

Ontario County
ENVIRONMENTAL QUALITY COMMITTEE MINUTES
June 15, 2016

Committee Members: *RUSSELL*, Baker, Evangelista, Singer, Venuti, and Wickham

Attendees: Supervisors Russell, Baker, Singer, Venuti, Evangelista, and Wickham

Staff: Tom Harvey, Mary Krause, Brian Young, Tim Jensen, Linda Frasca, Art James

Consultants/Guests: Supervisors Vedora, Jerry Leone - Casella Waste Management, Steve Healy - CSEA

Call to Order: Chair Russell, called the meeting to order at 3:30 p.m., and declared all members present.

Approval of Minutes: Chair Russell asked that a motion be made to approve the 5/25/16 minutes and the 6/2/16 (Special Meeting) minutes as presented.

Supervisor Wickham made a motion that was seconded by Supervisor Baker to accept the 5/25/2016 and 6/2/16 minutes presented as correct and final. Motion unanimously carried.

2. Solid Waste Management Plan

A. SWMP 2016 Implementation Strategy Update: Tim Jensen stated that committee members had received the SWMP Strategy update packet and asked if there were any questions. Supervisor Wickham stated that the document looked the same each time and requested that new updates be highlighted so that members would know what was new from the previous meeting. Supervisor Russell asked if we had received the first monthly reports due 5/31/16 from Casella yet. Mr. Jensen reported that we have received some basic information back from Casella but have not received the formal reports yet. The information received showed an approximate 5 to 6 percent increase in recycling during the March/April period, and it remains to be seen how significant this increase is. Staff will report back on the matter at future meetings.

B. Solid Waste Local Law Update: Mr. Harvey provided a handout on the County's local laws relating to solid waste and recycling. The package consists of a summary analysis, the full text of the local laws, and a memo from Assistant County Attorney Art James on the legality of flow control. The local laws themselves are organized in a manner corresponding to the outline of the summary analysis (General Solid Waste, Flow Control, County Department of Solid Waste, Solid Waste Management and Recycling). Mr. Harvey stated some of the laws date back to 1974 and we have to revisit enforcement/implementation strategies, etc. He asked the committee to familiarize themselves with the material, and they will begin discussing the various topic areas one by one at future committee meetings.

Landfill Operations:

3A. Operations Report – Jerry Leone reported that they are very busy with the construction going on at the landfill and was happy to share that they are a bit ahead of schedule at this time. Using photos, he was able to show the completed work to date and reported that the construction crew had worked a bit this past Sunday doing liner preparation in order to get ahead of the liner crew that was on site this past Monday (6/13). He shared that they came in and pretty much had the cell “blacked out” (liner completed) in one day. Waste relocation is proceeding very well – they

are approximately 80% through the project and they are anticipating being able to move manholes soon.

Operational – There is not much to share. Things have been largely status quo at this time. Casella has completed work on the gas collection piping. There were pipes that were in the way of the expansion and they have been re-aligned/relocated outside of the berms.

Mr. Leone reported two hundred and eighty (280) 2nd graders came through on a tour of the facility over a seven (7) day period. DEC completed an air inspection last week. This usually happens once a year. The inspector seemed happy with the landfill operations. Mr. Leone showed the committee where the flares are placed in the landfill – all flares are on site.

Supervisor Wickham shared that he has been to the landfill a few times and each time he has not been able to smell any odor.

Supervisor Evangelista asked if the changes being made to the leachate collection system would make it more or less costly to add a leachate pre-treatment system in the future. Mr. Leone stated it would be less costly as they are putting in a central leachate collection spot so it could be easily pumped directly to a treatment facility.

Mr. Leone reported that dust issues are under control.

Mary Krause shared that she and Deputy County Administrator, Brian Young, had met with Shelly Field (Casella) to review and discuss how Casella and the County could continue to work together. One of the outcomes is that Casella has developed and will be implementing air sampling protocols for the work environment. She just received some sampling results from Matt East (Casella's Landfill Manager) yesterday, and these will be shared with CSEA. Casella also agreed to pay for baseline medical testing of staff for some heavy metals and other toxins for both County and Casella employees. All will receive letters in the next week or so informing them of this program if they voluntarily go to Health Works to be tested. Ms. Field will attend future committee meetings on a quarterly schedule to report on Casella and the County's joint efforts for the prior quarter. Ms. Krause stated she believed there are two July meetings so they will figure out the schedule and go forward from there so that Ms. Field can do a second quarter update. They also discussed ways to provide communication and education on a variety of levels, whether it is at the Board level or public level. Casella has offered their assistance and we would like their help with the fall symposium. Also discussed was a 101 Landfill Workshop, which will mostly be produced by County staff but whatever Casella can assist with, will be great as well. Discussed an area on the employee portal that has landfill history so that BOS members will be able to access the landfill portal (i.e. local laws, ppt presentation, etc.)

