

County of Franklin Solid Waste Management Authority

Minutes of Meeting July 27, 2017
2nd Floor Conference Room, Courthouse

The meeting was called to order by Chairman Tom MacDonald at 3:00pm.

The following members were present:

Tim Carter, Andrea Dumas, Dale Earl, Warren Gaggin, Tom MacDonald and Dave Rhodes.

Also present at the meeting were: George Eades, Executive Director: Ellen Hooker-Clooney, Secretary - Vice Treasurer: Todd Perry, Solid Waste Engineer: Brian Stewart, Attorney. Guests present were: Attorney Larry Fox, Attorney Mark Goldberg, Town of Westville Supervisor Rod Lauzon and The Malone Telegram Reporter Josh Davis.

RESOLUTION NO. 39 - APPROVAL TO WAIVE THE READING OF THE JUNE 29, 2017 MEETING MINUTES

RESOLVED: The governing body of the Authority hereby agrees to waive the reading of the minutes of the June 29, 2017 meeting. The foregoing motion was made by Warren Gaggin and seconded by Tim Carter. All members present in favor of the motion. Whereupon the Resolution was declared duly adopted, a copy attached hereto.

RESOLUTION NO. 40 - APPROVAL OF THE JUNE 29, 2017 MEETING MINUTES

RESOLVED: The governing body of the Authority hereby approves the minutes of the June 29, 2017 meeting. The foregoing motion was made by Dave Rhodes and seconded by Dale Earl. All members present in favor of the motion. Whereupon the Resolution was declared duly adopted, a copy attached hereto.

PUBLIC COMMENT PERIOD -

Town of Westville Supervisor Rod Lauzon spoke of concerns of the Host Community Agreement that has been in effect since 2009.

RESOLUTION NO. 41 - APPROVAL OF THE JUNE 2017 FINANCIAL STATEMENTS

RESOLVED: The foregoing motion for approval of the June 2017 Financial Statements. The foregoing motion was made by Tim Carter and seconded by Warren Gaggin. All members present in favor of the motion. Whereupon the Resolution was declared duly adopted, a copy attached hereto.

MONTHLY BILLS - Board members acknowledged receipt of an abstract of the June 2017 monthly bills. Dave Rhodes asked about vendor Liftech purchases. Andrea Dumas spoke about a vendor tow bill along with employee mileage log reports.

UNFINISHED BUSINESS -

- Dave Rhodes asked about time clocks and security cameras. Several different companies have been contacted with regards to both items and waiting for quotes to be submitted.
- Paving bids for the Regional Landfill have been opened and the lowest bidder was Barrett Paving Company from Watertown, NY. Barton & Loguidice DPC has reviewed all bid packets to verify the information.

RESOLUTION NO. 42 - APPROVAL TO AUTHORIZE BARRETT PAVING COMPANY TO COMPLETE THE REGIONAL LANDFILL PAVING PROJECT.

RESOLVED: The governing body of the Authority hereby agrees to authorize Barrett Paving Company, Watertown, NY to complete the paving project at the Regional Landfill. The foregoing motion was made by Dave Rhodes and seconded by Warren Gaggin. Members present in favor of the motion were Tim Carter, Dale Earl, Warren Gaggin, Tom MacDonald and Dave Rhodes. Member Andrea Dumas abstained. Whereupon the Resolution was declared duly adopted, a copy attached hereto.

NEW BUSINESS -

- George Eades stated that the United Public Service Employees Union ratified the 5 year contract on behalf of their members. It will go in effect July 1, 2017.
- Authority Budget Office (ABO) online training is still available for those who need to participate. Fiduciary documents were presented to members to sign and return to be able to have on file with the ABO.

RESOLUTION NO. 43 - APPROVAL TO ACCEPT THE 2017 - 2022 UNION CONTRACT WITH UNITED PUBLIC SERVICE EMPLOYEES UNION

RESOLVED: The governing body of the Authority hereby agrees to accept the 2017 - 2022 Union Contract with United Public Service Employees Union. The foregoing motion was made by Tim Carter and seconded by Warren Gaggin. All members present in favor of the motion. Whereupon the Resolution was declared duly adopted, a copy attached hereto.

Executive Session was called at 3:25pm with a motion made by Dave Rhodes and seconded by Tim Carter. All members present in favor of the motion.

Executive Session ended at 5:38pm.

The regular meeting resumed with members Tim Carter, Andrea Dumas, Warren Gaggin, Tom MacDonald and Dave Rhodes. Member Dale Earl had left Executive Session at 4:07pm.

A discussion with regards to Host Community agreements with the Towns of Constable and Westville was had as to proper payments in regards to miscalculation of payment amounts from prior years, going back to the original contract date of 2009. A discussion was had concerning the statute of limitations on such an error and the consensus of opinion was that the Authority should make payment to the Towns without regard to such a limitation period. A discussion was had about past paid real estate taxes which are disputed and whether such amounts should be recaptured at this point. The consensus of opinion was that such an attempt would not be proper.

A motion (Resolution 44) was made by Andrea Dumas to pay each town \$110,781.33 respectively, that being the recalculated balance due to them, with payments to be made in a lump sum. Warren Gaggin seconded the motion. Voting "Yes" were Andrea Dumas, Warren Gaggin and Dave Rhodes. Tim Carter voted "No". Tom MacDonald abstained. The motion was not carried.

RESOLUTION NO. 44 - MOTION TO PAY HOST COMMUNITIES CONSTABLE AND WESTVILLE ADDITIONAL PAYMENTS PER 2009 AGREEMENT

NOT ADOPTED: The governing body of the Authority hereby agrees to pay additional money to the Host Communities Constable and Westville for the amount of \$110,781.33 in one payment respectfully. The foregoing motion was made by Andrea Dumas and seconded by Warren Gaggin. Members present in favor of the motion were Andrea Dumas, Warren Gaggin and Dave Rhodes. Member Tim Carter voted No and Member Tom MacDonald abstained. Whereupon the Resolution was declared not adopted, a copy attached hereto.

ADJOURNMENT - At 5:41pm the meeting was adjourned with motion made by Warren Gaggin and Tim Carter second the motion. All members present were in favor of the adjournment.

Special Board Meeting to continue discussion of Ongoing Litigation is scheduled for August 7th at 3pm in the 2nd Floor Conference Room of the Franklin County Court House.

Special Board Meeting to meet with Franklin County Legislators is to be scheduled for August 10th at 3pm in the Legislator's Chamber of the Franklin County Court House.

Next Board meeting to be held on September 28, 2017.

Respectfully submitted,

Ellen Hooker Clookey
Secretary to the Board