

AGENDA

REGULAR MEETING

SANTA FE SOLID WASTE MANAGEMENT AGENCY JOINT POWERS BOARD

September 15, 2011
12:00 P.M.

LEGAL CONFERENCE ROOM
SANTA FE COUNTY COURTHOUSE
102 GRANT AVENUE
SANTA FE, NM

CITY CLERK'S OFFICE

DATE 9-7-11 TIME 4:47pm

SERVED BY Burdell Kippner

RECEIVED BY [Signature]

- I. Call to Order**
- II. Roll Call**
- III. Approval of Agenda**
- IV. Approval of Minutes for Regular Meeting - August 11, 2011**
- V. Matters from the Public**
- VI. Matters from the Executive Director**
 - (A) Request for Approval to Purchase 10-Gauge Annealed Stand Wire from L&P Wire-Tie Systems of Carthage, MO, for the MRF Baling Operation at the Buckman Road Recycling and Transfer Station in the Amount of \$23,716.00.
 - (B) Request for Approval to Purchase Recycling Containers from Waste Equip of Denver, CO, Under HGAC Contract No. RC08-10 for the New Household Hazardous Waste Collection Facility and the New Recycling Drop-Off Center at the Buckman Road Recycling and Transfer Station in the Amount \$20,022.00.
 - (1) Approval of Budget Increase from 5502.100700 (Equipment Replacement Reserve) to 52504.570500 (Equipment Capital Outlay) in the Amount of \$20,022.00.
 - (C) Request for Approval of Amendment No. 2 to Professional Service Agreement with Rinchem Company, Inc. of Albuquerque, NM, for Tasks 4 Through 8 for the Management of Household Hazardous Waste at the Buckman Road Recycling and Transfer Station in the Amount of \$65,367.92.
 - (D) Request for Approval of Final Closure/Post-Closure and Phase I/II Assessment Cost Estimates Report for the Caja del Rio Landfill.
 - (E) Discussion with Possible Action to Amend the Membership of the Solid Waste Advisory Committee.
- VII. Matters from the Board**
- VIII. Next Meeting Date**
- IX. Adjournment**

Anyone needing further information or requiring special needs for the disabled should contact Jodie Gonzales at (505) 424-1850, extension 120.

SUMMARY INDEX
CITY AND COUNTY OF SANTA FE
SOLID WASTE MANAGEMENT AGENCY
REGULAR BOARD MEETING
September 15, 2011

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
CALL TO ORDER & ROLL CALL	Quorum	1
APPROVAL OF THE AGENDA	Approved [amended]	2
APPROVAL OF THE MINUTES – AUGUST 11, 2011	Approved	2
MATTERS FROM THE PUBLIC	Information/discussion	2-3
<u>MATTERS FROM THE EXECUTIVE DIRECTOR</u>		
REQUEST FOR APPROVAL TO PURCHASE 10-GAUGE ANNEALED STAND WIRE FROM L&P WIRE-TIE SYSTEMS OF CARTHAGE, MO, FOR THE MRF BALING OPERATION AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$23,716.00	Approved	3-4
REQUEST FOR APPROVAL TO PURCHASE RECYCLING CONTAINERS FROM WASTE EQUIP OF DENVER, CO., UNDER HGAC CONTRACT NO. RC08-10 FOR THE NEW HOUSEHOLD HAZARDOUS WASTE COLLECTION FACILITY AND THE NEW RECYCLING DROP-OFF CENTER AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$20,022.00	Approved	4-5
APPROVAL OF BUDGET INCREASE FROM 5502.100700 (EQUIPMENT REPLACEMENT RESERVE) TO 52504.570500 (EQUIPMENT CAPITAL OUTLAY) IN THE AMOUNT OF \$ 20,022.00	Approved	5
REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICE AGREEMENT WITH RINCHEM COMPANY, INC., OF ALBUQUERQUE, NM, FOR TASKS 4 THROUGH 8 FOR THE MANAGEMENT OF HOUSEHOLD HAZARDOUS WASTE AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$65,367.92	Approved	5-6

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
REQUEST FOR APPROVAL OF FINAL CLOSURE/POST-CLOSURE AND PHASE I/II ASSESSMENT COST ESTIMATES REPORT FOR THE CAJA DEL RIO LANDFILL	Approved	6-7
DISCUSSION WITH POSSIBLE ACTION TO AMEND THE MEMBERSHIP OF THE SOLID WASTE ADVISORY COMMITTEE	Postponed to the next meeting	7
MATTERS FROM THE BOARD	Information/discussion	7-8
NEXT MEETING DATE	To be determined	8
ADJOURNMENT		8

