

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



**November 3, 2009**

**4239 London-Groveport Road  
Grove City, Ohio 43123**

**MINUTES**

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- 1. Call to order of the regular November 3, 2009 meeting at 2:39 pm.**
- 2. Mr. Mills led the Pledge of Allegiance**
- 3. Roll Call** – the Secretary called the roll and the following members were present: Colleen Briscoe, Bob Clemons, Phil Honsey, Mark Kelsey, Ken Wilson for Paula Brooks, Vice Chairman David Bush and Chairman Brad Frick.
- 4. Approval of October 6, 2009 minutes** – Dave Bush moved to accept the October 6, 2009 meeting minutes; seconded by Bob Clemons. Approved 4-0-2. Chairman Frick and Phil Honsey abstained because they were not at the meeting.

**5. Executive Session**

**Resolution 160-09 to convene into executive session in accordance with Ohio Revised Code 121.22 (G)(3) to consider pending or threatened litigation.**

Dave Bush made a motion to convene into Executive Session; seconded by Bob Clemons. Approved by roll call vote 6-0. The board members moved into Executive Session at 2:42 p.m. Phil Honsey made a motion to convene out of Executive Session; seconded by Ken Wilson. Approved 6-0.

**6. New Business**

**Administrative Services Committee**

**Resolution 161-09 declining to grant a waiver from designation request from Waste Management of Ohio.**

Harold Anderson explained that the resolution declines to give Waste Management a waiver for their solid waste to come to SWACO's landfill.

**Resolution 162-09 authorizing a Solid Waste Transfer Agreement with Waste Management of Ohio (\$270,000).**

Harold Anderson explained that SWACO staff and Waste Management have negotiated a

settlement agreement that requires Waste Management to keep their transfer facility licensed and operable during the term of the agreement while they are delivering 100% of the refuse collected in our district to the Franklin County Sanitary landfill. SWACO will be given the first right of first refusal for the purchase of the facility.

**Resolution 163-09 declaring that the 70-foot Truck Scale at the Roberts Road facility is surplus property which is not needed for public use.**

The scale is currently used to weigh yard waste at the Robert's Road facility. SWACO has negotiated a contract modification with Ohio Mulch to purchase the scales.

**Resolution 164-09 authorizing the Executive Director to enter into an agreement to sell the 70-foot Truck Scale at the Roberts Road facility to Ohio Mulch Composting LLC.**

This authorized the scales at the Roberts Road facility be sold to Ohio Mulch for \$25,000, which will be paid in four quarterly installments.

**Resolution 165-09 authorizing a Fifth Modification with Ohio Mulch Composting, LLC.**

This resolution authorizes the Fifth Modification with Ohio Mulch Composting. SWACO renegotiated their agreement with Ohio Mulch. The agreement extends the contract from 2012 to 2022 and grants an additional three-year extension. This will also require a contract extension with Upper Arlington. Ohio Mulch will erect a retail center at that site and will continue to take residential waste at no cost. SWACO will no longer staff the scale system at Robert's Road. We will also receive a \$5 per ton credit for every ton of yard waste that is delivered at their Advance Avenue facility. There will also be an increase in electronic monitoring. The agreement will bring all of Ohio Mulch's remote sites into compliance with siting criteria.

**Audit & Finance Committee**

**Resolution 166-09 amending the 2009 Operating Budget (\$2,000,000).**

Paul Koehler advised the members that amending the 2009 Operating Budget will put the money in the budget to cover those employees taking the Early Retirement Program offered. The estimated savings is \$600,000 per year (with a two to three year payback).

**Resolution 129-09 authorizing the Executive Director to publish notice of rates, fees and charges to eliminate the yard waste processing fee for non-municipal yard waste, to conduct public hearings on proposed rates, and to convene the Solid Waste Rate Advisory Board.**

Paul Koehler continued, explaining we will eliminate the yard waste processing fee which requires SWACO to conduct three public hearings and meetings of the Solid Waste Rate Advisory Board. Following those hearings we will come to the board at the December meeting requesting the fee be eliminated.

