

MINUTES

**SOLID WASTE AUTHORITY
CITIZENS' ADVISORY COMMITTEE
AUGUST 23, 2017
1:30 P.M.**

PRESENT: Barry Haberman, Chair (At-Large)
Dee Sabers, Vice Chair (At-Large)
Katie Hoffmaster (District 2) *[arrived 1:42 PM]*
Ralph Moccia (District 3)
Arnie Straus (District 4)
Lori Vinikoor (District 5)
Tinu Peña (District 6)
Byron Lasseter (At-Large)
Shanon Materio (At-Large)

ABSENT: Jenny Lee Laman (District 1)

STAFF: Dan Pellowitz, Managing Director
Kathy Levas, Acting Clerk
Mark Eyeington, Chief Operations Officer
Paul Dumars, Chief Financial Officer
Ramana Kari, Chief Engineer
John Archambo, CIS Director
Howard Falcon, Legal Counsel

Chair, Barry Haberman, called the Citizens' Advisory Committee meeting to order at 1:30 PM in the Solid Waste Authority's Education Center located at 6751 North Jog Road, West Palm Beach, Florida.

ROLL CALL

Acting Clerk called the roll and noted a quorum was present.

PLEDGE TO THE FLAG

Ms. Shanon Materio led the Pledge of Allegiance to the flag.

CAC MINUTES

MOTION BY MS. VINIKOOR TO ACCEPT THE CAC MINUTES FROM JUNE 7, 2017, AS PRESENTED WITH CORRECTED ATTENDANCE PAGE. SECONDED BY MS. SABERS AND CARRIED WITH A 7-0 VOTE (Ms. Laman and Ms. Hoffmaster absent; Mr. Moccia abstaining).

CONSENT AGENDA

- Item 5.a** Sole Source Procurements
- Item 5.b** Blighted and Distressed Property Cleanup and Beautification Grant 2016 and 2017 Update
- Item 5.c** Taxable Advanced Refunding Revenue Bonds, Series 2017
- Item 5.d** Renewal of Designated Facility Status: Progressive Waste Solutions of Florida, Inc. in Broward County
- Item 5.e** Amendment #1 to Interlocal Agreement (ILA) between Palm Beach County and the Solid Waste Authority for Taping, Broadcasting and Other Services

CONSENT AGENDA (continued)

ITEM 5.D PULLED FOR DISCUSSION.

Item 5.d Renewal of Designated Facility Status: Progressive Waste Solutions of Florida, Inc. in Broward County

Ms. Vinikoor wondered what the need for this facility was and at what fuel cost.

Mr. Pellowitz explained that these construction demolition recycling facilities are very important to the recycling effort. When issues with these facilities arose in the past, a decision was made to enter into agreements allowing C&D debris to be taken to facilities outside of Palm Beach County for recycling purposes at no cost to the Authority.

MOTION BY MR. LASSETER TO SUPPORT THE CONSENT AGENDA [Receive and file.]. SECONDED BY MS. VINIKOOR AND CARRIED WITH AN 8-0 VOTE (Ms. Laman and Ms. Hoffmaster absent).

PUBLIC HEARING/WORKSHOP

Item 7.1 Proposed Budget – FY 2017/2018

Mr. Pellowitz stated this is the budget being proposed for final adoption by the Board. The single family rate is down \$2.00 from what was proposed in June for the TRIM notice with all other rates down proportionately. The most significant factor putting upward pressure on the rates this year at \$172 versus last year's \$170 is the reduction in the amount of supplemental waste expected to be received from Broward County which is down from approximately 175,000 tons per year to 110,000 for next year. The factor that was most significant in reducing the rate of \$174 from the TRIM notice to \$172 was the bond refunding. The Authority successfully issued over \$107MM in refunding bonds saving about \$12MM in debt service costs through 2024 and reducing next year's debt service load by about \$3MM. The budget also includes a 1.73% cost of living adjustment for employees based on CPI. This is in addition to a merit increase based on employee performance. Merit increases range from 2.15% for an employee who meets expectations to 2.69% for an employee who exceeds expectations.

