

**JEFFERSON BELMONT REGIONAL SOLID WASTE AUTHORITY
MINUTES FROM MEETING OF DECEMBER 12, 2011**

ROLL CALL:

PRESENT: John Abdalla, Edward Argentine, Terry Bell, Bob Chapman, Cathy Davison, Chuck Dawson, Dave Maple, James King, Anthony Kolanski, Ryan Lee, Dave Maple, Mark McVey, Bruce Misselwitz, William Weekley

ABSENT: Ginny Favede, Barbara Godwin

OTHERS: Jack Cera, Dave Hays, John Mascio, Tammy Shepherd, Natalie Lysle, Tom Gardner, Fritz Tulencik, Rich Brandt and Mike Biasi

A quorum being present, Cathy Davison, Vice Chairperson, called to order the regular meeting of the Jefferson Belmont Regional Solid Waste Authority Board at the Fernwood Complex, 125 Fernwood Road, Suite 301, Wintersville, Ohio at 5:16 PM on, Monday, December 12, 2011.

MINUTES: A motion to approve the November 14, 2011 regular monthly meeting minutes was made by Mr. Bell and seconded by Mr. Argentine. **Vote: All said Aye, with Mr. Maple abstaining. Motion passed.**

CORRESPONDENCE: Jack Cera

Mr. Cera stated that he sent all board members a copy of the letter received from Mr. Gardner about the Apex Landfill which they should have received.

FISCAL REPORT: Dave Hays

Mr. Hays reported the Operating Statement for the month of November shows revenue of \$264,506, with expenditures of \$172,821 and net income of \$91,685. Year to Date Net Income is \$136,105. Mr. Hays provided a copy of the months expenditures and asked for any questions.

With no questions a motion to accept the fiscal officer's report and approve Expenditures for November 2011 was made by Mr. Abdalla and seconded by Mr. Chapman. **VOTE: All said Aye, motion passed.**

Mr. Hays reviewed the tonnage collected in October, reporting the In-District tonnage was 4,505 tons, the In-State Out-of-District was 2,033 tons, and the Out-of-State tonnage was 120,907 tons. Total for the month was 127,445 tons collected at the Apex Landfill. Mr. Hays reported the revenues are running about 13% above the budget.

EXECUTIVE COMMITTEE REPORT:

No report.

FINANCE COMMITTEE REPORT:

No report.

PERSONNEL COMMITTEE REPORT: John Abdalla

Mr. Abdalla stated a report will be provided in the executive session.

PLANNING COMMITTEE REPORT: Jim King

Mr. King reported meeting on the November 18th Committee Meeting and listened to three (3) proposals. One from Kimble, one from Valley Converting and one from Greenstar, he reported that it was consensus of the Committee to go with the proposal to use compactor for the commingled products to reduce the amount of air before hauling it. Mr. Cera said it could cut hauling trips to recycler by 2/3^{rds} or more. He said he has proposals to purchase or lease a Compactor, with the leasing option the Authority wouldn't be responsible for maintenance of the compactor. In order to use a compactor electric would have to be run to cell, AEP would need to run service back to the cell, then the electrical work would need to be put in. A concrete pad for the compactor is recommended by the company.

Since their meeting Mr. Cera has received proposals from Dailey's and Mr. Walker from Kimble now interested in offering rebates on the materials. He suggested going forward on making arrangement for the electrical improvements, which includes getting permission for these improvement, and arranging for the concrete work, and looking at any new proposals and possibly opening up for more bids during those weeks. The Board briefly discussed. Mr. Hays said it was previously estimated for about \$25,000 to run the electric by AEP. Rich Brandt offered the use of property at Valley Converting for the compactor, he stated there is a pole with power at the location that would only need an outside drop and that they have a building available to put the trucks in also.

Ms. Davison asked the Planning Committee to bring a full proposal with quotes to the January meeting for cost of electric and concrete pad at the Wintersville Yard, as well as other options. The board discussed the compacting idea and decided that it is the way they wanted to go. Mrs. Davison asked for update on the January 9th meeting or in February if the Committee was unable to meet before then because of the upcoming holidays.

GRANTS COMMITTEE REPORT: Cathy Davison

No report.

DIRECTOR'S REPORT: Jack Cera

Mr. Cera recommended having a contract with Valley Converting for the paper materials, he found one to copy, made changes and had Mr. Mascio review it. He explained the contract was for five (5) years and specifies that Valley would pay 3 cents per pound or \$60 per ton. Mr. Mascio stated the agreement could be terminated by either party at any time. Mr. Brandt stated that Valley Converting was ok with the contract as written.

Mr. Abdalla made motion to enter into the Paper Contract with Valley Converting for 3 cents per pound for five (5) years. Mr. Dawson seconded. **Vote: By Roll call, all said Yes. Motion passed.**

LANDFILL ISSUES: Bruce Misselwitz

Mr. Misselwitz stated the Jefferson County Health Department has spent 160 hours in the Solid Waste Program, having six (6) garbage complaints investigated, cleaned up an illegal dump of 36 tires. They have had three (3) notices of violations by Apex Landfill, two (2) were by the EPA and one (1) by the County Health Dept. The one by the Health Department was appealed today to the Environmental Review Council in Columbus and to the Common Pleas Court. He said according to the EPA, Apex is not in substantial compliance with their permit, and they are under orders to be by December 19th. If they are not the Board of Health will most likely propose to deny their license permit which would cause the appeal process to begin which would take a year or two. They can continue to operate under the appeal.

