

**DRAFT
MINUTES OF MEETING
DELAWARE SOLID WASTE AUTHORITY
BOARD OF DIRECTORS**

DATE: January 31, 2008

LOCATION: 1128 S. Bradford St.
Dover, DE

TIME 5:00 p.m.

ATTENDEES:

DIRECTORS

Richard V. Pryor, Chairman
Ronald G. McCabe, Vice-Chairman
Theodore W. Ryan
William J. DiMondi
Tonda L. Parks (left @ 5:15)
Timothy P. Sheldon
Stephanie L. Hansen

STAFF

Pasquale S. Canzano, CEO
Richard P. Watson, COO
Anne M. Germain

LEGAL COUNSEL

F. Michael Parkowski

GENERAL PUBLIC
(See List Attached)

REGULAR BOARD MEETING

The Chairman, Richard Pryor called the two hundred and ninety-eighth regular meeting of the Delaware Solid Waste Authority Board of Directors to order on Thursday, January 31, 2008. He announced the meeting had been duly noticed and the Directors had received copies of the information to be considered.

A. MINUTES

Chairman Pryor called for additions or corrections to the draft of the Minutes of the last meeting of the Board of Directors.

MOTION A – Moved by Mr. Ryan

“The Minutes of the December 6, 2007 Board of Director’s meeting of the Delaware Solid Waste Authority be accepted with the noted change. The minutes of the October 25, 2007 meeting of the Delaware Solid Waste Authority be accepted **as written.**”

Second – Mr. Sheldon

Vote – Unanimous
(DiMondi, Parks, Ryan, Hansen,
Sheldon, McCabe, Pryor)

Motion Adopted
(unanimous)

Report of Citizens Affairs Committee

B. DONATIONS AND CONTRIBUTIONS

Motion B – Moved by Mr. Ryan

“The Citizens’ Affairs Committee recommends the Board act on the request for contributions as recommended by staff in accordance with DSWA’s Policy Guidance on Contributions.”

Second – Ms. Parks

Mr. Canzano stated the memo summarized the requests that we received. Request 2 and 3 met the guidelines and were ultimately approved by the Committee for participation at the level shown in the Table. In keeping with the guidelines, the Envirothon typically affects about 1,000 people. We will have space to provide a booth and hand out information on our curbside recycling program. People will be able to sign up. Correspondingly, the Delaware Jazz Festival is another event that attracts about 1,500 people and again that would give us an opportunity to provide a booth.

Vote: Mr. DiMondi - Yes
Ms. Hansen - Yes
Ms. Parks - Yes
Mr. Ryan - Yes
Mr. Sheldon - Yes
Mr. McCabe - Yes
Mr. Pryor - Yes

Motion Adopted
(7 Yes 0 No)

C. WILLIAM G. ADKINS RESOLUTION

Motion C – Moved by Mr. McCabe

“The Citizens’ Affairs Committee recommends the Board approve the attached resolution regarding former DSWA Chairman, William G. Adkins.”

Second – Mr. Ryan

Vote: Mr. DiMondi - Yes
Ms. Hansen - Yes
Ms. Parks - Yes
Mr. Ryan - Yes
Mr. Sheldon - Yes
Mr. McCabe - Yes
Mr. Pryor - Yes

Motion Adopted
(7 Yes 0 No)

**D. CHERRY ISLAND LANDFILL CONSTRUCTION OF SITE IMPROVEMENTS,
CONTRACT NO. C-07-589-NC**

Motion D – Moved by Mr. DiMondi

“The Technical & Facilities Management Committee recommends that the Board award the contract for Construction of Site Improvements at Cherry Island to APS Stripe-A-Lot in the amount of \$165,478.50.”

Second – Mr. McCabe

Mr. Canzano stated that this is predominantly some maintenance work that needs to be done. Ms. Germain added that at Cherry Island we have a tremendous amount of truck traffic going in and out of the facilities. There has been some wear and tear at both of the gates that need improvement, the drainage improvements are also necessary, the approaches to the scales have undergone some wear and tear and those need to be upgraded and finally the parking lot is always full and there is limited capacity. We will be increasing the size of the parking lot, with those four improvements combined, we issued a bid package for that work and received a good response from the local construction contractors. APS Stripe-A-Lot was the low bidder and staff is recommending that we award the contract to them.

