

MEMORANDUM

TO: Authority Board of Directors
FROM: Joshua J. Olbrys, Executive Director
DATE: December 6, 2024
RE: Meeting Notice & Tentative Agenda – Monday, December 16, 2024 – 4:30 PM

A regular meeting of the Oneida-Herkimer Solid Waste Management Authority is scheduled for Monday, December 16, 2024, at 4:30 PM in the Authority public meeting room, 1600 Genesee Street, Utica, NY 13502. **Board Members will continue to have the option of participating in-person or via Zoom and will be emailed a private Zoom link to participate, prior to the meeting.**

1. Pledge of Allegiance
2. Approval of November 18, 2024 Minutes
3. Public Comment Period
4. 2024 Recycling Champion – Utica Creative Reuse - Resolution
5. Proposed 2025 Budget - Resolution
6. 2024 Supplemental Appropriations and Budget Transfers - Resolution
7. Award of Contract for Transportation of Wastewater Treatment By-Products - Resolution
8. Approval of an Agreement for the Purchase and/or Marketing of Processed Paper Recyclables - Resolution
9. Approval of an Agreement for Scrap Tire Removal and Recycling - Resolution
10. Approval of Professional Services Agreement with Trainor Associates - Resolution
11. USDA-APHIS-WS Intergovernmental Agreement - Resolution
12. Designation of 2025 Meeting Dates and Official Publications - Resolution
13. Election of Officers and Committee Appointments for 2025 - Resolution

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GET SOCIAL WITH THE AUTHORITY:



AUTHORITY MEETING MINUTES
November 18, 2024

DRAFT

Board Members Present: Chairman Kenneth Long, Vice Chairman Vincent Bono, Steven Boucher, Robert Comis, James D’Onofrio, Barbara Freeman, James Franco, Nancy Novak (via Zoom), Treasurer Richard Redmond (via Zoom) and James Williams

Authority Staff Present: Joshua Olbrys, Jodi Tuttle, Joseph Artessa, Eileen Brinck, Justin Fitch, Hailey Hutchinson, Pat Lisandrelli and Andrew Opperman

Others Present: Authority Counsel Kevin Martin

Chairman Long called the November 18, 2024, Authority Board meeting to order at 4:30 PM and opened with the Pledge of Allegiance.

A motion was made by Mr. Bono, seconded by Ms. Freeman, and passed to approve the September 16, 2024, Authority Minutes.

At 4:32 PM a motion was made by Mr. D’Onofrio, seconded by Mr. Franco, and passed to open the Public Hearing on the Authority’s Proposed 2025 Budget.

Executive Director Joshua Olbrys and Comptroller Joe Artessa presented an overview of the proposed 2025 budget through a PowerPoint presentation. Mr. Olbrys was pleased to announce that the Authority will maintain tipping fees for municipal solid waste, sludge, local solid waste and source separated organics/food waste for 2025. The Authority will continue to offer two reduced tip fee programs to assist Oneida-Herkimer Counties and its municipalities for disposal of debris following a disaster, such as a flood, and will assist Industrial Development Agencies related to Brownfield clean-up and IDA projects. Mr. Olbrys attributed the ability to keep tipping fees low to the Authority having such an integrated and expansive system. Mr. Olbrys announced that there will be no fee for recycling for the 34th consecutive year. Mr. Olbrys reviewed waste volumes for 2025. He explained that these projections are based on conservatively tracking six months of waste volume totals in 2024. He pointed out increases in construction and demolition material are related to the 2024 tornado in the City of Rome, as well as the Authority’s regional demolition program. Mr. Olbrys reviewed recycling revenue by commodity. While tipping fees continue to be the main driver of Authority revenue, the Authority has started to see a steady increase in revenue from the sale of recyclable materials. Mr. Olbrys stated that the out-of-county recyclables processing revenue has slightly increased with the projected annual tonnage from Oswego, Lewis and Fulton Counties.

Mr. Olbrys noted that the Authority will continue to operate two engines at its power facility, as per its agreement with WM Renewable Energy through June 2025.

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The Authority projected six months of landfill gas revenue in anticipation of construction of the renewable nature gas operation coming online in 2026. Carbon credit revenue is budgeted through September 2025 with projected revenue of \$600,000.

Authority Comptroller Joseph Artessa presented the Authority's proposed 2025 budget system expenditures. Mr. Artessa noted an increase to the allocation of funds for the Recycling Center due to the need for facility updates and repairs. The allocation of funds for the Authority's Administrative Office will decrease in 2025 due to an eliminated job position, while the Authority's Landfill will see an increase due to planned facility projects. The Authority's Eastern Transfer Station in Utica will remain steady in budget between 2024 and 2025, while the Western Transfer Station in Rome will increase. Mr. Artessa stated that overall, the Authority is requesting \$1,000,000 more in system expenditures for 2025. The Authority's 2025 proposed capital plan equals \$8,325,000, with a total proposed budget of approximately \$30,000,000.

Mr. Olbrys reported that the 2025 proposed landfill reserves total \$2,400,000 [\$800,000 landfill equipment replacement and \$1,600,000 landfill liner extension]. The 2025 proposed capital plan totals \$8,325,000 with projections through 2029 and includes system-wide heavy equipment and vehicles, and landfill cell closures and expenditures for landfill gas system expansion that will be funded through an established reserve.