**SOLID WASTE MANAGEMENT AGENCY
JOINT POWERS BOARD MEETING
Legal Conference Room
Santa Fe County Courthouse
September 15, 2011**

I. CALL TO ORDER

A meeting of the City and County of Santa Fe Solid Waste Management Agency Joint Powers Board (SWMA) was called to order by Councilor Rosemary Romero, Chair, on Thursday, September 15, 2011, at approximately 12:00 noon, in the Legal Conference Room Santa Fe County Courthouse, 102 Grant Avenue, Santa Fe, New Mexico.

II. ROLL CALL

MEMBERS PRESENT:

Councilor Rosemary Romero, Chair
Commissioner Kathy Holian
Commissioner Daniel Mayfield
Councilor Ronald S. Trujillo
[Vacancy]

MEMBERS EXCUSED:

Commissioner Virginia Vigil

STAFF PRESENT:

Randall Kippenbrock, Executive Director – SWMA
Angelica Salazar – SWMA
Justin Miller, Legal Counsel
Melessia Helberg, Stenographer

At the time the meeting was called to order, there was not a quorum of the membership in attendance, and the Chair heard Matters from the Public. With the arrival of Councilor Trujillo, there was a quorum of the membership for conducting official business.

III. APPROVAL OF THE AGENDA

Mr. Kippenbrock said we are postponing Item VI(E) to the next meeting at the request of Commissioner Vigil.

MOTION: Commissioner Holian moved, seconded by Councilor Trujillo, to approve the Agenda as presented.

VOTE: The motion was approved unanimously on a voice vote.

IV. APPROVAL OF THE MINUTES – AUGUST 11, 2011

Mr. Kippenbrock said there is a ministerial change on page 15 of the minutes, paragraph 1, line, which should be “ten” instead of “one.” He said a replacement page will be issued.

MOTION: Commissioner Holian moved, seconded by Commissioner Mayfield, to approve the minutes of the regular meeting of August 11, 2011, as corrected.

VOTE: The motion was approved on a voice vote, with Commissioner Holian, Commissioner Mayfield and Chair Romero voting in favor of the motion, no one voting against and Councilor Trujillo abstaining.

V. MATTERS FROM THE PUBLIC

Neva Von Peski said at the last meeting, the Committee was urging everyone to sign up at the catalog website. She said she went to the website to do so, but it asked for her email and password. She said if you do this, you give them the right to represent you, which she doesn't want. She said it is curious, if not suspicious, that everyone on Richard Hertzberg's email list received an email, supposedly from Richard Hertzberg in Italy, to get in touch with him to send money. She said she assumed Mr. Hertzberg signed up to see how it worked. She asked if it is a rogue company or a rogue employee doing this.

Mr. Randall said no. He said Mr. Hertzberg's email account got hacked. He said this has happened to multiple people who might not be connected. He said in asking you to give them your name and password, they are asking for you to create a password. He said this is a totally unrelated event.

Ms. Von Peski said she printed out the page requesting her email and password, and it is not clear that they want you to create your own password. She said you need to contact them and have them clarify what they want from people signing up for this service.

Commissioner Holian said when she signed up she understood they were asking her to create her own password.

Mr. Kippenbrock said he will work with Catalogue Choice so they can make it clear that they are asking people to create their own password. Mr. Kippenbrock said Mr. Hertzberg has one of the old AOL addresses, noting he has a different email account now, and understands Mr. Hertzberg is looking at buying a MAC.

Ron Trujillo arrived at the meeting

VI. MATTERS FROM THE EXECUTIVE DIRECTOR

(A) REQUEST FOR APPROVAL TO PURCHASE 10-GAUGE ANNEALED STAND WIRE FROM L&P WIRE-TIE SYSTEMS OF CARTHAGE, MO, FOR THE MRF BALING OPERATION AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$23,716.00

Randall Kippenbrock, Executive Director, presented information regarding this matter from his Memorandum of September 10, 2011, with attachments, to the SFSWMA Joint Powers Board, which is incorporated herewith to these minutes as Exhibit "1." Please see Exhibit "1" for specifics of this presentation.

Mr. Kippenbrock provided a sample of the baling wire which comes in 5 and 8 strands. He said they use about 7,000 bales annually with 5 strands and 9,000 bales if it is 8 strands. He said they purchase it by the truckload.

Mr. Mayfield asked if we get credit from the vendor for the baling wire.

Mr. Kippenbrock said no, although some do deduct a credit for the wire.

Commissioner Mayfield asked if the vendor is recycling the wire, and Mr. Kippenbrock said yes.

MOTION: Commissioner Holian moved, seconded by Councilor Trujillo, to approve Item VI(A) as presented.

VOTE: The motion was approved unanimously on a voice vote.

(B) REQUEST FOR APPROVAL TO PURCHASE RECYCLING CONTAINERS FROM WASTE EQUIP OF DENVER, CO., UNDER HGAC CONTRACT NO. RC08-10 FOR THE NEW HOUSEHOLD HAZARDOUS WASTE COLLECTION FACILITY AND THE NEW RECYCLING DROP-OFF CENTER AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$20,022.00.

(1) APPROVAL OF BUDGET INCREASE FROM 5502.100700 (EQUIPMENT REPLACEMENT RESERVE) TO 52504.570500 (EQUIPMENT CAPITAL OUTLAY) IN THE AMOUNT OF \$ 20,022.00

Randall Kippenbrock, Executive Director, presented information regarding this matter from his Memorandum dated September 10, 2011, with attachments, to the SFSWMA Joint Powers Board, is incorporated herewith to these minutes as Exhibit "2." Please see Exhibit "2" for specifics of this presentation.

Commissioner Mayfield asked if there is no local vendor we can use.

Mr. Kippenbrock said MCP is a local vendor, but he is unsure where they purchase their containers. He said historically, we purchase from Waste Equip.

Commissioner Mayfield said he would like Mr. Kippenbrock to look at MCP in the future, saying he would like to keep the taxes in New Mexico.

Mr. Mayfield said there would be no taxes on this purchase, but he will look at MCP in the future.

Councilor Trujillo said there were a lot of old containers at Siler, and asked what happened to those – did we sell them or send them to auction.

Ms. Wheeler said all of that has been sold or scrapped, and everything at the yard is now functional and all of the stocks have been repaired or replaced. She said there are no spares.

MOTION: Commissioner Holian moved, seconded by Councilor Trujillo, to approve Item VI(B) as presented.

VOTE: The motion was approved unanimously on a voice vote.

MOTION: Councilor Trujillo moved, seconded by Commissioner Holian, to approve Item VI(B)(1) as requested.

VOTE: The motion was approved unanimously on a voice vote.

(C) REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICE AGREEMENT WITH RINCHEM COMPANY, INC., OF ALBUQUERQUE, NM, FOR TASKS 4 THROUGH 8 FOR THE MANAGEMENT OF HOUSEHOLD HAZARDOUS WASTE AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$65,367.92.

Randall Kippenbrock, Executive Director, presented information regarding this matter from his Memorandum dated September 10, 2011, with attachments, to the SFSWMA Joint Powers Board, is incorporated herewith to these minutes as Exhibit "3." Please see Exhibit "3" for specifics of this presentation

Mr. Kippenbrock noted Tasks 1 through 3 are complete. He said they will be breaking ground on the site as early as next week, with completion within 150 calendar days, to open in March 2012, but it could be earlier. He said he will use the pre-construction time to sit with Rinchem as part of the RFP to look at other services with them.

Mr. Kippenbrock reviewed Tasks 4-8 with the Board. He said Tasks 5-7 are on an as-needed basis, in an amount which he believes to be appropriate.

Commissioner Mayfield asked, with the exception of Tasks 5-7, when the other tasks will be completed.

Mr. Kippenbrock said Tasks 3 and 4 will be completed prior to opening of the facility. He said Task 5 will be completed within the first month after opening the facility. He said this is the first year of a four-year contract which will be reviewed and evaluated annually, and Tasks 5-7 will be reviewed and evaluated to see if additional funds will be needed.

Commissioner Mayfield asked if the contract is in the same amount each year.

Mr. Kippenbrock said this is still a new venture, and \$150,000 has been set aside for the first year.

Commissioner Mayfield asked if the contract savings will be rolled over annually in the budget, and Mr. Kippenbrock said yes.

Commissioner Mayfield would like a report in writing to this Board at the end of the fiscal year with regard to this activity.

MOTION: Commissioner Holian moved, seconded by Councilor Trujillo to approve Item VI(C) as requested.

VOTE: The motion was approved unanimously on a voice vote.

