

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



**January 6, 2011**

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

**MINUTES**

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1. The regular January Board meeting was called to order at 2:38 p.m. on **January 6, 2011**.
2. Ron 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, Phil Honsey, Mark Kelsey, Steve Shepard, Ken Wilson, Vice Chairman Dave Bush and Chairman Brad Frick.
4. Ron Mills thanked Jan Bernard for her work as the Interim Chief Counsel and introduced Mike Mentel as SWACO's new Chief Counsel. Mr. Mentel joined SWACO on January 4, 2011.
5. **Approval of December 7, 2010 minutes** - Mr. Clemons moved to approve the December 7, 2010 meeting minutes; seconded by Ms. Briscoe, the motion was unanimously approved.
6. **New Business**

**Audit & Finance Committee**

**Resolution 001-11 adopting the Operating Budget of the Solid Waste Authority of Central Ohio for the year ending December 31, 2011.**

Lynda Sudderberg gave a brief overview of the four page resolution. She noted the budget was reviewed in detail by the Board committees during the months of November and December, and that every member of the Board was involved in at least one of these meetings or was briefed individually. She further noted that a budget presentation was also made at the December 7 Board meeting.

**Planning & Programs Committee**

**Resolution 002-11 authorizing the Executive Director to enter into a grant agreement with the Ohio Department of Development for the purpose of accepting the State Energy Plan – American Recovery & Reinvestment Act (ARRA) Grant Award for the Transforming Waste to Value Program Grant (\$500,000).**

Albert Iosue explained that SWACO applied for and was awarded an American Recovery and Reinvestment Act (ARRA) grant to expand its gas collection system to increase capacity to collect

more biomethane for beneficial use at the Franklin County Sanitary Landfill. SWACO's grant match is 25 percent and the project must be completed within twelve months from the execution of the grant. The total amount of the project is approximately \$1.2 million dollars; staff is currently working with the grant administrator to possibly reduce the scope, and therefore the total cost, of the project.

**Resolution 003-11 authorizing 14<sup>th</sup> Modification To The Lease Agreement And Transfer Agreement with the City of Columbus to amend the activities to be carried out by the Environmental Steward and extend the term of the Agreement (\$217,239.36) and to amend the terms of the Drop Box Agreement contained in the Eight Modification to the Lease Agreement and Transfer Agreement.**

Mr. Iosue explained that the modification to the agreement with the City of Columbus will extend funding for the Office of Environmental Steward through December 31, 2011, and increase the funding for the office in an amount not to exceed \$217,240. SWACO staff and the City also determined that a clarification should be made with respect to the Drop Box program and its invoicing.

### **Engineering, Operations & Compliance Committee**

**Resolution 004-11 authorizing a contract with Jess Howard Electric Company for electrical services at the Franklin County Sanitary Landfill (\$200,000).**

Paul Flory explained that SWACO needs to purchase electrical services for the Sanitary Landfill Gas Collection Control System (GCCS) and the Leachate Collection System (LCS) in compliance with the facility Permit to Install and all environmental regulations. The agreement will provide staff with the ability to obtain electrical troubleshooting and repair services necessary to repair and expand the GCCS and LCS. Staff solicited qualifications per SWACO's Procurement Policy. Resolutions 005-11 and 006-11 are for the same services as 04-11. The most reasonable cost for services and response time will determine who will be hired to perform the work. Board members and staff engaged in extensive discussion regarding SWACO's practice of awarding contracts to several firms for equal amounts. Staff explained that the contract amounts are not-to-exceed and combined expenditures related to the authorized contracts are ultimately governed by the operating budget. The intent is not to expend the full contract amount with each vendor; rather, the practice enables SWACO to expeditiously select the best contractor for each job, and typically results in lower costs,

**Resolution 005-11 authorizing a contract with Area Energy & Electric Inc. for electrical services at the Franklin County Sanitary Landfill (\$200,000).**

See Resolution 004-11 narrative.

**Resolution 006-11 authorizing a contract with Ed Green Electric Inc. for electrical services at the Franklin County Sanitary Landfill (\$200,000).**

See Resolution 004-11 narrative.

**Resolution 007-11 authorizing a contract with Storts Excavation, Inc. for earthwork and dirt moving services at the Franklin County Sanitary Landfill (\$200,000).**

Mr. Flory continued his presentation to the Board, addressing Resolutions 007-11 through 011-11, explaining that SWACO needs to purchase earthwork and dirt moving services at the landfill. When specific work is needed, SWACO will select a contractor based on price and availability from the selected qualified contractors. Services that may be performed include (but are not limited to) hauling and placing cover soils, soil excavation, cleaning ditches, installing culvert pipe, removing culverts, grading roads, cleaning sedimentation ponds and installing new roads. Staff solicited qualifications per SWACO's Procurement Policy.

**Resolution 008-11 authorizing a contract with Ryan Incorporated Central for earthwork and dirt moving services at the Franklin County Sanitary Landfill (\$200,000).**

See Resolution 007-11 narrative.

**Resolution 009-11 authorizing a contract with McDaniel's Construction Corp., Inc. for earthwork and dirt moving services at the Franklin County Sanitary Landfill (\$200,000).**

See Resolution 007-11 narrative.