Comptroller Joseph Artessa reviewed 2025 proposed revenues by category, 2025 expenses by departments, and 2025 expenses minus capital by category. Mr. Artessa announced that the Authority is reaching the end of its debt service on the 2006 bonds and that the Authority will have no debt after 2026.

Mr. Olbrys said that the proposed budget totals \$30,300,000 in system revenues/expenses including \$6,600,000 in municipal revenues/expenses. He then reviewed the proposed 2025 budget for the six municipalities in which the Authority administers the respective municipal programs. He noted that City of Utica Solid Waste Service Charge fees will not increase in 2025, and the cost of City blue bags will also remain unchanged.

Authority Board Secretary Jodi Tuttle confirmed that there were no public comments received on the proposed 2025 budget. However, a local hauler that was present at this public hearing raised concerns over lack of verification and the fairness of fees being charged to non-contract vs. contracted haulers disposing of construction and demolition debris (C&D) with dump trailers at Authority facilities. Following a brief discussion, Mr. Olbrys offered to contact the hauler to further discuss the concerns raised.

At 5:32 PM, a motion was made by Ms. Freeman, seconded by Mr. Comis, and passed to close the Public Hearing.

Chairman Long re-opened the regular meeting of the Authority.

There were no public comments received for the regular public comment period.

Mr. Olbrys said that Resolution No. 17 before the Board would approve a reduced tip fee for the City of Rome clean-up from the July 16, 2024 tornado.

AUTHORITY MEETING MINUTES

NOVEMBER 18, 2024

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Mr. Olbrys stated that the City of Rome suffered property damage to the former St. Mary of the Assumption Church, located on 208 West Liberty Street, resulting in an estimated 6,000 tons of disaster debris.

Resolution No. 17 was introduced by Mr. Boucher, seconded by Mr. Bono, and passed approving a reduced tip fee for the City of Rome clean-up from the July 16, 2024, tornado.

Recycling Coordinator Eileen Brinck announced the winners of the Authority's recent Plastic Film Challenge. The winners, Sauquoit Elementary and Camden High School, will have the opportunity to be featured in a video with "Binny" on the Authority's website. There were 12 participants in total. All participants will be receiving participation awards.

Ms. Brinck also announced the winners of the Authority's annual Green Halloween Costume Contest. First and second place winners received Amazon gift cards, and the third-place winner an Authority swag bag.

Board Member Barbara Freeman spoke about a course she recently taught at MVCC titled, "Your Innovative Solid Waste System." Ms. Freeman stated that her goal in teaching this course was to make people realize the scope of our solid waste system, that it's an evolving system, when better technologies come along that the Authority investigates and often implements them, the Authority is nationally recognized, and that this is a self-funded system with no tax money used. Ms. Freeman taught a variety of topics, including a segment on the Regional Landfill. Ms. Freeman thanked Executive Director Joshua Olbrys, former Executive Directors Hans Arnold and William Rabbia, Recycling Coordinator Eileen Brinck, Director of Recycling Emily Albright, and Authority Comptroller Joseph Artessa for their knowledge and assistance in preparing course material. She also encouraged utilizing the Authority's website [www.ohswa.org] as it contains valuable information.

At 5:48 PM, a motion made by Mr. Comis, seconded by Mr. D'Onofrio, and passed to go into executive session to discuss proposed litigation. Chairman Long noted that there would be no public business conducted, following the executive session.

At 6:16 PM, a motion was made by Mr. Bono, seconded by Ms. Freeman and passed to come out of executive session and to adjourn the regular meeting of the Authority.

Respectfully submitted,

Jodi M. Tuttle
Authority Secretary

Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 18

Introduced By:

Seconded By:

RE: COMENDING UTICA CREATIVE REUSE AS 2024 RECYCLING CHAMPION

WHEREAS, Utica Creative Reuse is the first creative reuse center to be established in Utica, NY; and

WHEREAS, Utica Creative Reuse was founded with the mission to divert usable arts and crafts materials from the waste stream and return them to the community through an art supply thrift store and makerspace; and

WHEREAS, Utica Creative Reuse has brought the community together through providing a resource for the donation and purchase of art supplies as well as creating a space where individuals can learn how to use these materials; and

WHEREAS, Utica Creative Reuse engages the community with the idea of reuse through providing free workshops and Repair Café events; and

WHEREAS, Utica Creative Reuse sponsors the Trash to Treasure Art Challenge, which encourages community members to create art from found objects or trash items that they clean up within their community; and

WHEREAS, Utica Creative Reuse has diverted 5,797 pounds of art materials from the waste stream since September 2023; now, therefore be it

RESOLVED, that the Oneida-Herkimer Solid Waste Management Authority recognizes the outstanding work being done by Utica Creative Reuse by presenting them with the Authority's 2024 Recycling Champion Award to commend their fine example.