Chair Romero said this has been a long time coming, commenting there was a little delay but everything is now back on track.

**(D) REQUEST FOR APPROVAL OF FINAL CLOSURE/POST-CLOSURE AND
PHASE I/II ASSESSMENT COST ESTIMATES REPORT FOR THE CAJA DEL
RIO LANDFILL**

Randall Kippenbrock, Executive Director, presented information regarding this matter from his Memorandum dated September 10, 2011, with attachments, to the SFSWMA Joint Powers Board, is incorporated herewith to these minutes as Exhibit "4." Please see Exhibit "4" for specifics of this presentation.

Mr. Kippenbrock said the CPI is 0.4%. He said the number of acres to be closed hasn't changed, and there have been no changes in conditions.

Commissioner Mayfield asked if this fund is earning interest.

Mr. Kippenbrock said yes, but not as much as in the past. He said there is approximately \$6 million in the fund which is more than required, but because the funds are in reserve, we have to go through the State NMED. He said the funds are restricted by audit, and the funds are managed by the City of Santa Fe.

Chair Romero reiterated that it is a mandatory reserve, and because City manages the fund, it is more complicated. She said it is in fund 5509 and it stays there.

Commissioner Mayfield said then it can't be touched or used except for the allowed purposes, and essentially is in a "lockbox."

Chair Romero said yes, and reiterated the funds are in a mandated reserve, set aside and are untouchable, and are to be used specifically only for closure and post closure.

Commissioner Mayfield asked if there are limitations on how the funds are held and Mr. Kippenbrock said it is in a trust fund.

Commissioner Mayfield asked if the funds are invested in insured investments.

Mr. Kippenbrock said it is in insured investments, commenting that any other kinds of investments are not permitted for governmental funds.

MOTION: Councilor Trujillo moved, seconded by Commissioner Holian, to approve Item VI(D) as requested.

VOTE: The motion was approved unanimously on a voice vote.

(E) DISCUSSION WITH POSSIBLE ACTION TO AMEND THE MEMBERSHIP OF THE SOLID WASTE ADVISORY COMMITTEE.

This item is postponed to the next meeting of the Board.

VII. MATTERS FROM THE BOARD

Councilor Trujillo asked if anybody has contacted the DOT regarding the basalt stockpile by the railroad. He said he understood SWMA was going to contact the DOT about using this for DOT trail enhancement and landscaping.

Mr. Kippenbrock said he called, but no one called him back.

Councilor Trujillo asked him to contact Frank Slipless at the main DOT office, commenting that he understands the DOT may be interested.

Responding to Commissioner Mayfield, Mr. Kippenbrock said he spoke with the BLM geologist, and there is an entity that wants the basalt, but doesn't want to pay the royalty of 69 cents per ton which will apply. He said the entity will have to apply to the BLM to waive the fee.

Commissioner Mayfield asked if the DOT pays for the basalt.

Chair Romero said if it is another governmental agency that is acquiring the basalt, they won't pay the royalty, but it is charged on sales other than to government entities.

Commissioner Mayfield asked about the cost of processing.

Mr. Kippenbrock said the cost is \$6 per ton, with \$1.50 in royalty coming back to the City, and 69 cents of the royalty goes back to the BLM. He said if an entity is granted a waiver, the 69 cents still goes back to the BLM.

Mr. Kippenbrock said the boulders are free, but they still pay the sixty nine cent royalty.

Responding to Commissioner Mayfield, Mr. Kippenbrock said the equipment belongs to the contractor, Del Hur, who processes the material and sells it commercially.

Commissioner Mayfield said he has more questions, but will meet privately with Mr. Kippenbrock in this regard.

Chair Romero said if it helps us to get rid of the large stockpile we want to do that.

VIII. NEXT MEETING DATE

To be determined.

IX. ADJOURNMENT

There was no further business to come before the Board, and the meeting was adjourned at approximately 12:45 p.m..

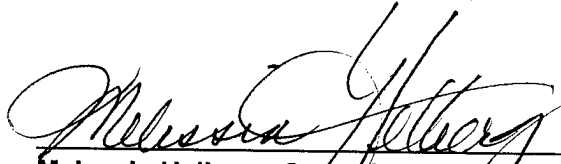
APPROVED BY:

Rosemary Romero, Chair

ATTESTED TO:

Yolanda Y. Vigil, City Clerk

SUBMITTED BY:



Melessia Helberg, Committee Stenographer