**Resolution 010-11 authorizing a contract with Shelly & Sands, Inc. for earthwork and dirt moving services at the Franklin County Sanitary Landfill (\$200,000).**

See Resolution 007-11 narrative.

**Resolution 011-11 authorizing a contract with R.B. Jergens Contractors, Inc. for earthwork and dirt moving services at the Franklin County Sanitary Landfill (\$200,000).**

See Resolution 007-11 narrative.

**Resolution 012-11 authorizing a modification to the contract with The Beaver Excavating Company for clay screening and test pad construction services at the Franklin County Sanitary Landfill (\$12,000).**

Jack Stacy advised that SWACO entered into a contract with The Beaver Excavating Company to construct clay soil test pads to allow SWACO to demonstrate the suitability of the clay soil for the landfill construction in accordance with the July 2009 facility Permit to Install. Due to the rocky nature of the clay soils, additional labor and equipment costs were incurred. Staff recommends the contract amount be increased by \$12,000 for the additional labor and equipment costs.

**Legal & Legislative Committee**

**Resolution 013-11 authorizing the Executive Director to enter into a modification of the agreement for state and local legislative services with Dinsmore Fries Public Sector Advisors, LLC (\$24,000).**

Mr. Mills explained that Dinsmore Fries was previously selected by SWACO staff after receiving proposals to provide state and local legislative services. Dinsmore Fries has been effective for SWACO and as federal and state legislators change, it is staff's recommendation to keep the current team in place for the first half of the year, during the transition period. Staff recommends a modification of an amount not to exceed \$24,000, and to extend the contract from January 1, 2011 through June 30, 2011.

**Resolution 014-11 authorizing a borrowing in the principal amount of \$261,250 at 5% interest from Daniel C. Barr and Sen T. Barr, and authorizing the Executive Director to execute a Note for such amount and a Mortgage securing such Note on property purchased from Daniel C. Barr and Sen T. Barr.**

Jan Bernard explained that Resolution 161-10 authorized the Executive Director to negotiate and execute an agreement to purchase 24.9 acres consisting of three parcels of property along State Route 62, Harrisburg Pike in Franklin County, Ohio in an amount not to exceed \$400,000. The terms of the sale have since been more clearly defined and agreed upon. The sale price is \$311,250, of which \$50,000 is to be paid at closing and the balance to be carried as a note with annual payments over five years, with interest accruing on the outstanding principal at a rate of 5% per year. SWACO will execute a mortgage agreement as security on the note.

#### **Administrative Services Committee**

**Resolution 015-11 authorizing the Executive Director to enter into a contractual agreement with Milliman, Inc. to conduct the compensation & benefits survey (\$55,000).**

Letitia Pleasant presented the resolution, explaining that the SWACO human resources team worked with a Board committee (Compensation Committee) consisting of Ms. Briscoe (Committee Chair), Mr. Clemons, Mr. Kelsey and Mr. Shepard. The evaluation process included a review of each proposal, consideration of previous compensation & benefits surveys conducted for public & private sector organizations, and the proposer's ability to meet SWACO's Scope of Services as outlined in the RFP. The Compensation Committee is recommending that SWACO enter into a contract with Milliman, Inc. for these services.

#### **Board of Trustees Resolutions**

##### **Consent Agenda**

Mr. Shepard requested Resolutions 004-11, 009-11 and 010-11 be removed from the consent agenda. Ms. Sudderberg read the remaining resolution numbers on the consent agenda. Ms. Briscoe moved to adopt the consent agenda; seconded by Mr. Kelsey, the following resolutions were unanimously adopted by roll call vote: Resolutions 001-11, 002-11, 003-11, 005-11, 006-11, 007-11, 008-11, 011-11, 012-11, 013-11, 014-11 and 015-11.

Mr. Honsey moved to adopt Resolution 004-11; seconded by Mr. Bush, the resolution passed 7-0-1 with Mr. Shepard abstaining.

Mr. Honsey moved to adopt Resolution 009-11; seconded by Mr. Kelsey, the resolution passed 7-0-1 with Mr. Shepard abstaining.

Mr. Clemons moved to adopt Resolution 010-11; seconded by Mr. Kelsey, the resolution passed 7-0-1 with Mr. Shepard abstaining.

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

**A. Committee Assignments** – No changes to the existing committee assignments were requested by the Board.

#### **8. Executive Staff Reports**

There were no Executive Staff Reports for January.

**9. Staff Approved Contracts and Expenditures**

The Board reviewed the Staff Approved Expenditures and the Approved Contracts.

**10. Public Comment Period**

No one from the public requested to address the Board.

**11. Upcoming Meetings**

**Joint Committee Meeting**

**Planning and Programs Committee**

**Engineering and Operations Committee**

January 18, 2011 – 2:30 p.m.

SWACO Administrative Office Building

4239 London-Groveport Road

Grove City, Ohio

**Administrative Services Committee**

January 18, 2011 – 5:00 p.m.

Frick Law Building

1265 Neil Avenue

Columbus, Ohio

**Audit and Finance Committee**

January 21, 2011 – 3:30 p.m.

PNC Bank

155 E. Broad Street – 7<sup>th</sup> Floor

Columbus, Ohio 43215

**Board of Trustees Meeting**

February 1, 2011 – 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** – Mr. Kelsey moved to adjourn; second by Mr. Honsey, the motion was unanimously passed. The meeting was adjourned at 3:33 p.m.