Adopted by the following vote:

AYES ___ Nays ___

Dated:

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GET SOCIAL WITH THE AUTHORITY:



Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 19

Introduced by:

Seconded by:

RE: APPROVAL OF 2025 ONEIDA-HERKIMER SOLID WASTE MANAGEMENT AUTHORITY BUDGET, 2025 RATE SCHEDULE, AND THE SOLID WASTE COLLECTION AND DISPOSAL PERMIT RULES AND REGULATIONS

WHEREAS, the Authority commenced the budget preparation process in August 2024; and

WHEREAS, the Finance Committee of the Board of Directors reviewed financial information, revenue estimates, and expenditure requests and the Finance Committee evaluated alternatives and compiled a proposed budget for 2025; and

WHEREAS, the proposed budget for the Oneida-Herkimer Solid Waste Management Authority for 2025 was distributed on October 28, 2024 in conformance with the Public Authorities Accountability Act, the Authority statute and bylaws; and

WHEREAS, the proposed budget has been available for public comment since October 28, 2024 and it was also the subject of a public briefing at the Authority meeting on November 18, 2024; and

WHEREAS, a public hearing was held on November 18, 2024, to receive and consider public comment on the proposed budget; and

WHEREAS, all other provisions of the Public Authorities Accountability Act, Authority Statute and Bylaws were met with respect to the proposed budget; and

WHEREAS, the proposed budget for the Authority covers the revenues and expenditures for the Administrative function, the Western Transfer Station, the Eastern Transfer Station, the Green Waste Compost Facility, the Recycling Center, the Household Hazardous Waste Facility, Debt Service, the Regional Landfill Facility, the Utica collection function, the Ilion collection function, the Frankfort collection function, the Mohawk collection function, the Dolgeville collection function and the Herkimer collection function; and

WHEREAS, the Authority is continuing a system of fees and charges which meet all its obligations and support its functions and also provide direct economic incentives to maximize recycling; and

RESOLVED, that the Authority adopts the 2025 proposed budget; and be it further

RESOLVED, the attached schedule of charges be adopted for Authority Services for 2025; and be it further

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Introductory No.
Resolution No. 19
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RESOLVED, that the Authority hereby approves the Solid Waste Collection and Disposal Permit Rules and Regulations as attached; and be it further

RESOLVED, that the Authority reserves the right to establish or amend fees, as it may deem necessary, at a later date.

Adopted by the following vote:

AYES__ NAYS__

Dated:

2025 PROPOSED FEE SCHEDULE WASTE CLASS	CONTRACT PERMITTED HAULER RATE PER TON OR RATE PER ITEM	NON-CONTRACT PERMITTED HAULER RATE PER TON OR RATE PER ITEM	RESIDENT RATE PER TON OR RATE PER ITEM
Municipal Solid Waste (MSW) [Non-Recyclable Waste]	\$60.00	\$115.00	\$60.00
Local Solid Waste (LSW) [Non-Recyclable Waste]	\$50.00	N/A	N/A
Sludge	\$60.00	\$115.00	N/A
Source Separated Organics (SSO) *	\$40.00	\$115.00	N/A
Construction & Demolition (C&D)	\$58.00	\$115.00	\$58.00
C&D Trucking & Disposal Roll-Off	\$73.00	N/A	N/A
C&D Trucking & Disposal Trailer	\$58.00	N/A	N/A
C&D - Trailer Direct Haul	\$50.00	N/A	N/A
SSO Mixed with 25% MSW/ 25% Recyclables *	\$120.00	\$230.00	\$120.00
Waste Mixed with 25% Recyclables	\$120.00	\$230.00	\$120.00
Recyclables Mixed with Unacceptable Material	\$120.00	\$230.00	\$120.00
Select C&D (Clean Fill Only i.e., asphalt, concrete, brick and stone)	\$25.00	N/A	\$25.00
Clean Wood Pallets	\$15.00	\$15.00	\$15.00
Direct Haul Special Waste	\$55.00	\$87.00	N/A
Direct Haul Asbestos (1 ton minimum up to 4,000 tons)	\$80.00	\$159.00	N/A
Direct Haul Bulk Asbestos (> 4,000 tons per year to 8,000 tons per year)	\$70.00	\$159.00	N/A
Direct Haul Bulk Asbestos (> 8,000 tons per year)	\$60.00	\$159.00	N/A
ADC/Contaminated Soil – Regional Landfill Cover	\$15-\$30	N/A	N/A
Single Stream Recyclables (Oneida & Herkimer County)	\$0.00	\$49.00	\$0.00
Out of Region Single Stream Recyclables (Prior Authorization Needed)	TBD	N/A	N/A
Green Waste/Wood Chip Disposal	\$15.00	\$18.50	\$5.00 Flat Fee P/U Truck
Green Waste/Wood Chip Disposal - Minimum Charge	\$5.00	\$5.00	\$5.00
Bagged Compost Out	N/A	N/A	\$3.00 Per Bag
Bulk Compost Out - Large P/U Truck [3 buckets] (we load)	N/A	N/A	\$20.00 Flat Fee
Bulk Compost Out - Small P/U Truck [up to 2 buckets] (we load)	N/A	N/A	\$15.00 Flat Fee
Bulk Compost Out - Less than 100 yd. (we load)	N/A	N/A	\$15.00 Per Yard
Bulk Compost Out - Greater than 100 yd. (we load)	N/A	N/A	\$12.00 Per Yard - By Appointment Only
Bulk Compost Out - Greater than 500 yards per year (we load)	N/A	N/A	\$10.00 Per Yard
Stumps, Root Balls & Oversized Limbs	\$15.00	\$18.50	N/A
Tires up to 20" (Per Tire)	\$2.50	\$3.00	\$2.50
Tires Bulk	\$190.00	\$235.00	\$190.00
Tires on a Rim Add for Each	\$2.00	\$2.00	\$2.00
Household White Goods (i.e. Washers) Per Item	\$0.00	\$0.00	\$0.00
Household Items w/CFCs (i.e. Freezers) Per Item	\$10.00	\$15.00	\$10.00
35-Gallon Bag of MSW/SSO	N/A	N/A	\$2.00
One Bulk Item (i.e. Chair/Sofa/Table)	N/A	N/A	\$5.00
Minimum Load Charge - MSW 0 to 250 lbs.	\$7.50 Flat Fee	\$15.00 Flat Fee	\$7.50 Flat Fee
Minimum Load Charge - MSW 251 to 500 lbs.	\$15.00 Flat Fee	\$28.75 Flat Fee	\$15.00 Flat Fee
Minimum Load Charge - MSW 501 to 750 lbs.	\$22.50 Flat Fee	\$43.25 Flat Fee	\$22.50 Flat Fee
Minimum Load Charge - MSW 751 to 1,000 lbs.	\$30.00 Flat Fee	\$57.50 Flat Fee	\$30.00 Flat Fee
Minimum Load Charge - LSW 0 to 250 lbs.	\$6.25 Flat Fee	N/A	N/A
Minimum Load Charge - LSW 251 to 500 lbs.	\$12.50 Flat Fee	N/A	N/A
Minimum Load Charge - LSW 501 to 750 lbs.	\$18.75 Flat Fee	N/A	N/A
Minimum Load Charge - LSW 751 to 1,000 lbs.	\$25.00 Flat Fee	N/A	N/A
Minimum Load Charge - C & D 0 to 250 lbs.	\$7.25 Flat Fee	\$15.00 Flat Fee	\$7.25 Flat Fee
Minimum Load Charge - C & D 251 to 500 lbs.	\$14.50 Flat Fee	\$28.75 Flat Fee	\$14.50 Flat Fee
Minimum Load Charge - C & D 501 to 750 lbs.	\$21.75 Flat Fee	\$43.25 Flat Fee	\$21.75 Flat Fee
Minimum Load Charge - C & D 751 to 1,000 lbs.	\$29.00 Flat Fee	\$57.50 Flat Fee	\$29.00 Flat Fee
Minimum Load Charge - SSO 0 to 250 lbs. *	\$5.00 Flat Fee	\$15.00 Flat Fee	\$5.00 Flat Fee
Minimum Load Charge - SSO 251 to 500 lbs. *	\$10.00 Flat Fee	\$28.75 Flat Fee	\$10.00 Flat Fee
Minimum Load Charge - SSO 501 to 750 lbs. *	\$15.00 Flat Fee	\$43.25 Flat Fee	\$15.00 Flat Fee
Minimum Load Charge - SSO 751 to 1,000 lbs. *	\$20.00 Flat Fee	\$57.50 Flat Fee	\$20.00 Flat Fee
Penalty for Untarped Loads	\$10.00	\$10.00	\$10.00
Manually Removing Frozen Loads	\$0.00	\$25.00	N/A
Vehicle Weight Fee	\$5.00	\$10.00	\$5.00
Natural Disaster Debris Tipping Fee- Must be approved through Application	\$42.00	N/A	N/A
Brownfield Clean-Up/ IDA Project Tipping Fee- Must be approved through Application I	\$42.00	N/A	N/A