Mr. Dumars added that the debt service coverage improved from 1.27 to 1.32 and that is what the rating agencies like to see. He also noted that due to the bond refunding, \$2.2MM originally being taken from the General Reserve to fund the landfill management escrow account was able to be returned to the General Reserve as savings on the debt service side will be utilized.

MOTION BY MR. STRAUS SUPPORTING STAFF'S RECOMMENDATION [Adopt the Budget; Approve the Assessment & Tip Fee Rates; Approve the Tip Fee Rate Schedule; Adopt Resolution 2017-02; Adopt Resolution 2017-03; and Adopt Resolution 2017-04.]. SECONDED BY MS. PEÑA AND CARRIED WITH A 9-0 VOTE (Ms. Laman absent).

NEW BUSINESS

Item 9.A.1: Paid Parental Leave Policy

Mr. Pellowitz explained that this parental leave policy is similar to the policy approved by the county. The rate of pay for the Authority is staggered to encourage field employees to return to work earlier than the six weeks provided so as to minimize overtime and other operational issues that would arise. Should these issues not be a concern once the policy is implemented, the Authority would consider increasing the rate of pay to 100% across the six weeks of leave.

Ms. Sabers inquired about a caregiver's policy. She asked that such a policy be considered.

NEW BUSINESS (continued)

Mr. Pellowitz said that if it were a family member, FMLA would apply with sick and vacation time as well. He mentioned that the Authority could certainly think about such a policy.

Ms. Vinikoor wondered if a set number of days could be established when considering how long an employee must return to work before having to return the monies if employment is voluntarily terminated following a paid parental leave.

Mr. Pellowitz said that the request would be included in the minutes and could be made a part of the CAC motion.

MOTION BY MS. VINIKOOR SUPPORTING STAFF'S RECOMMENDATION [Approve staff recommendation.] WITH THE ADDITION OF LOOKING INTO ESTABLISHING A SET NUMBER OF DAYS UPON RETURNING TO WORK BEFORE VOLUNTARILY TERMINATING EMPLOYMENT WITHOUT HAVING TO REIMBURSE PARENTAL LEAVE PAY. SECONDED BY MS. SABERS AND CARRIED WITH A 9-0 VOTE (Ms. Laman absent).

Item 9.D.1: 2018 Solid Waste and Recycling Collection Franchise Bid and Franchise Agreement

Mr. Archambo announced that, with the Board's consensus, the previously discussed changes to the solid waste recycling and collection franchise agreement have been made and the bid documents are ready to go with Board approval.

CAC members will be given an opportunity to take part in the selection process.

Mr. Archambo believed there will be a lot of competition during this bidding process with three new haulers expressing interest in addition to the current four. The level of service expected will be made clear at the mandatory pre-bid meetings.

MOTION BY MS. SABERS SUPPORTING STAFF'S RECOMMENDATION [Approve the 2018 Solid Waste and Recycling Collection Franchise Bid and Franchise Agreement and Authorize staff to issue the 2018 Solid Waste and Recycling Collection Franchise Bid.]. SECONDED BY MS. HOFFMASTER AND CARRIED WITH A 9-0 VOTE (Ms. Laman absent).

Item 9.D.2: Service Area 5 Solid Waste and Recycling Collection Services

Mr. Archambo explained that residents of the Glades service area began receiving collection services through a cooperative purchase agreement in 2013 resulting in a substantial price reduction. With a competitive bid, the cost is usually \$30 to \$40 per home. By continuing to utilize a cooperative purchase agreement with South Bay's service provider, currently Waste Management, residents of the unincorporated areas of Pahokee, South Bay, and Belle Glade will continue to realize cost savings.

MOTION BY MS. SABERS SUPPORTING STAFF'S RECOMMENDATION [Authorize Executive Director to enter into a Cooperative Purchase Agreement with Waste Management, Inc. of Florida to provide Solid Waste and Recycling Collection Services for Service Area 5]. SECONDED BY MS. VINIKOOR AND CARRIED WITH A 9-0 VOTE (Ms. Laman absent).

NEW BUSINESS (continued)

Item 9.E.1: Biosolids Processing Facility – Amendment #3 to the Operations and Maintenance Agreement between the Solid Waste Authority and New England Fertilizer Company (NEFCO).