Mr. Ryan stated that he could not support this particular contractor. He is listed as a high-risk company, he is also listed as a moderate risk. It is also listed that APS Stripes does a lot of small jobs. Two of the four references indicate that this company should be inspected frequently. This is just the type of contractor that we don't need, and I can't support this.

Mr. Pryor asked legal counsel if this company qualified under the rules. Mike Parkowski indicated that their review is not to determine if we like somebody or not, whether they're union or not, that is not a basis for criteria for selection. Mr. Canzano added that when it states this is a high-risk company, D&B looks at the credit of the company and their credit rating as to how they pay their bills. They're generally 30, 60, 90 days late in paying their bills, but it is not a high-risk company to the extent that the company is on the ropes and is ready to go bankrupt. They've been in business since 1986. If you look at the D&B report, they are slow to pay but they do pay their bills, and that is why they were rated high risk. It doesn't necessarily mean that it's a bad company or they are about to go to pieces, that is not what the D&B rating is all about. It is an indication of how they do business. Mr. Ryan added that at the same time it is a company that has the reputation of hey, you better watch the work they're doing, and keep a check on them. Ms. Germain added that staff is prepared to provide more oversight on this project. We have two engineers on board who can be up there on a frequent basis.

Mr. Sheldon asked if these 2 engineers that are going to be providing oversight, were factored in on this particular project? The bottom line is that we need to look at the pre-qualification for companies. They're \$30,000 cheaper and that's fine, but if you have to have two (2) engineers to go out there and pay for their time, when they could be used doing other things. Ms. Germain commented that there was an expectation that our staff would be out there doing inspections, no matter how good the company was. There was an absolute dedication for us to go out there and do inspections. Because of some of the references coming back a little less stellar than normal, we are going to bump that up a little. This is a relatively short construction contract, it shouldn't take more than 45 days. I don't think it will make that big of a difference, it will be worth it. Mr. McCabe asked that staff keep the Board informed of the progress, so that we can have some forethought for next time.

Mr. Pryor asked if we could expect it to be done in March, if they will be using hot mix. Ms. Germain replied that there is hot mix, and there is a weather factor that could come into play. There are criteria in the specs about temperature. There is also some concrete and frozen soils issues. We're hoping that we will continue with the mild winter and they will be able to work in March.

Vote: Mr. DiMondi - Yes
Ms. Hansen - Yes
Mr. Ryan - No
Mr. Sheldon - No
Mr. McCabe - Yes
Mr. Pryor - Yes

**Motion Adopted
(4 Yes 2 No 1 Absent)**

E. LEACHATE TREATMENT UTILIZING WETLAND AND LANDFILL PHYTO-CAP FOR AREA A/B AT THE CENTRAL SOLID WASTE MANAGEMENT CENTER

Moved by Mr. Ryan

“The Board of Directors go into Executive Session.”

Second – Mr. Sheldon

Vote – Unanimous
(DiMondi, Hansen, Ryan,
Sheldon, McCabe, Pryor)

Motion Adopted
(unanimous)

Moved - Mr. DiMondi

“The Board of Directors return to regular session.”

Second – Mr. Sheldon

Vote – Unanimous
(DiMondi, Hansen, Ryan,
Sheldon, McCabe, Pryor)

Motion Adopted
(unanimous)

PUBLIC COMMENT

Mr. Kramer asked who picks up the recycling and where does it go? Mr. Canzano responded that Allied Waste picks up the recycling and takes it to our facility at Pigeon Point. Mr. Kramer asked if the material was separated. Mr. Canzano replied that we have agreements with four different material recovery facilities that take the single stream material for an average of \$45.00/ton. Mr. Kramer asked who determines the price. Mr. Canzano stated that we shop around for the best price on a weekly basis. Mr. Kramer asked if the program is making money. Mr. Canzano replied that it does generate revenue but it doesn't pay the full cost of the program, which is why we charge \$6.00/month for residents.

NEW BUSINESS

Motion J – Mr. Ryan

“The Board Meeting is adjourned.”

Second: Mr. Sheldon

Vote – Unanimous
(DiMondi, Hansen, Ryan
Sheldon, McCabe, Pryor)

Motion Adopted
(unanimous)

Respectfully submitted,

Libby J. Kelley

Meeting Adjourned: 6:00 p.m