

# SOLID WASTE AUTHORITY OF CENTRAL OHIO



## Board of Trustees Meeting January 13, 2009

### Meeting Minutes

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1. **Call to order of regular meeting** – Chairman Frick called the meeting to order at 2:36 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: Kenneth Wilson, Colleen Briscoe, Dave Bush, Bob Clemons, Jackie LaMuth, Joel Taylor, and Chairman Brad Frick. Mr. Shepard arrived during the approval of minutes portion of the agenda.

**SWACO staff present** – Executive Director Ron Mills, Jeff Cahill, Harold Anderson, Paul Koehler, Joe Roush, Terri Merriman, Rick Dodge, Jack Stacy, Kristi Michels, Albert Iosue, Joe Huston, Bonni Trice, Chris Englert, Tom Ashton, Paul Flory, and Mike Mentel.

4. **Election of Vice Chairman**  
The Board Chair announced that one more board member was on their way and the election of the Vice Chairman would be delayed until later in the meeting.
5. **Approval of minutes for November 4 and December 16, 2008 meetings.**  
Ms. Briscoe moved to approve the November 4, 2008 and the December 16, 2008 meeting minutes; seconded by Mr. Clemons. Approved 8-0.
6. **New Business**

### Executive Session

**Resolution 01-09 to convene into executive session in accordance with Ohio Revised Code 121.22 (G)(3) to consider legal matters.**

Ms. Briscoe made a motion to adjourn into executive session; seconded by Ms. LaMuth. Mr. Koehler called the roll call. Approved 8-0. The board members moved into executive session at 2:38 p.m. Ms. Briscoe made a motion to convene out of the executive session and back to the January board meeting; seconded by Mr. Bush. The Secretary called the roll and a quorum of the board was present. The regular board meeting resumed at 3:10 pm.

### Engineering, Operations and Compliance Committee

**Resolution 02-09 authorizing the assignment of Metcalf & Eddy's interest in the contract with SWACO to AECOM USA, Inc.**

Mr. Flory informed the members that Metcalf & Eddy reorganized and are now working under their parent company's name, AECOM USA, Inc.

**Resolution 03-09 authorizing a contract with B & B Wrecking & Excavating, Inc. for the demolition of the former WTEF tipping floor building located at 2500 Jackson Pike and waiving competitive bids (\$57,000).**

Mr. Iosue explained that 2500 Jackson Pike was the location of the building utilized by The Grossman Group before the fire. Staff asked for the board to waive the formal bidding process. There was an informal bid with three local companies; B & B came back with the lowest bid. Staff would like the excavating to begin as soon as possible for safety reasons.

**Resolution 04-09 authorizing a modification to the contract with Pettibone Construction Company for construction of site improvements at the Central Ohio Transformation Center.**

Mr. Iosue continued his presentation to the board with Resolution 04-09. He told the members that this resolution is a time modification and no additional funds are needed. This is the company SWACO hired to install the infrastructure at the Kurtz Bros. site. The company needs another 90 days to perform tests required by the City of Columbus.

**Resolution 05-09 authorizing the assignment of One Force Staffing's interest in the contract with SWACO to Belcan Services Group II Limited Partnership/Belcan Staffing Solutions.**

Mr. Dodge explained that the resolution is to change the assignment of the contract from One Force Staffing to Belcan Staffing Solutions. The company provides temporary labor services at the landfill and with other operations.

**Planning, Programs & Development**

**Resolution 06-09 authorizing the Executive Director to file applications and enter into agreements with the Ohio Department of Natural Resources for the purpose of acquiring Market Development, Community Development and Scrap Tire Grant funds.**

Ms. Trice presented the resolution to the members explaining that SWACO works as the conduit for the pass-through grants with the Ohio Department of Natural Resources, Division of Recycling & Litter Prevention. There are five organizations and/or companies that are interested in applying for the grants at this time. Board members asked questions and discussed.

**Resolution 07-09 authorizing the Executive Director to enter into a contract with GT Environmental, Inc. for the purpose of assisting in the preparation, editing, ratification and final approval of the amended SWACO Solid Waste Management Plan Update as required by the OEPA (\$86,900).**

Ms. Trice continued with Resolution 07-09 to award a contract to GT Environmental, Inc. to assist in the preparation of the Solid Waste Management Plan Update. The contract allows for 12 meetings to assist with the 2009 Annual District Report. Board members and staff discussed. Mr. Mills explained to the members that the completed document is submitted to the Ohio Environmental Protection Agency (OEPA). Once OEPA approves the updated plan it becomes a binding document. OEPA has guidelines in place that dictates what is included in the plan update. SWACO and the contractor who assists in producing the document must have a good working knowledge of what OEPA requires and open communications with the agency. There are four to six environmental consulting groups in the state that do the majority of the Solid Waste Plan Updates.

**Resolution 08-09 authorizing a modification to the 2007 Eastman & Smith Ltd. contract (\$96,000).**

Mr. Anderson presented Resolution 08-09 to authorize a contract modification with Eastman & Smith. The law firm provides a service to communities in SWACO's District. The work cannot be performed by SWACO staff. Staff waited until the end of the year to compile the costs for the services. there would only be one modification to the contract. Among the services included in this contract is the update to SWACO's Rules Package, the Community Technical Assistance Program and negotiations for an enforcement action with Rumpke, which paid for the 2008 program.

