

**SOLID WASTE AUTHORITY OF CENTRAL OHIO
BOARD OF TRUSTEES MEETING**



August 4, 2009

**Administrative Office Building
4239 London-Groveport Road
Grove City, Ohio 43123**

MINUTES

1. **Call to order of the regular August 4, 2009 meeting.** Chairman Frick called the meeting to order at 2:35 p.m.
2. Mr. Mills led the **Pledge of Allegiance**.
3. **Roll Call** – the Secretary called the roll and the following board members were present: Colleen Briscoe, Bob Clemons, Bill Lotz, Steve Shepard, Vice Chairman Dave Bush and Chairman Brad Frick. Ken Wilson joined the meeting after the approval of minutes.
4. **Approval of minutes for the July 7, 2009 meeting** – Mr. Lotz moved to approve the July 7, 2009 meeting minutes; seconded by Mr. Clemons. Approved 6-0.
5. **Executive Session**

Resolution 89-09 to convene into executive session in accordance with Ohio Revised Code 121.22 (G)(1) to consider personnel issues and 121.22 (G)(2) to discuss real estate matters.

Mr. Shepard made a motion to convene into executive session; seconded by Mr. Lotz. Approved by Roll Call vote 7-0. There will be action taken on the subject of the Executive Session. The board members moved into Executive Session at 2:35 p.m. Mr. Shepard made a motion to convene out of Executive Session; seconded by Mr. Lotz. Approved by Roll Call vote 7-0. The board meeting resumed at 3:10 p.m.

6. **New Business**

Administrative Services Committee

Resolution 90-09 authorizing an employment agreement with G. Paul Koehler.

This resolution addresses an employment agreement with SWACO's CFO, Paul Koehler, who is taking advantage of the Early Retirement Incentive Plan through the Ohio Public Employment Retirement System which SWACO is offering. Mr. Koehler retired the end of June and is

currently working for SWACO with a two month employment agreement. The resolution authorizes a new agreement through the end of the calendar year.

Resolution 91-09 authorizing and directing the Executive Director to purchase approximately 22 acres from Herbert Brown (\$990,000).

Jeff Cahill showed a map of the property that staff recommends should be purchased. The property abuts the property access road and the freeway interchange. Two hundred thousand is due at closing and the owner will finance the balance over a ten year period with 5% interest. The loan can be paid off at anytime without penalty. The closing would need to occur before August 31, 2009. The seller has agreed to pay the commission to the broker who worked on the negotiations. This is consistent with SWACO's land acquisition plan. SWACO has tried to purchase this property over the last five years. Staff and board members discussed.

Resolution 92-09 authorizing the 12th Modification to the Lease and Transfer Agreement with the City of Columbus to amend the activities to be carried out by the Office of the Environmental Steward.

Erin Miller, Environmental Steward, presented the changes to the board members. It is an amendment to the Environmental Steward position. They are removing an activity from the contract that is already being provided by The Ohio State University. Instead she is proposing to work on a new project called E3 to perform full scale waste audits and increase the waste efficiencies of the industrial sector. Mr. Mills added that the four companies working on the project are USEPA, CAEP, City of Columbus and SWACO. The program includes six manufacturing facilities this year, 30 facilities next year and if the program is successful USEPA will roll out the program nationwide. This resolution will replace the waste to profit goal in the current contract.

Audit & Finance Committee

Resolution 93-09 authorizing a modification to the contract with Kennedy Cottrell Richards for accounting and auditing services (\$25,000).

Paul Koehler explained that we currently have a \$25,000 contract and he is proposing to add another \$25,000. During the transition of the new CFO-Mr. Richards will assist with a smooth transition. Board members and staff discussed.

Planning & Programs Committee

Resolution 94-09 authorizing the Executive Director to modify the Grant Agreement with The Pride of Whitehall.

Bonni Trice presented the modification for The Pride of Whitehall, explaining this is actually a reduction in costs as well as increasing their match money beyond what is necessary.

Engineering, Operation & Compliance Committee

Resolution 95-09 authorizing a contract with McNeilus Truck & Manufacturing to purchase a Compressed Natural Gas (CNG) front load recycling truck (\$213,199).