**Planning & Programs Committee**

**Resolution 130-09 authorizing the Executive Director to execute a modification to the Kurtz Bros. 2007 Market Development Grant Agreement for the purpose of extending the grant period through December 1, 2010.**

Albert Iosue explained this is to execute a contract modification for a time extension for Kurtz Bros. 2007 Market Development Grant. The grant funds will be used to purchase equipment for the anaerobic digester.

**Resolution 131-09 authorizing the Executive Director to submit a National Clean Diesel Funding Assistance Program grant application in conjunction with Clean Fuels Ohio and other parties for the purpose of funding CNG vehicle conversions.**

Albert Iosue continued, explaining that the minimum amount to apply for grant funds is \$250,000, much more than SWACO needs. Clean Fuels Ohio has put several parties together to share the grant funds. There is a 25% match for funds received.

**Resolution 132-09 authorizing the Executive Director to execute the 3<sup>rd</sup> Contract Modification of the Organic Waste Processing Agreement with Kurtz Brothers Central Ohio, LLC, and the City of Columbus.**

Albert Iosue advised the board members that SWACO is one party of the three party agreements which includes the City of Columbus. The modification is for additional payments to Kurtz from the City of Columbus.

**Engineering, Operation & Compliance Committee**

**Resolution 133-09 authorizing a contract with Ohio CAT to purchase a Caterpillar D-8 dozer for the Franklin County Sanitary Landfill (\$560,000).**

Scott Perry explained this is to purchase a Caterpillar for the landfill which is from a State of Ohio bid. Funding will be provided through bonds. He explained this piece of equipment will last 5 years or 12,000 miles before a re-build is necessary.

**Resolution 134-09 authorizing a contract with Ohio CAT to purchase two Caterpillar front-end loaders (\$660,000).**

See explanation for Resolution 133-09.

**Resolution 135-09 authorizing a modification to the contract with RKA Petroleum Companies Inc. for the purchase of bulk fuel (\$300,000).**

Scott Perry explained we have a contract for our fuel purchases with RKA Petroleum. This resolution is an extension until Franklin County complete negotiations with the company. This is for diesel fuel, gasoline and bio-fuel.

**Resolution 136-09 authorizing a modification to the contract with Rudd Equipment Company for the purchase of Volvo parts and service and to waive competitive sealed bids (\$100,000).**

Scott Perry explained that this is a two year contract. Rudd Equipment is the new Volvo dealership for parts. They are a sole-source provider.

**Resolution 137-09 authorizing a contract with Steeltree Construction, Inc. to complete the construction of office work space at the Operations Building (\$55,800).**

Jack Stacy advised that SWACO will build a locker room for landfill employees and a more efficient office space at the Operations Facility. Staff has prepared the site for the contractor, including the framing.

**Resolution 138-09 authorizing a contract with FIBA Canning, Inc. for the purchase of a compressed natural gas tube trailer (\$87,000).**

Paul Flory advised that grant funds will cover the majority of the funds needed for this project. The trailer can be used for bulk sales and also be used if we have a prolonged down time at the pump.

**Resolution 139-09 authorizing a contract with Eagon & Associates, Inc for groundwater monitoring services (\$100,000).**

Twelve statements of qualifications were received. Staff recommends Eagon & Associates for groundwater monitoring services.

**Resolution 140-09 authorizing a contract with URS for environmental engineering services (\$150,000).**

Paul Flory told the board member that we received 11 statements of qualifications. SWACO chose the top three.

**Resolution 141-09 authorizing a contract with North Point Engineering for environmental engineering services (\$150,000).**

See the explanation on Resolution 140-09.

