40,000 less per month in operating expenses and extending a temporary freeze on about \$450,00 in capital expenditures in FY2009; and

WHEREAS, the fiscally responsible response in this scenario is to meet the anticipated shortage now;

NOW, THEREFORE BE IT RESOLVED, by the Rappahannock Regional Solid Waste Management Board on this the 3rd day of June, 2009, that the FY2010-2011 Emergency Economic Action Plan (EEAP) be and it hereby is accepted as a tool to prepare for any anticipated financial hardships; and

BE IT STILL FURTHER RESOLVED that any implementation of the EEAP will be presented to the R-Board under separate resolution.

Mr. Mikel presented the amended fee schedule for adoption. This includes a one dollar increase per ton on the standard MSW gate rate. CDD fees were held constant to remain competitive in the region. Fees were also raised on tire disposal, dirt, mobile homes, and appliances. Mr. Kelly motioned, seconded by Mr. Crisp, to approve proposed Resolution RB09-08.

By voice, the vote was:

Yea: (5) Cameron, Crisp, Kelly, Milde, Romanello,
Nay: (0)

Resolution RB09-08 reads as follows:

A RESOLUTION TO AMEND THE FY2010 FEE SCHEDULE

WHEREAS, staff has deemed it necessary to increase the operating fees for the disposal of certain waste at the R-Board Regional Landfill; and

WHEREAS, CDD fees would hold constant to remain competitive; and

WHEREAS, fees would also be increased on tire disposal, dirt, mobile homes, and appliances as follows:

	<u>Current Fee</u>	<u>Proposed Fee</u>
MSW	\$38/\$34/ton	\$39/\$35/ton
CDD	\$50/ton	\$50/ton
Appliances	\$10 each	\$15 each
Passenger Tires	\$95/ton	\$110/ton
O/S Tires	\$180/ton	\$200/ton
Mobile Home	\$400 each	\$500 each
Dirt	\$50/\$65/\$75/load	\$75/\$100/\$125/load

NOW, THEREFORE BE IT RESOLVED, by the Rappahannock Regional Solid Waste Management Board on this the 3rd day of June, 2009, that the FY2010 Fee Schedule be and it hereby is amended to reflect the new changes effective July 1, 2009.

Mr. Mikel presented an item from the EEAP. A plan has been introduced to reduce hours on Saturday and Sunday by 5 hours and convert that subsidized 5 hours into productive 5 hours during the week.

Mr. Mikel is anticipating \$300,000 to \$500,000 from unprofitable to profitable hours without adjusting the labor force. An advertising campaign would accompany this change. Mr. Kelly stated that the public needs to understand why the change is being made.

Mr. Romanello motioned, seconded by Mr. Crisp, to approve proposed Resolution RB09-09 with a January 1, 2010 effective date with an amendment to the Daylight Savings Time per Mr. Hefty.

By voice, the vote was:

Yea: (5) Cameron, Crisp, Kelly, Milde, Romanello,
Nay: (0)

Resolution RB09-09 reads as follows:

A RESOLUTION TO ADJUST LANDFILL SERVICE HOURS

WHEREAS, the Rappahannock Regional Solid Waste Management Board (R-Board) staff recommends a shift of five hours of labor from subsidized service to commercial service per week; and

WHEREAS, this would be accomplished with a reduction of service hours for Belman Road and Eskimo Hill Road on Saturdays from the current 8:00 a.m. to 4:00 p.m. to 9:00 a.m. to 2:00 p.m. and Sundays from the current 8:00 a.m. to 3:00 p.m. to 9:00 a.m. to 2:00 p.m.; and

WHEREAS, commercial hours Monday-Friday would be increased from current 7:00 a.m. to 5:00 p.m. to 7:00 a.m. to 6:00 p.m. with exceptions allowed for Daylight Saving Time; and

WHEREAS, the potential revenue of \$300,000 to \$500,000 would be used to help sustain current subsidized services and operations; and

WHEREAS, a “full fledged” advertising campaign would accompany this change;

NOW, THEREFORE BE IT RESOLVED, by the Rappahannock Regional Solid Waste Management Board on this the 3rd day of June, 2009, that an adjustment of landfill service hours be and it hereby is adjusted for FY2010 effective January 1, 2010.

Mr. Kelly motioned, seconded by Mr. Crisp, to approve proposed Resolution RB09-06. By voice, the vote was:

Yea: (5) Cameron, Crisp, Kelly, Milde, Romanello,
Nay: (0)

Resolution RB09-06 reads as follows:

A RESOLUTION TO RATIFY AMENDED FY2009 CONTRACT FOR ENGINEERING SERVICES

WHEREAS, the Rappahannock Regional Solid Waste Management Board (R-Board) voted by Resolution RB05-24 to continue its relationship with Resource International, Ltd. as its engineering consultants with a professional services contract for a period of one (1) year commencing January 1, 2006; and

WHEREAS, the R-Board renewed the contract with Resource International, Ltd on 21st day of May, 2008 for an amount not to exceed Two Hundred Thousand Dollars for FY2009; and

WHEREAS, due to unexpected directives by the R-Board, Resource International, Ltd. exceeded its amount approved by RB08-07;

NOW, THEREFORE BE IT RESOLVED, by the Rappahannock Regional Solid Waste Management Board on this the 3rd day of June, 2009, that a contract amendment be and it

hereby is ratified for professional services with Resource International, Ltd For an amount not to exceed ONE HUNDRED THOUSAND DOLLARS (\$100,000).

Mr. Kelly motioned, seconded by Mr. Crisp, to approve proposed Resolution RB09-07.

By voice, the vote was:

Yea: (5) Cameron, Crisp, Kelly, Milde, Romanello,
Nay: (0)

Resolution RB09-07 reads as follows:

A RESOLUTION TO RENEW CONTRACT FOR
ENGINEERING SERVICES

WHEREAS, the Rappahannock Regional Solid Waste Management Board (R-Board) voted by Resolution RB05-24 to continue its relationship with Resource International, Ltd. as its engineering consultants with a professional services contract for a period of one (1) year commencing January 1, 2006; and

WHEREAS, the R-Board has the option to renew this contract for four (4) additional years to be negotiated and approved by both parties;

NOW, THEREFORE BE IT RESOLVED, by the Rappahannock Regional Solid Waste Management Board on this the 3rd day of June, 2009, that the County Administrator be and he hereby is authorized to execute a professional services contract with Resource International, Ltd. for a period of one (1) year commencing July 1, 2009 through June 2010 in an amount not to exceed THREE HUNDRED THOUSAND DOLLARS (\$300,000).

Future Session: The next regular meeting will be held on Wednesday, August 19, 2009 at the Stafford Government Center, Board Chambers, at 1:30 P.M.

Mr. Mikel stated that he wanted to make the R-Board aware that the Green Government Commission of the George Washington Regional Commission (GWRC) desires that Spotsylvania, Caroline and King George counties become part of the R-Board.

Mr. Mikel also stated the Virginia Department of Environmental Quality has approved the recycling rate for the R-Board at 46.7%. Mr. Milde suggested that a press release be done advertising the recycling rate.

Mr. Romanello stated that staff needs direction on the GWRC goal. Mr. Milde directed staff to gather information and report back to the R-Board.

Adjournment. The Chairman adjourned the meeting at 2:45 P.M.

Paul V. Milde, III, Chairman

George Solley, Vice Chairman

Patricia S. Rowe, Clerk