Joe Huston explained that this contract is for a CNG recycling truck. The equipment was delayed during 2008. There is a \$32,000 tax credit to SWACO for purchasing an alternative fuel vehicle.

Resolution 96-09 authorizing a modification to the contract with Jess Howard Electric Company to install litter containment fencing at the Franklin County Sanitary Landfill (\$36,000).

Jack Stacy presented the modification to the board members, explaining Jess Howard Electric installed 1,000 foot of 20 foot tall litter fence earlier this year. Staff went out for bids early in 2008 and Jess Howard was the low bid by a considerable amount, much lower than bids in previous years for this type of fence. Staff asked Jess Howard if they would like to repeat the service to SWACO at the same price and they agreed. The litter fence will be erected on the east side of the landfill.

Resolution 99-09 authorizing the Executive Director to negotiate a contract or contracts with Green Solutions Technologies, LLC. to undertake a water pollution control project at the Franklin County Sanitary Landfill.

Rick Dodge told the board that Green Solutions Technologies (GST) staff has been very responsive to SWACO staff. They are working with SWACO both in backstopping the loan and making sure we have continuous service of operation. Because of the concerns about long-term treatment of leachate, they are providing an option to purchase the facility and technology at a later date.

Mr. Malatesta addressed the board members, thanking SWACO staff for the negotiations process. GST has matched, penny for penny the costs of their program to what SWACO is now paying. Their company will pay the \$4.9 million low-interest loan that makes up the additional cost, including the \$5 million dollars of stimulus money. Mr. Mills said this is a good example of a public-private partnership.

Legislative & Legal Committee

Resolution 97-09 authorizing a contract modification with Isaac, Brant, Ledman & Teetor (\$20,000).

Harold Anderson presented the resolution for the contract modification to the board. Due to the retirement incentive program and multiple reductions in force, there have been a larger number than normal of complaints to agencies such as the Ohio Civil Rights Commission. SWACO has seen an increased amount of activity on the labor and employment front.

Resolution 98-09 authorizing the Executive Director to enter into an agreement with Liquidity Solutions, Inc. for the sale of SWACO's potential claim against SMURFIT, Inc. in a bankruptcy proceeding for \$676.40.

Conner Kinsey explained that SMURFIT Recycling Corporations, Inc. filed bankruptcy for Federal bankruptcy protection. At the time of the filing the company owed SWACO over \$2,000, which SWACO is not likely to ever recover. We have been contacted by Liquidity Solutions, Inc. to be paid \$.27 on the dollar.

Consent Agenda

Mr. Koehler read the resolution numbers on today's consent agenda. Mr. Lotz moved to adopt the consent agenda; seconded by Mr. Shepard. The consent agenda was adopted by roll call vote, Trustees Briscoe, Brooks, Clemons, Kelsey, LaMuth, Lotz, Vice-Chairman Bush and Chairman Frick voting aye. Resolutions 89-09, 90-09, 91-09, 92-09, 93-09, 94-09, 95-09, 96-09, 97-09, 98-09, 99-09 were adopted 7-0.

Resolutions Removed from Consent Agenda

Mr. Bush requested that 91-09 be removed from the agenda. Mr. Clemons made a motion to adopt 91-09; seconded by Mr. Lotz. Approved 6-1.

Board of Trustees Resolutions

There were no additional resolutions added by the Board of Trustees.

7. Board Discussion

A. Board of Trustees terms that expire November 1, 2009:

- i. Trustee Robert Clemons, representing industrial, commercial & institutional waste generators (Board appointed).
- ii. Trustee Jacqueline LaMuth, representing the general interests of citizens (Board appointed).

Mr. Mills explained that these two positions are up in November if there is anyone interested in being a member of the board.

8. Executive Staff's Report

A. ~~Nail-a-Dumper 2nd quarter update~~ — Franklin County Health Department
Jeff Gibbs from the Franklin County Health Department and Heather Robinson from the Franklin County Prosecutor's office presented the 2nd Quarter Report.