MSW = Municipal Solid Waste (Non-Recyclable Waste)

LSW = Local Solid Waste (Non-Recyclable Waste)

ADC = Alternate Daily Cover

C&D = Construction & Demolition Debris

SSO= Source Separated Organics

T&D = Trucking & Disposal

* Rates will be Applicable upon commencement of operation of SSO Processing Facility

! Annual Limit of 5,000 tons on a First Come First Serve Basis

N/A = Non-Applicable

TBD = To Be Determined



SOLID WASTE COLLECTION AND DISPOSAL PERMIT RULES AND REGULATIONS

**1600 Genesee Street
Phone: (315) 733-1224**

**Utica, NY 13502
Fax: (315) 733-2305**

Web Site: www.ohswa.org

**Email Contact:
Emily Albright, Director of Recycling emilya@ohswa.org**

These rules and regulations apply to the collection and disposal of all solid waste and recyclables generated in Oneida County and/or Herkimer County. In addition, the provisions of Local Law #1 of 1990 for Oneida County and Local Law #1 of 1990 for Herkimer County (the “Local Laws”) shall be applicable to all permits issued hereunder and must be fully complied with by the permit holder.

I. Solid Waste Collection and Disposal Permit

All persons, companies, partnerships, municipalities or other entities engaged in the commercial collection, pick-up, transfer, removal, and/or disposal of solid waste and/or recyclables in Oneida County and/or Herkimer County shall obtain a permit issued by the Oneida-Herkimer Solid Waste Management Authority (“Authority”) (“Permit”) authorizing the Permit holder to engage in the commercial collection, pick-up, transfer, removal, and/or disposal of solid waste and/or recyclables in Oneida County and/or Herkimer County.

- A. Any Permit issued by the Authority shall be in the nature of a privilege and shall not be deemed to create a property interest with respect to said Permit by the Permit holder. Any Permit issued by the Authority shall be subject to the terms, conditions, rules and regulations set forth hereunder, in the Authority Facility Rules and Regulations, the Local Laws, as well as any other applicable laws, statutes, ordinances, rules, regulations and procedures.
- B. Failure to obtain a Permit shall prohibit any person, company, partnership, municipality, or other entity from engaging in the commercial collection, pick-up, transfer, removal and/or disposal of solid waste and/or recyclables within Oneida County and/or Herkimer County.
- C. The Authority reserves the right to deny a Permit to any person, company, partnership, municipality or other entity that it deems unfit to engage in the commercial collection, pick-up, transfer, removal and/or disposal of solid waste and/or recyclables in Oneida County and/or Herkimer County based upon prior activities, information submitted in the Permit application or obtained from other reliable sources.