Mr. Kari reported that the New England Fertilizer Company processes biosolids from six different partners from within Palm Beach County. The facility was designed using landfill gas or natural gas. Since 2015, ash has been disposed of in the landfill causing the quality of the landfill gas to go down. At that time, all partners approved the use of a blender to blend landfill gas with natural gas. This has created additional operation and maintenance costs for the operator. Negotiations with the partners resulted in an agreement to add 33 cents per ton to the Processing Fee for all biosolids received up to the base tonnage of 91,250 tons. The impact to the Authority is about \$4,000 per year.

MOTION BY MS. VINIKOOR SUPPORTING STAFF'S RECOMMENDATION [Authorize Executive Director to execute Amendment #3 to the Biosolids Processing Facility (BPF) Operations & Maintenance Agreement between the Solid Waste Authority and New England Fertilizer Company (NEFCO) providing for a process fee modification and clarification of the applicable disposal fee, as detailed therein, subject to Legal Counsel review and approval.]. SECONDED BY MS. PEÑA AND CARRIED WITH A 9-0 VOTE (Ms. Laman absent).

Item 9.E.2: Recommendation to Extend the Contract for Providing Tipping Floor Rehabilitation and Replacement Services

Mr. Kari reported that staff is recommending a three-year extension of this contract with Structural Preservation for emergency and small repairs on the tipping floors.

In response to questions from Ms. Vinikoor and Ms. Peña, Mr. Pellowitz explained that this company routinely does these types of repairs. If it were a large job such as replacing the whole tipping floor, the project would go out for competitive bid. There is another company that does this type of work also. When it becomes a project, the money is put into the budget. With this contract, if there is no work for Structural Preservation, they would not get paid.

MOTION BY MS. PEÑA SUPPORTING STAFF'S RECOMMENDATION [Authorize Executive Director to execute a three-year extension to the contract for providing general concrete placement and repairs with Structural Preservation Systems, LLC, subject to Legal Counsel review and approval.]. SECONDED BY MS. MATERIO AND CARRIED WITH A 9-0 VOTE (Ms. Laman absent).

Item 9.F.1: Solid Waste Management Facility Operation Permit Renewal: Aquarius Recycling, LLC

Mr. Kari explained that the Authority issued a permit to Aquarius back in August 2016. In February of 2017, the Palm Beach County Health Department had issued enforcement actions which were taken care of by April 2017. However, there are still some open issues with Palm Beach County Code Enforcement and those are primarily site plan related like fencing and landscaping. Staff is recommending the permit be approved through the February Board meeting so there is ample time to take care of all issues.

Mr. Kari made clear the issues were not solid waste management related.

MOTION BY MR. LASSETER SUPPORTING STAFF'S RECOMMENDATION [Authorize renewal of Operation Permit #AR 0079 CD16 to Aquarius Recycling, LLC for a Construction and Demolition Debris and Yard Trash recycling facility until February 2018 Governing Board meeting.]. SECONDED BY MR. STRAUS AND CARRIED WITH A 9-0 VOTE (Ms. Laman absent).

Mr. Pellowitz announced that if any CAC members were interested in participating in the pre-qualification evaluations of the collection contracts to let Barry Haberman know.

CONFIRMATION OF NEXT MEETING: November 1, 2017

MEETING ADJOURNED: 2:31 PM

ATTEST:

Barry J. Haberman, Chair

Kathleen A. Levas, Acting Authority Clerk

ATTENDANCE LIST

MEMBER	DIST.	08/2016	02/2017	04/2017	06/2017	08/2017	ABSENT
J. Laman	#1	A	P	A	P	A	3
K. Hoffmaster	#2	Open	P	P	A	P	1
R. Moccia	#3	P	P	A	A	P	2
A. Straus	#4	P	P	P	P	P	0
L. Vinikoor	#5	P	Open	Open	P	P	0
T. Peña	#6	N/A	Open	P	A	P	1
Open	#7	Open	Open	Open	Open	Open	0
B. Lasseter	AL	A	P	A	P	P	2
S. Materio	AL	Open	Open	A	A	P	2
D. Sabers	AL	P	P	P	P	P	0
B. Haberman	AL	P	P	P	P	P	0

Next scheduled meetings:

November 1, 2017 *[previously October 4, 2017]*
 December 6, 2017