**Resolution 142-09 authorizing a contract with Civil & Environmental Consultants, Inc., for environmental engineering services (\$150,000).**

See the explanation on Resolution 140-09.

**Resolution 143-09 authorizing a contract with SCS Field Services for maintenance and repair services related to the Franklin County Sanitary Landfill Gas Collection and Control System (\$200,000).**

See the explanation on Resolution 140-09.

**Resolution 144-09 authorizing a contract with American Environmental Group Ltd. for maintenance and repair services related to the Franklin County Sanitary Landfill Gas Collection and Control System (\$200,000).**

Staff received seven bids which were all deemed qualified. Staff is requesting to approve all seven companies. They will be called when a repair is necessary and the company that quotes the services the quickest and for the most reasonable cost will be hired per need.

**Resolution 145-09 authorizing a contract with Shaw Environmental & Infrastructure, Inc., for maintenance and repair services related to the Franklin County Sanitary Landfill Gas Collection and Control System (\$200,000).**

See the explanation on Resolution 144-09.

**Resolution 146-09 authorizing a contract with R.B. Jergens Contractors, Inc., for maintenance and repair services related to the Franklin County Sanitary Landfill Gas Collection and Control System (\$200,000).**

See the explanation on Resolution 144-09.

**Resolution 147-09 authorizing a contract with Conestoga-Rovers & Associates, Inc., for maintenance and repair services related to the Franklin County Sanitary Landfill Gas Collection and Control System (\$200,000).**

See the explanation on Resolution 144-09.

**Resolution 148-09 authorizing a contract with JMW Welding & Manufacturing, Inc., for maintenance and repair services related to the Franklin County Sanitary Landfill Gas Collection and Control System (\$200,000).**

See the explanation on Resolution 144-09.

**Resolution 149-09 authorizing a contract with Keramida, Inc., for maintenance and repair services related to the Franklin County Sanitary Landfill Gas Collection and Control System (\$200,000).**

These companies provide services on an as-needed basis depending on their availability and the most reasonable quote.

**Resolution 150-09 authorizing a contract with Lee Supply Company Inc. for leachate collection system maintenance and repair services (\$200,000).**

See the explanation on Resolution 149-09.

**Resolution 151-09 authorizing a contract with Flowline L.L.C. for leachate collection system maintenance and repair services (\$200,000).**

See the explanation on Resolution 149-09.

**Resolution 152-09 authorizing a contract with Landmarc Environmental Systems, L.L.C. for leachate collection system maintenance and repair services (\$200,000).**

See the explanation on Resolution 149-09.

**Resolution 153-09 authorizing a contract with Environmental Pump Solutions for leachate collection system maintenance and repair services (\$200,000).**

See the explanation on Resolution 149-09.

**Resolution 154-09 authorizing a contract with UST Environmental Contractor for leachate collection system maintenance and repair services (\$200,000).**

See the explanation on Resolution 149-09.

**Resolution 155-09 authorizing a contract with Anderson Concrete Corporation for the purchase of dry bulk type I Portland cement (\$150,000).**

This is necessary for the daily cover system used at the landfill. SWACO only received one bid.

**Resolution 156-09 ratifying the Equipment Rental Agreement entered into by the Executive Director with Kurtz Bros., Central Ohio, LLC to borrow walking floor yard waste trailers.**

Joe Huston explained this is for equipment needed for the yard waste collection in the City of Columbus. Since the yard waste program started prior to this board meeting the resolution needs to be ratified.

**Resolution 167-09 authorizing the Executive Director to enter into an Equipment Rental Agreement with Ohio Mulch Composting, LLC to borrow open top yard waste trailers and dumpsters.**

Ohio Mulch will also provide trailers and dumpsters for the City of Columbus yard waste program at no cost to SWACO.