Mr. Maple explained that there is a process to getting dump sites cleaned up that is available to the general community, like the recent tires cleaned up by the Health Department. He would like to somehow communicate this process to the public so they are aware that it doesn't take an elected official to get this type of thing done, and that others can do this type of work as well.

Mr. Misselwitz reported that the JB Green Team paid \$51 for those tires to be shredded by a Company in Steubenville.

OLD BUSINESS: Cathy Davison

Mr. Maple stated that he had a meeting a few weeks ago with Sheriff Abdalla, Mr. Cera and Cerryn from the County Prosecutors Office regarding the Enforcement Position. He said Cerryn is expected to have documents prepared to mimic another County Enforcement Programs agent by Friday. The budget for the enforcement program had been set at \$80,000 for this year. Mr. Hays stated they adopted the temporary budget in July but has until March 31st to change the appropriations. Mr. Maple said he spoke to Sheriff Abdalla and that it would be great if the Authority could provide a used Ford F150, with the "Sponsored by JB Green Team" and the Sheriff's official decals on the side, through an Authority Grant. Mr. Maple discussed the need to increase the amount in the budget up to \$60,000 instead of the \$40,000 originally discussed. Mr. Cera suggested using \$50,000 of the \$100,000 unused in the Advertising budget, and that the truck could come out of the \$80,000 that was budgeted for 2011 enforcement that has not been spent. Members discussed the matter further. The Belmont County enforcement program is not moving forward as quickly and will need to move forward through some issues yet. Mr. Maple stated they were looking to spend between \$20,000 to \$25,000 on a truck. Mr. Argentine recommended a four (4) wheel drive truck due to some of the roads it would be traveling on. Mr. Maple explained the expenses and gas for the vehicle would come out of the \$60,000 budgeted, and the Sheriff would be aware that the amount would be the 2012 year budget. If by some chance the granted funds would run out before the end of the year the County would have to work something out in order to extend the program. The documents being created are very specific as to the grant dollars being used for this purpose only and all times have to be documented and answerable to this Board.

A motion to provide Jefferson County a Grant not to exceed \$25,000 to purchase a used 4X4 vehicle for Litter Enforcement and to enter into a Contract with Jefferson County for Litter Enforcement was made by Mr. Argentine, seconded by Mr. Bell. **Vote by roll call: All said yes. Motion passed.**

Ms. Davison added public comments to the Agenda since there were visitors at the meeting. She invited anyone wanting to speak to do so and asked that they to state their name and address before speaking to the Board.

Tom Gardner, 302 Township Hwy 267 A, Amsterdam, discussed the letter he sent to Mr. Cera and the Board regarding the odors from the landfill and thanked him for acknowledging it during the meeting.

Fritz, Tulencik, 219 Township Rd 267A, Amsterdam also stated the reason they were there was due to the odors from the Landfill. He talked about Pam Allen, the Deputy Director of the EPA solid waste, smelling the odors on the way back from a meeting and issuing an NOB.

Mr. Misselwitz stated that event was one of the ones mentioned in his report. He went on to say three of the complaints were in regards to odor, with one being for discharge of leachate into the creek that runs to Amsterdam, which is being investigated by the Ohio EPA Water Division.

Rich Brandt from Valley Converting stated they would like to go after a \$250,000 Market Development Grant from ODNR and asked the Board if they could provide a letter of support. He was advised to go on the ODNR website for the documentation and get it to the office for Mr. Mascio to review as soon as possible, so the board could then have it on the Agenda for the January 9th meeting.

NEW BUSINESS:

A motion was made by Mr. Bell to go into executive session, seconded by Mr. Kolanski. **Vote: By roll call, all said Yes. Motion passed.**

The Board ended its executive session.

Mr. Abdalla made motion to hire Attorney John Mascio as Legal Council with a salary increase from \$500 to \$600 per month, with any time over four (4) hours at a rate of \$125.00 per hour. Mr. Chapman seconded. **Vote by roll call. All said Yes, motion passed.**

Mr. Abdalla made motion that the Fiscal Officer and all other employees receive a 3% raise effective January 1, 2012, Mr. Kolanski seconded. **Vote by roll call, all said Yes. Motion passed.**

A motion was made by Mr. Abdalla to hire Eric Lilly as the Belmont County Community Service Coordinator at same rate of pay as the Jefferson County Community Service Coordinator. Mr. Bell seconded. **Vote: by Roll call. All said Yes. Motion passed.**

Mr. Abdalla made a motion to accept the resignation of Mr. Cera and that he receives the severance package per his contract. Mr. Misselwitz seconded. **Vote by roll call: All said yes, motion passed.**

Mr. Abdalla made motion to hire Mr. McVey as the Interim Director with same hourly pay rate as Mr. Cera, Mr. Chapman seconded. **Vote by roll call: 12 voted Yes, and Mr. McVey abstained. Motion passed.**

A motion was made for a Proclamation for Mr. Cera for the fine work he has done during his two years working here by Mr. Dawson, Mr. Abdalla seconded. **Vote by roll call. All said Yes, motion passed.**

Next meeting is set for Monday, January 9, 2012.

ADJOURNMENT: With no further business to come before the board Mr. Chapman made a motion to adjourn the meeting, Mr. Abdalla seconded. **All Said Aye. Motion passed.** The meeting was adjourned at 6:45 p.m.

ATTEST:

Cathy Davison, Vice Chair

Bruce Misselwitz, Secretary