- D. The Authority reserves the right to revoke any Permit for failure to comply with the terms, conditions, rules and regulations set forth hereunder, and/or set forth in the Authority Facility Rules and Regulations, the Local Laws, as well as any other applicable laws, statutes, ordinances, rules, regulations and procedures.
- E. The Authority reserves the right to refuse to renew a Permit in the event the Permit holder has failed or is failing to comply with terms, conditions, rules and regulations set forth hereunder, and/or set forth in the Authority Facility Rules and Regulations, the Local Laws, as well as any other applicable laws, statutes, ordinances, rules, regulations and procedures or, if such renewal conflicts with any other applicable provision of law regulating the commercial collection, pick-up, transfer, removal and/or disposal of solid waste and/or recyclables within Oneida County and/or Herkimer County.

II. Terms and Conditions of Permit

- A. This Permit shall be renewed in accordance with the provisions set forth in these procedures.
- B. The Permit holder shall comply with all Federal, State, County, municipal and Authority requirements, statutes, laws, ordinances, rules and regulations.
- C. The Permit holder shall respond to any notice it receives from the Authority which requests a response in the fashion and within the time set forth in any such notice.
- D. The Permit holder agrees that the Authority shall have the right, but shall in no way be obligated to inspect all collection vehicles and equipment as well as solid waste facilities owned or operated by Permit holder and used for the processing of solid waste and/or recyclables collected in Oneida County and/or Herkimer County at any time without prior notice to determine whether the Permit holder is in compliance with all solid waste and/or recyclable transfer and disposal rules and regulations and Permit conditions.
- E. All loads of solid waste, green waste, organics/food waste and recyclables shall be covered and/or tarped at the time of delivery to Authority facilities. Failure to tarp or cover loads arriving at Authority facilities will result in additional fees charged.

- F. Solid waste and recyclables shall not be commingled at any time.
- G. All waste collected in Oneida County and/or Herkimer County shall be delivered to a facility designated by the Authority. All recyclables collected in Oneida County and/or Herkimer County at the curbside or delivered to a transfer station for recycling shall be delivered to a facility designated by the Authority. The facilities currently designated by the Authority include the following:

For Recyclables: **Authority Recycling Center**

824 Sewage Plant Road
Utica, NY 13502

For Organics/Food Waste: **Food2Energy**

824 Sewage Plant Road
Utica, NY 13502

For Solid Waste: **Authority's Western Transfer Station**

575 Perimeter Road
Rome, NY 13440; and/or

Authority's Eastern Transfer Station

824 Sewage Plant Road
Utica, NY 13502; and/or

Authority's Regional Landfill [With Special Approval]

7044 State Route 294
Boonville, NY 13309

For Green/Yard Waste: **Oneida-Herkimer Green Waste Compost Facility**

824 Sewage Plant Road
Utica, NY 13502

Each instance in which solid waste and/or recyclables are delivered to a non-designated facility shall constitute a violation of Local Law #1 of 1990 for Oneida County and/or Local Law #1 of 1990 for Herkimer County.

- H. The Permit holder shall procure and maintain vehicle liability insurance throughout the term of the Permit.

III. Procedure

- A. Any person seeking a Permit for the business of commercial collection, pick-up, transfer, removal and/or disposal of solid waste and/or recyclables shall file an application for a Permit on a form provided by the Authority. The form shall be filled out completely and submitted along with the required documentation, or it will be returned or denied, at the Authority's discretion. Applicants shall supply a Certificate of Insurance to the Authority documenting the insurance required in paragraph II. H. above at the time the Permit application is submitted.
- B. Upon receipt of the Permit application, Authority staff shall review the application for completeness and accuracy. If information presented by the applicant is accurate and complete, and applicant is deemed fit to be issued a Permit, the Permit will be granted.
- C. If a Permit is denied based upon applicant's unfitness, the applicant may be provided an opportunity to be heard as determined by the Authority Board.

IV. Enforcement

Failure to comply with any provision of relevant Federal, State, or Local Law, the terms, conditions, rules and regulations, and requirements of a Permit issued hereunder, the Authority Facility Rules and Regulations, may subject the Permit holder to Permit revocation as well as any penalties applicable, including, but not limited to the penalties set forth in Section 12 of Local Law #1 of 1990 for Oneida County and Section 13 of Local Law #1 of 1990 for Herkimer County.

V. Severability

If any section or part of a section, paragraph, sentence, clause, phrase or work of these rules and regulations is, for any reason, held or declared to be unconstitutional, inoperative or void, such holding shall not affect the remaining portions of these Rules and Regulations.

Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 20

Introduced by:

Seconded by:

RE: 2024 SUPPLEMENTAL APPROPRIATIONS AND BUDGET TRANSFERS

WHEREAS, the Authority Board, by Resolution No. 24 of 2023 adopted the 2024 operating and capital budget; and

WHEREAS, it has been determined that supplemental appropriations and budget transfers are needed for unanticipated expenses as indicated below; now, therefore, be it hereby

RESOLVED, that the following 2024 supplemental appropriations and budget transfers are approved:

Revenue

510-8165	Recycling Fees- Tires	\$40,000.00
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Expenses

692-8165	Tire Disposal	\$40,000.00
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Explanation: Supplemental Appropriation for additional funding needed for Tire Disposal

<u>From</u>	601-8165	Salaries & Wages	\$175,000.00
	612-8165	Insurance	\$18,000.00
	613-8165	Rent/Lease Prop. Or Equipment	\$65,000.00
	691-8165	Other Materials & Supplies	\$46,547.00
	900-8165	Contingency	\$155,862.00

<u>To</u>	603-8165	Overtime	\$71,000.00
	608-8165	Temporary Labor	\$350,000.00
	614-8165	Electric	\$14,000.00
	652-8165	Automotive Repairs	\$5,409.00
	693-8165	Maintenance or Service Contracts	\$20,000.00

Explanation: Additional funds needed for Overtime, Temporary Labor, Electric, Automotive Repairs, and Maintenance or Service Contracts

<u>From</u>	900-8168	Contingency	\$12,000.00
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<u>To</u>	860-8168	Hospitalization	\$12,000.00
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Explanation: Additional funds needed for Medical Insurance

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Authority Board Secretary

GET SOCIAL WITH THE AUTHORITY:



<u>From</u>	900-8170	Contingency	\$10,346.00
	860-8170	Hospitalization	\$10,000.00
	601-8170	Salaries	\$18,169.00

<u>To</u>	612-8170	Insurance	\$10,000.00
	628-8170	Public Info & Education	\$20,000.00
	655-8170	Travel & Subsistence	\$8,515.00

Explanation: Additional funds needed for Insurance, Public Education and Travel

<u>From</u>	900-8175	Contingency	\$241,000.00
<u>To</u>	601-8175	Salaries	\$88,000.00
	603-8175	Overtime: RLF	\$43,000.00
	651-8175	Automotive Supplies: RLF	\$15,000.00
	652-8175	Automotive Repairs: RLF	\$10,000.00
	665-8175	Other Equipment: RLF	\$55,000.00
	695-8175	Other Expenses: RLF	\$30,000.00

Explanation: Additional funds needed for Salaries, Overtime, Automotive Supplies, Automotive Repairs, Other Equipment and Other Expenses

<u>From</u>	900-8180	Contingency	\$14,000.00
<u>To</u>	603-8180	Overtime	\$14,000.00

Explanation: Additional funds needed for Overtime

<u>From</u>	601-8170	Salaries	\$5,155.00
	900-8182	Contingency	\$35,425.00
<u>To</u>	601-8182	Salaries	\$8,000.00
	603-8182	Overtime	\$10,000.00
	694-8182	Transportation	\$22,580.00

Explanation: Additional funds needed for Salaries, Overtime and Transportation due to additional demolition activity

<u>From</u>	860-8185	Hospitalization	\$11,930.00
	900-8185	Contingency	\$3,386.00
<u>To</u>	665-8185	Other Equipment: GWC	\$15,316.00

Explanation: Additional funds needed for Green Waste Other Equipment

<u>From</u>	601-8170	Salaries	\$31,269.00
	900-8186	Contingency	\$7,192.00
<u>To</u>	601-8186	Salaries & Wages: HHW	\$13,000.00
	605-8186	Other Fees & Services: HHW	\$25,461.00

Explanation: Additional funds needed for HHW Overtime and Other Fees & Services

Adopted by the following vote:

AYES__ NAYS__

Dated:

Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 21

Introduced by:

Seconded by:

RE: CONTRACT FOR TRANSPORTATION OF WASTEWATER TREATMENT BY-PRODUCTS FROM THE ROME WATER POLLUTION CONTROL FACILITY AND THE ONEIDA COUNTY WATER QUALITY AND WATER POLLUTION CONTROL FACILITY

WHEREAS, the Oneida-Herkimer Solid Waste Management Authority has had a long-term, mutually beneficial relationship with the Rome Water Pollution Control Facility (RWPCF) and the Oneida County Water Quality and Water Pollution Control Facility (OCWQWPCF); and

WHEREAS, these facilities have utilized the Oneida-Herkimer Regional Landfill (RLF) since 2006 and the RLF provides for environmentally sound disposal of all wastewater treatment by-products generated at the facilities; and

WHEREAS, the Authority, pursuant to Section 103 of the New York General Municipal Law, by a Request for Proposals (RFP) dated November 7, 2024 invited interested respondents to submit proposals for the transportation of wastewater treatment by-products from RWPCF and OCWQWPCF for a term commencing on January 1, 2025 and terminating December 31, 2027, with two additional one-year extensions, not to exceed five total years; and

WHEREAS, the Authority received proposals from three respondents, current contractor Rauscher Bros., Inc. of West Leyden, Southwick Trucking, LLC of Boonville, and Daniel Lee Trucking, LLC of Boonville; and

WHEREAS, Authority staff have reviewed and evaluated credentials, experience, equipment, content and proposed fees for each proposal; and

WHEREAS, Section 103 of the New York General Municipal Law requires that public contracts be awarded to the lowest responsible bidder; and

WHEREAS, Southwick Trucking, LLC was determined by Authority staff to be the lowest responsible bidder, therefore, Authority staff recommends that the Authority enter into a service agreement with Southwick Trucking, LLC for transportation of wastewater by-products from RWPCF and OCWQWPCF to the RLF, for the fees per ton listed in their proposal commencing on January 1, 2025 and hauled to the RLF; now, therefore, be it

RESOLVED, that the Board directs the Executive Director to prepare and to take all action necessary to enter into a contract with Southwick Trucking, LLC, for the wastewater treatment by-products transportation service.