**Resolution 157-09 authorizing the Executive Director to enter into a Waiver Agreement with Republic Waste Services for 2010.**

Harold Anderson advised that effective 2010, neither Republic Waste or Rumpke Waste will have waiver agreements with SWACO. We are requesting the board authorize waivers of 75% of waste collected within SWACO's district will be delivered to our landfill. They will deliver 45,000 tons each year. Staff believes this is in the best interest of SWACO.

**Resolution 158-09 authorizing the Executive Director to enter into a Waiver Agreement with Rumpke Waste, Inc. for 2010.**

See the explanation on Resolution 157-09.

**Legislative & Legal Committee**

**Resolution 159-09 authorizing a modification to the contract with Isaac, Brant, Ledman & Teeter for legal services (\$25,000).**

Harold Anderson reminded the board that the services of Isaac, Brant, Ledman & Teeter are needed due to litigation with a past employee.

**Consent Agenda**

Mr. Koehler read the resolution numbers on today's consent agenda. Mark Kelsey moved to adopt the consent agenda; seconded by Colleen Briscoe. The consent agenda was adopted by roll call vote, Trustees Briscoe, Clemons, Honsey, Wilson, Vice Chairman Bush and Chairman Frick voting aye. Resolutions 129-09, 130-09, 131-09, 132-09, 133-09, 134-09, 135-09, 136-09, 137-09, 138-09, 139-09, 140-09, 141-09, 142-09, 143-09, 144-09, 145-09, 146-09, 147-09, 148-09, 149-09, 150-09, 151-09, 152-09, 153-09, 154-09, 155-09, 156-09, 157-09 158-09, 159-09, 160-09, 161-09, 162-09, 163-09, 164-09, 165-09, 166-09 and 167-09 Approved 6-0.

**Resolutions Removed from Consent Agenda**

**Board of Trustees Resolutions**

**7. Board Discussion**

**A. Nominations for the 2010 Chairman and Vice Chairman of the Board of Trustees**

Nominations for Chairman – Bob Clemons nominated Brad Frick; seconded by Mark Kelsey.

Nominations for Vice Chairman - Mark Kelsey nominated Dave Bush for the Vice Chairman; seconded by Colleen Briscoe.

**8. Executive Staff's Report**

**A. Nail-A-Dumper Program Update – Jeff Gibbs, Franklin County Health Dept. and Heather Robinson, Franklin County Prosecutor's Office**

Jeff Gibbs, Franklin County Board of Health Sanitarian and Heather Roberts, Franklin County Prosecuting Attorney presented the third quarter report.

Larry Spencer presented a new planning process and changes they foresee for the program in 2010.

**B. GST Project Update – Rick Dodge**

Rick Dodge updated the board members on the GST program.

**9. Staff Approved Contracts and Expenditures**

**10. Public Comment Period**

**Douglas Alderman** – Huntington Road in South Charleston, Ohio from Paygro Composting. Paygro has been in operation since 1972 and previously received food waste from Franklin County. He explained he just received a letter today from SWACO. He thanked the board for the waivers in the past and explained that Paygro has recycled 750,000 tons of food waste since 1972.

**11. Upcoming Meetings**

**Joint Committee Meeting**

**Planning and Programs Committee**

**Engineering and Operations Committee**

November 17, 2009 – 2:30 p.m.

SWACO Administrative Office Building

4239 London-Groveport Road

Grove City, Ohio

**Administrative Services Committee**

November 17, 2009 – 5:00 p.m.

Frick Law Building

1265 Neil Avenue

Columbus, Ohio

**Audit and Finance Committee**

Nov. 23, 2009 - 3:30 p.m.

Bank of America

10 W. Broad Street

Suite 2250

Columbus, Ohio

**Board of Trustees Meeting**

December 1, 2009 – 2:30 p.m.

Solid Waste Authority of Central Ohio

4239 London-Groveport Road

Grove City, Ohio 43123

**Legal and Legislative Committee**

To be determined

- 12. Adjourn** – Mark Kelsey made a motion to adjourn; seconded by Phil Honsey.