3B. DEC Inspection Reports – There were no questions from the committee.

Landfill Permitting:

4A. Resolution – Part 360 Regulations – Comments on proposed revisions – Chair Russell asked when the comments are due. Mr. Harvey stated they are due July 15, 2016.

Motion to move the resolution made by Supervisor Evangelista, seconded by Supervisor Singer.

Supervisor Russell asked if there were any questions. Supervisor Venuti stated on Page 31, Section 2D Financial Insurance – It states that where we have a private operator at the landfill, such as we have, and they want the post-closure funds to be transferred to the municipality at the

time of closure. Our comment to that is that it would be a hardship to Casella and we don't think they should do that – we would be willing to be the beneficiary of a bond issued by Casella. Mr. Harvey responded stating Casella would be obligated to create a fund and explained the matter further. Additional discussion regarding the matter took place. Committee members will review the document and get back to Mr. Harvey with their thoughts. Art James will follow up with the committee's question regarding the specifics of how the OML and the current DEC regulations work concerning closure and post closure funds and will report back.

Mr. Harvey informed the committee that there was an additional part that needed to be added to the comments under the Part 366, Subparagraph 2, Section 3 – One of the new requirements for the local solid waste management plan is that the update should state that the Planning Unit must include an assessment of all the facilities, solid waste management recycling, diversion, etc. efforts for every planning unit across the state from which we accept solid waste. In Ontario County's case, this would include almost every planning unit in the state with the exception of New York City. Mr. Harvey recommends that this requirement be dropped and that is the State's responsibility to police this, not the County's. It is an onerous requirement.

The Committee directed staff to file the resolution with revised comments. A special meeting of the EQC will be scheduled for 6/23 at 6:15 pm to discuss Mr. James findings.

Other Business:

5A. Resolution to Hire Consultant to Perform Audit for Revenue Sharing Payments: ***Motion to recommend approval of proposed resolution made by Supervisor Wickham, seconded by Supervisor Singer. Motion unanimously carried.***

5B. B&L Proposal for Completion of Landfill Property Master Plan – Chair Russell opened the floor for discussion on the matter. Supervisor Wickham questioned whether we have negotiated. Mr. Jensen responded that staff has gone back and forth with B&L, so yes. He questioned whether we have to use B&L or could we bid out. Mr. Harvey responded that there is no requirement to bid professional services, and he feels that since B&L did so much of the work already, it would be much cheaper to have them complete the work than have some other firm come in to complete it. Supervisor Wickham feels we need to come up with a sewer plan as part of this project, as there will be little opportunity for development without sewer service. Mr. Jensen stated there is actually a draft sewer plan that has a significant number of analysis completed already. Mr. Harvey stated that the plan is to augment that study with some additional ideas and then review it in detail with the committee, reach out to the municipalities, and come to a consensus.

Supervisor Venuti requested that the principal of the Master Plan be explained. Mr. Harvey explained that the idea was to come up with a plan to utilize the portions of the property not occupied by the landfill operation for businesses that would either reduce the amount of waste going into the landfill and/or utilize energy generated on site. The project will involve developing a list of targeted industries so that our Economic Development Office understands what industry to market the site to.

Supervisor Evangelista stated that regardless of the money, which is still important, in his mind it is going to be on the EQC and the BOS as we can go in multiple directions with the site. There are so many different things that are possible on many different levels – the committee has talked about industry, energy, possible sewer tied in to it, etc. In his mind, if we don't direct them (B&L) we could go back to the "bunny park." The committee agreed that the final proposal

needs to clearly describe what we want in the way of engineering as well as ongoing support for the subsequent discussion and consensus building.

Privilege of the Floor – Chair Russell offered Privilege of the Floor to all there. Supervisor Vedora reported that the waste hauler traffic issue continues. Not only are they using Main Street, they are also using the historic/college route as well.

Adjournment: There being no further business before the committee, ***motion was made by Supervisor Evangelista and seconded by Supervisor Wickham to adjourn; motion carried unanimously.*** The 6/15/16 EQC meeting adjourned at 4:30 p.m.

Respectfully submitted,

Linda R. Frasca
Sr. Clerk