Adopted by the following vote:

AYES__ NAYS__

Dated:

BOARD OF DIRECTORS

Kenneth A. Long
Chairman

Richard G. Redmond
Treasurer

Robert Comis
James M. D'Onofrio

Barbara Freeman
Nancy A. Novak

Joshua J. Olbrys
Executive Director

Vincent J. Bono
Vice Chairman

Steven R. Boucher

James A. Franco

James M. Williams

Jodi M. Tuttle
Authority Board Secretary

GET SOCIAL WITH THE AUTHORITY:



Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 22

Introduced by:

Seconded by:

RE: APPROVAL OF AN AGREEMENT FOR THE PURCHASE AND/OR MARKETING OF PROCESSED PAPER RECYCLABLES

WHEREAS, the Authority issued a Final Request For Proposals (RFP) dated November 20, 2024 requesting proposals from vendors to purchase and/or market various categories of recyclable paper commodities generated at the Recycling Center for a five (5) year term; and

WHEREAS, potential respondents were advised in the RFP that items of importance in the evaluation of proposals were: ability to move material to market on schedule; warehouse storage contingency plans; price offered for recyclables; ability to deal with alternative market specifications; relationship to end users; flexibility to market new materials; financial surety; and floor prices.

WHEREAS, the Authority received three proposals in response to its RFP which were evaluated by Authority staff and evaluated based on price and other factors listed in the RFP; and

WHEREAS, the Authority staff has recommended that the Authority accept the proposal of Waste Management Recycle America for marketing of newsprint, old corrugated cardboard, sorted office mix, hardcover books, gable top cartons and aseptic packages; now, therefore, be it hereby

RESOLVED, that the Authority accepts the proposal of Waste Management Recycle America for the paper recyclables noted, and for a period of five (5) years and that the Executive Director and Authority Counsel are hereby authorized and directed on behalf of the Authority to finalize a contract between the Authority and Waste Management Recycle America; and be it further

RESOLVED, that the Executive Director of the Authority is hereby authorized and directed to sign and execute the subject agreement and to do or cause to be done all such acts or things as may be necessary or advisable or convenient and proper in connection with the execution and delivery of the aforesaid agreement authorized at this meeting and in connection with or incidental to the consummation and carrying into effect during the term of said agreement so made including but without limitation on the scope of the foregoing, the execution and delivery of

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all instruments and documents that reasonably may be required of the Authority under said agreement or may be considered supplemental thereto.

Adopted by the following vote:

AYES__ NAYS__

Dated:

Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 23

Introduced by:

Seconded by:

RE: APPROVAL OF AN AGREEMENT FOR SCRAP TIRE REMOVAL AND RECYCLING

WHEREAS, the Authority issued a Request For Proposals (RFP) dated December 5, 2024 for removal and recycling of scrap tires of various sizes (including some rims), from Authority facilities for a three (3) year term; and

WHEREAS, the Authority received one proposal in response to its RFP which was evaluated by Authority staff and evaluated based on price and other options listed in the RFP; and

WHEREAS, the Authority staff has recommended that the Authority accept the proposal of Geiter Done of WNY Inc. for removal and recycling of scrap tires; now, therefore, be it hereby

RESOLVED, that the Authority accepts the proposal of Geiter Done of WNY, Inc. for the removal and recycling of scrap tires, for a period of three (3) years, with the option of two additional one-year extensions, and that the Executive Director and Authority Counsel are hereby authorized and directed on behalf of the Authority to finalize an agreement between the Authority and Geiter Done of WNY, Inc.; and be it further

RESOLVED, that the Executive Director of the Authority is hereby authorized and directed to sign and execute the subject agreement and to do or cause to be done all such acts or things as may be necessary or advisable or convenient and proper in connection with the execution and delivery of the aforesaid agreement authorized at this meeting and in connection with or incidental to the consummation and carrying into effect during the term of said agreement so made including but without limitation on the scope of the foregoing, the execution and delivery of all instruments and documents that reasonably may be required of the Authority under said agreement or may be considered supplemental thereto.

Adopted by the following vote:

AYES__ NAYS__

Dated:

BOARD OF DIRECTORS

Kenneth A. Long
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James M. D'Onofrio

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Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 24

Introduced by:

Seconded by:

RE: APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH TRAINOR ASSOCIATES, INC.

WHEREAS, the Authority is committed to promoting waste reduction, recycling and proper solid waste management to all individuals, businesses, industries, institutions and schools throughout the region through public information/education; and

WHEREAS, the Authority periodically requires assistance from professional public relations firms for communication consulting and creative services; and

WHEREAS, the Authority issued a Request for Proposals dated September 13, 2010 for an advertising agency to develop a public education and community outreach program specific to single stream recycling education; and

WHEREAS, Trainor Associates, Inc. was selected based upon years of experience in the field, quality of work and competitive pricing; and

WHEREAS, the Authority has a number of ongoing projects where the use of a professional public relations firm is warranted to continue to improve public information and increase public education opportunities; and

WHEREAS, the estimated costs for these professional services are indicated in the attached proposed Agreement and Trainor Associates, Inc. is required to request and receive written authorization from the Authority before proceeding with any work, and this proposed agreement recognizes that the work will be within the annual budget authorized by the Authority Board; now, therefore, be it

RESOLVED, that the Authority Board of Directors hereby approves a Professional Services Agreement with Trainor Associates, Inc. for the period January 1, 2025 through December 31, 2025 and directs the Executive Director to take the action necessary to execute the Agreement.