**Resolution 09-09 authorizing the Executive Director to enter into a contract with Eastman & Smith Ltd. for the purpose of providing technical assistance to the community consortium and providing assistance with the update of SWACO's Solid Waste Management Plan (\$85,000).**

Mr. Anderson continued to explain the contract with Eastman & Smith Ltd. and its work with the Community Technical Assistance Program. Eastman & Smith was the only qualified law firm to perform these services that submitted a bid on the project. This program assists the communities when they bid their solid waste services. Through this contract with the law firm, SWACO helps defray some of the costs to the communities. Mr. Durham explained that the Community Technical Assistance Program saved at least \$1.5 million dollars for extensions that were negotiated over the last two contract periods for 40,000 households. The consortium was the first to receive a \$0 processing fee for a community of that size. There are more communities looking at joining the existing consortium or developing a new one. This program is available to any community in the district, including the City of Columbus. The \$85,000 contract breaks down to \$15,000 for assistance with the Solid Waste Plan Update and \$70,000 towards the Community Technical Assistance Program. Board members discussed with staff. Mr. Anderson concluded by telling the board that the program has received recognition across the country.

**Consent Agenda**

Mr. Shepard moved to adopt the consent agenda; seconded by Mr. Taylor. The Consent

Agenda was adopted by roll call vote, Trustees Briscoe, Bush, Clemons, LaMuth, Shepard, Taylor, Wilson and Chairman Frick voting aye. Resolutions 02-09, 03-09, 04-09, 05-09, 06-09, 07-09, 08-09 and 09-09 were adopted 8-0.

### **Resolutions Removed from Consent Agenda**

No resolutions were removed from the consent agenda for individual vote.

### **Board of Trustees Resolutions**

Board members did not add any resolutions.

#### **7. Board Discussion**

There was no discussion.

#### **8. Executive Staff's Report**

##### **A. Environmental Steward Report**

Susan Ashbrook announced that she is leaving the Environmental Steward position in two weeks to take a position with Attorney General Cordray as Deputy Chief Council. Andia Sangale will now be working 100% on the environmental programs. A competitive process search will be put in place to find the person who will permanently fill the Environmental Steward position. Mr. Mills said that on behalf of the SWACO staff it has been a pleasure to work with Ms. Ashbrook and look forward to working with Andia Sangale.

##### **B. FirmGreen Update – Ron Mills**

Mr. Mills passed out a report to the board members to update them on the FirmGreen project. The USEPA Landfill Methane Outreach Program has identified the FirmGreen, phase 1 project as the National Program of the Year, which we are receiving today in Baltimore.

Staff is concerned however about the \$2 million dollar Department of Energy grant. This was originally an appropriation, not a grant, which was passed in 2006 in support of this project. The total cost of the project to SWACO is about \$4.5 million dollars. Over the past 4 – 6 months SWACO has been working with the Department of Energy. Later the appropriations were modified to a grant agreement. At the moment the appropriation became a grant, there was no way SWACO could ever be in full compliance with the grant. The grant was for an architect/engineer/design & construct project but the project was a turn-key project, which is not the same type at all. Staff has traveled to Washington making the argument that the appropriation is still in effect. Congressman Tiberi sent a letter making our case to the Secretary of Energy and Senator Voinovich's office is planning to write a letter to the Secretary of Energy on our behalf. We have learned that there seems to be a pattern to draw

appropriation payments out. We are working with the current legislators to receive the funding for the project. Staff and board members discussed the situation.

**C. Board of Trustees Retreat – Ron Mills**

Mr. Mills told the members that several have approached him with topics they would like to discuss during the retreat as well as topics that staff believe need discussed in a retreat with the board members. We need to move the meeting back to late March or early April. We will schedule the retreat a half day to allow adequate time to cover necessary topics.

**D. Landfill Report – Jack Stacy**

Mr. Stacy presented a landfill report, reviewing several issues. Total permitted airspace is 40 million cubic yards. We are consuming about 1.45 cubic yards per ton of solid waste received at the landfill. This gives us approximately 23 years of landfill life at this site. He continued his presentation by comparing costs to run the landfill with a contract operator and the current situation with SWACO operating the landfill with our own staff. The net savings realized by running the landfill in 2008 is \$986,470 or \$1.16 per ton. There were no violations for 2008 from OEPA or the Franklin County Board of Health.

**Election of Vice Chairman**

Ballots were passed out to the members for vote. After the votes were cast, the members voted 5 for Mr. Bush and 3 for Mr. Clemons. Mr. Bush is the new Vice Chairman for SWACO's Board of Trustees.

**9. Staff Approved Contracts & Expenditures**

The board members reviewed the reports.

**10. Public Comment Period**

There were no requests to address the Board of Trustees.

**11. Upcoming Meetings**

**Board of Trustees Meeting**  
February 3, 2009 – 2:30 p.m.  
SWACO Administrative Office Building  
4239 London-Groveport Road  
Grove City, Ohio

**Joint Committee Meeting**  
**Planning, Program & Development Committee**  
**Engineering & Operations Committee**  
January 20, 2009 – 2:30 pm  
SWACO Administrative Office Building

**Administrative Services Committee**  
January 20, 2009 – 5:00  
Frick Law Building  
1265 Neil Avenue  
Columbus, Ohio

**Audit & Finance Committee**  
January 22, 2009 – 4:00 pm  
Bank of America  
10 W. Broad Street  
Suite 2250  
Columbus, Ohio

**Legal & Legislative Committee**  
To be announced.

**12. Adjourn**

Mr. Frick made a motion to adjourn the meeting; seconded by Mr. Bush. Meeting adjourned at 5:36 pm.