B. Community Outreach Initiatives Update

Albert Iosue and Drew McCart from Event Marketing Strategies jointly presented the project. Mr. Iosue outlined several areas they have worked with to increase recycling such as:

- **North Market**
 - Previously the market source separated recyclables with multiple bins
 - Recycling was limited due to the number of bins available
 - Single stream recycling now allows for additional containers to be utilized throughout the facility including the 1st floor & mezzanine
 - The next steps include follow-up with individual vendors
- **German Village Haus & Garden Tour on June 28**
 - The Haus & Garden Tour included approximately 20 locations
 - SWACO provided 15 recycling bottles that were located throughout the village tour

- Golf carts identified SWACO's promotion of recycling
- The tour diverted 360 lbs of recyclables from the landfill
- SWACO has been working with the Village Society to increase recycling within the Village
- Franklin County Fair on July 18 – 25.
 - This was the first formal Franklin County Fair recycling effort
 - There were 80 SWACO recycling containers on the ground, mostly in campgrounds, the infield, & exhibitor areas
 - A 20 cubic yard recycling dumpster was pulled twice by Local Waste
 - Cardboard was the most collected recyclable

Mr. McCartt shared other initiatives his organization is working on with SWACO staff such as Giant Eagle, Meijer, Pepsi and most recently Donatos. The next business on the list is White Castle.

9. Staff Approved Contracts and Expenditures

10. Public Comment Period

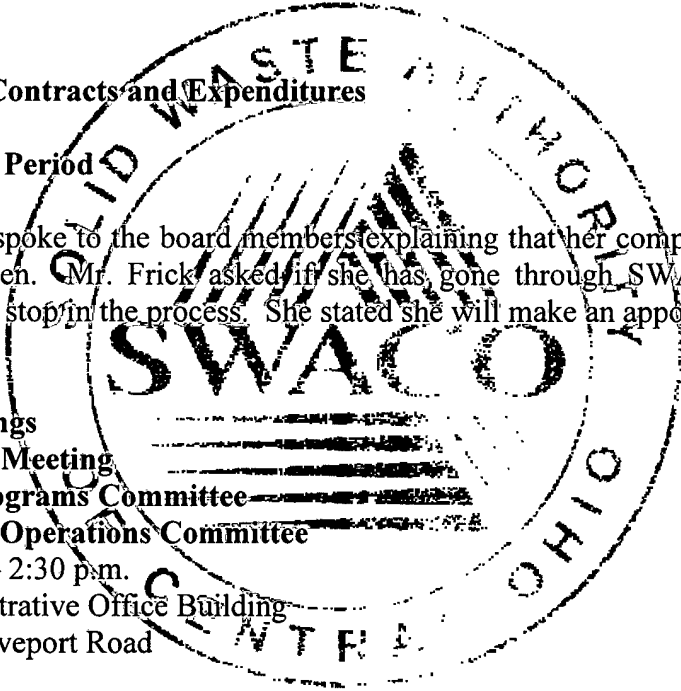
Denise DuBrook spoke to the board members explaining that her company has technology which uses liquid nitrogen. Mr. Frick asked if she has gone through SWACO's process; the board meeting is the last stop in the process. She stated she will make an appointment with Jack Stacy to begin the process.

11. Upcoming Meetings

Joint Committee Meeting
Planning and Programs Committee
Engineering and Operations Committee
 August 18, 2009 – 2:30 p.m.
 SWACO Administrative Office Building
 4239 London-Groveport Road
 Grove City, Ohio

Administrative Services Committee
 August 18, 2009 – 5:00 p.m.
 Frick Law Building
 1265 Neil Avenue
 Columbus, Ohio

Audit and Finance Committee
 To be determined



Legal and Legislative Committee
To be determined

Board of Trustees Meeting
September 1, 2009 – 2:30 p.m.
Grange Insurance Audubon Center
Multipurpose Room
505 W. Whittier Street
Columbus, OH 43215

Board of Trustees Retreat
August 20, 2009 11:00 am – 4:00 pm
1604 Gateway Circle
Grove City, OH 43123

Colleen Briscoe and Mark Kelsey are unable to attend the meeting on August 20.

12. **Adjourn** – Ms. Briscoe made a motion to adjourn the meeting; seconded by Mr. Clemons. Approved 7-0. The meeting adjourned at 4:32.