Adopted by the following vote:

AYES___ NAYS___

Dated:

BOARD OF DIRECTORS

Kenneth A. Long
Chairman

Richard G. Redmond
Treasurer

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Barbara Freeman
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Executive Director

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Authority Board Secretary

GET SOCIAL WITH THE AUTHORITY:



Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 25

Introduced by:

Seconded by:

RE: AWARD OF AGREEMENT TO UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) ANIMAL AND PLANT HEALTH INSPECTION SERVICE (APHIS) WILDLIFE SERVICES (WS)

WHEREAS, the Oneida-Herkimer Solid Waste Authority desires to continue to minimize impacts associated with nuisance wildlife, such as gulls, starlings, crows, muskrats, beavers, turkey vultures, woodchucks and pigeons (nuisance wildlife), at the Oneida-Herkimer Regional Landfill and other Authority Facilities; and

WHEREAS, the USDA-APHIS-WS has statutory authority under the Act of March 2, 1931 (46 Stat. 1468; 7 U.S.C. 426-426b) as amended, and the Act of December 22, 1987 (101 Stat. 1329-331, 7 U.S.C. 426c), to cooperate with states, local jurisdictions, individuals, public and private agencies, organizations, and institutions while conducting a program of wildlife services involving mammal and bird species that are reservoirs of zoonotic diseases, or animal species that are injurious and/or a nuisance to, among other things, agriculture, horticulture, forestry, animal husbandry, wildlife, and human health and safety; and

WHEREAS, the USDA-APHIS-WS employs expert biologists and technicians that conduct nuisance wildlife management services, secure all necessary permits and prepare associated reports; and

WHEREAS, Authority staff have observed and interacted with USDA-APHIS-WS technicians and biologists as they conducted nuisance wildlife management at Authority Facilities for 18 years; and

WHEREAS, the USDA-APHIS-WS has fulfilled all its duties and responsibilities and has successfully managed nuisance wildlife at Authority Facilities for 18 years; and

WHEREAS, the USDA-APHIS-WS has developed a Cooperative Service Agreement to conduct five days per week, on-site, integral nuisance wildlife control program at the Oneida-Herkimer Solid Waste Management Facilities which will reduce human health and safety risks, and property damage associated with nuisance wildlife; and

WHEREAS, Authority staff have negotiated a five-year agreement with USDA-APHIS-WS; and

WHEREAS, the USDA-APHIS-WS offers the unparalleled resources and expertise of the Federal Government in nuisance wildlife management; now, therefore, be it

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Authority Board Secretary

GET SOCIAL WITH THE AUTHORITY:



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RESOLVED, that the Authority Board accepts and approves the attached Inter-Governmental Agreement put forth by USDA-APHIS-WS and commencing on January 1, 2025 and continuing for five years from that date; and be it further

RESOLVED, that the Authority Board directs the Executive Director to take all necessary action to implement this Agreement.

Adopted by the following vote:

AYES__ NAYS__

Dated:

Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 26

Introduced by:

Seconded by:

RE: ESTABLISH REGULAR MEETING DATES FOR 2025 AND DESIGNATE OFFICIAL NEWSPAPERS FOR PUBLICATION OF LEGAL NOTICES

WHEREAS, the Authority customarily adopts a regular meeting schedule for the upcoming year and designates official newspapers for the publication of legal notices; now, therefore, be it

RESOLVED, that the Authority Board of Directors hereby designates the following meeting dates for 2025: March 17, May 12, June 16, September 15, November 17 and December 15. The Chairman may call additional meetings as necessary and after public notice; and further be it

RESOLVED, that the Board of Directors hereby designates the Utica Observer-Dispatch, the Rome Daily Sentinel, and the Times Telegram for publication of all official notices of the Authority and the Board further directs the Authority Secretary to post all official notices on the Authority's web site.

Adopted by the following vote:

AYES__ NAYS__

Dated:

BOARD OF DIRECTORS

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Authority Board Secretary

GET SOCIAL WITH THE AUTHORITY:



Preserving the environment through integrated recovery and disposal.

Introductory No.

Resolution No. 27

Introduced by:

Seconded by:

RE: ELECTION OF OFFICERS AND COMMITTEE MEMBERS FOR 2025

WHEREAS, pursuant to the New York State Public Authorities Accountability Act and the Authority's Bylaws, the following slate of officers has been recommended by the Nominating Committee to serve for 2025:

Ken Long, Chairman
Vincent Bono, Vice Chairman
Richard Redmond, Treasurer

; now, therefore, be it

RESOLVED, that the Authority Board hereby elects the following slate of officers for 2025:

Ken Long, Chairman
Vincent Bono, Vice Chairman
Richard Redmond, Treasurer

; and further be it

RESOLVED, that the Authority Board of Directors hereby appoints the following members to serve on the following committees for 2025:

Audit Committee:

Richard Redmond – Chairman, Audit Committee
Vincent Bono - Vice Chairman, Audit Committee
Steven Boucher
James Franco

Finance Committee:

Richard Redmond – Chairman, Finance Committee
Vincent Bono - Vice Chairman, Finance Committee
Steven Boucher
James Franco

BOARD OF DIRECTORS

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Richard G. Redmond
Treasurer

Robert Comis
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Barbara Freeman
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Governance Committee:
Barbara Freeman – Chairperson
James Williams
Nancy Novak

FOIL Appeals Committee:
James D’Onofrio – Chairman
Barbara Freeman
James Franco

Adopted by the following vote:

AYES__ NAYS__

Dated: