

**ROANOKE VALLEY RESOURCE AUTHORITY  
1020 Hollins Road, NE  
Roanoke, Virginia 24012-8011**

**Minutes  
October 26, 2011**

The Roanoke Valley Resource Authority met this day, Wednesday, October 26, 2011, at 12 noon at the Tinker Creek Transfer Station, 1020 Hollins Road, N.E., Roanoke, Virginia, the ninth regular scheduled meeting for the calendar year 2011.

**OPENING CEREMONIES**

**Call to Order:**

**Members Present:** Anne Marie Green, Michael Kennedy, Larry Levy, Rebecca Owens, Suzie Snyder, Keith Tensen

**Members Absent:** Bob Bengtson

**Staff Present:** Dan Miles, Chief Executive Officer; Steve Barger, Operations Manager; Deborah Charles, Board Secretary; Mark Williams, General Counsel

**Approval of Minutes – Board Meeting**

Mr. Kennedy moved to approve the September 28, 2011 minutes, seconded by Ms. Snyder, and carried by unanimous vote with Mr. Bengtson and Mr. Tensen absent.

**Agenda Amendments**

Mr. Miles requested the addition of New Business Items II.A. Rejection of All Bids for One New Landfill Compactor, Smith Gap Regional Landfill; II.B. Cooperative Procurement of New Landfill Compactor, Smith Gap Regional Landfill; and V.C. Rejection of AEP's ROW Easement Offer and Authorizing a Counteroffer by RVRA.

Mr. Tensen arrived at 12:09 p.m.

**NEW BUSINESS**

**Rejection of All Bids for One New Landfill Compactor**

Mr. Miles reported that the Roanoke Valley Resource Authority typically utilizes two landfill compactors at the Smith Gap Regional Landfill for its daily compaction of solid waste. As

part of the equipment replacement reserve, one compactor was identified to be replaced during the current Fiscal Year.

Staff determined Carter Machinery Company, Inc. provided the lowest, responsive and responsible bid. McClung Logan Equipment Company, Inc. and Road Machinery Services, Inc. took exceptions to the bid package.

Staff further determined that the use of cooperative procurement through the National Joint Purchase Alliance (NJPA) was a more economical method to procure the compactor and Staff recommended the Board adopt a resolution rejecting all bids.

On motion of Mr. Tensen to adopt the resolution and carried by the following recorded vote:

AYES: Ms. Green, Mr. Kennedy, Mr. Levy, Ms. Owens, Ms. Snyder, Mr. Tensen

NAYS: None

ABSENT: Mr. Bengtson

A copy of this report and its accompanying resolution is attached to and made a part of these minutes.

### **Cooperative Procurement of New Landfill Compactor, Smith Gap Regional Landfill**

Mr. Miles reported that by report and resolution this date, the Authority rejected all bids for the purchase of a new landfill compactor wherein it was determined that the first and second apparent low bidders were non-responsive based on failure to comply with material bid specifications and that Carter Machinery Company, Inc. was the lowest responsive and responsible bidder, including an alternative bid using Terra wheels at a total purchase price of \$666,128.00, less any trade in.

Staff determined that the cooperative procurement was most cost efficient method to purchase the needed compactor at a cost of \$646,435.00.

Staff recommended the Board adopt a resolution authorizing the Chief Executive Officer to execute, in form approved by General Counsel, appropriate documentation necessary for the cooperative procurement through the National Joint Powers Association (NJPA) of one

Caterpillar 826H landfill compactor, including the Terra compactor wheel option, in the amount of \$646,435.00, such purchase to be in accordance with the terms of the cooperative purchasing contract procured through the NJPA and to conform as necessary the purchase documentation to the Authority's purchasing requirements, including such additional terms and conditions as the Chief Executive Officer and General Counsel determine to be in the best interest of the Authority.

On motion of Mr. Kennedy to adopt the resolution and carried by the following recorded vote:

AYES: Ms. Green, Mr. Kennedy, Mr. Levy, Ms. Owens, Ms. Snyder, Mr. Tensen

NAYS: None

ABSENT: Mr. Bengtson

A copy of this report and its accompanying resolution is attached to and made a part of these minutes.

## **REPORTS**

### **Financial Report**

Ms. Owens reported that the Statement of Cash Balances for the three months ended September 30, 2011 shows a total balance of approximately Fifteen million dollars. Ms. Owens stated that the report reflects the year-end transfer of \$244,000 to the Contingency Fund that the Board approved at its meeting last month. Tipping fees for tires and wood waste are up but tipping fees from commercial and municipal are slightly lower. The sale of recyclable material is on budget. The \$73,000 in Miscellaneous is an insurance payment that will be moved to the equipment account. Ms. Owens reviewed a new Cumulative Statement of Operations Report that will be included in future financial reports that illustrates operating revenues and expenses on a month-by-month basis, and the fiscal year average.

### **Waste Tonnage Report**

Mr. Miles reported that the total tonnages for the three months of FY 2012 were almost 1% lower than budgeted projections. For the period the municipal tonnage was 395 tons less than budgeted and commercial tonnage was 33 tons less than budgeted.

### **Household Hazardous Waste**

Mr. Miles reported that the cost per resident for the three month period of FY 2012 was \$24.16 per resident. When you factor in the free components like latex paint and used motor oil, the year-to-date cost per resident is \$5.31.

### **Project Status Report**

#### **Rutrough Road ACM/CAP**

Mr. Miles reported there will be a public meeting with the Mayflower Hills Community on December 1, 2011 at 6 pm at the Bethlehem Baptist Church to review the DEQ's tentative approval of our Rutrough Road Landfill corrective action plan.

#### **Smith Gap Gas Collection System**

Mr. Miles stated that B2X and Verizon have completed the installation of their wireless equipment at the Smith Gap Landfill and we are anticipating that we should be able to receive the internet signal by Thursday, which will allow the County IT Department to hook up our GroupWise intranet system. By next week we anticipate being able to communicate via GroupWise online to our landfill staff and then to be able to authorize our contractor to proceed with the installation of all of their remaining components in order to remotely monitor all the flows of the newly installed landfill gas collection system. Mr. Miles stated that the remaining component is the piggybacking by the host community to the Authority's bonded T-I connection to be able to rebroadcast the signal back through the Bradshaw Road host community.

Mr. Miles said we have tentatively scheduled a meeting with the host community for November 10<sup>th</sup> to discuss how to proceed with B2X and to solve the remaining issues. One of the remaining items is a contract between B2X and the host community. We are recommending

that the host community form an LLC, or some similar formal organization, in order to jointly be able to enter into a contractual arrangement with B2X.

#### Transfer Station VDOT Hollins Road Engineering Services

Mr. Miles commented that he had met with VDOT appraisers and expects a final appraisal report and offer by the end of the year.

#### Landfill Gas Management & Utilization Project Smith Gap & Rutrough Road

Mr. Miles commented that Staff has scheduled a trip for next week to Madison, Wisconsin. Chair Green will be accompanying us on this trip to visit a facility that is taking landfill gas and converting it to a compressed natural gas and using it for vehicle fuel.

Mr. Miles commented that last week EPA issued plans to provide regulatory oversight over “fracking”, which involves injecting large amounts of water and chemicals deep underground to free natural gas trapped in shale formations. Environmentalists opposing some of the practices say that fracking is environmentally dangerous. EPA is providing more regulatory oversight will almost certain will drive the cost of natural gas production up. This could be a good thing if you are looking to take landfill gas and possibly producing natural gas off of landfill gas as we are immune to the fracking regulatory oversight.

Mr. Miles stated that we are now registered with the California Climate Action Registry (CAR) for our emission credits. We are monitoring the gas we are pulling off the landfill. Each ton of landfill gas that we destroy by flaring equates to one ton of emission credit, which have a value to it.

Chair Green moved to receive and file the reports, seconded by Ms. Snyder, and carried unanimously with Mr. Bengtson absent.

### **INFORMATION REPORTS**

#### **Fall Waterways Cleanup Day**

Mr. Miles reported that the Fall Waterways Cleanup Day was Saturday, October 1, 2011. The Authority received 21.26 tons of waste and a total of \$1,074 disposal fees were waived.

Chair Green stated that the Board did not have a meeting scheduled for November and the next meeting would be for the Board's retreat December 7<sup>h</sup> at 10 am.

### **CLOSED MEETING**

At 12:47 p.m. Chair Green moved to request a closed meeting to discuss the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiation strategy of the Authority specifically being a request for a utility line easement across Authority property, pursuant to Section 2.2-3711(A) (3) Code of Virginia (1950) as amended.

AYES: Ms. Green, Mr. Kennedy, Mr. Levy, Ms. Owens, Ms. Snyder, Mr. Tensen

NAYS: None

ABSENT: Mr. Bengtson

The Board returned to open session at 1:55 p.m. and Mr. Kennedy moved that with respect to any Closed Meeting just concluded, that each member of the Authority certify to the best of his or her knowledge that: (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and (2) only such public business matters as were identified in any motion by which any Closed Meeting was convened, was heard, discussed, or considered by the Authority.

AYES: Ms. Green, Mr. Kennedy, Mr. Levy Ms. Owens, Ms. Snyder, Mr. Tensen

NAYS: None

ABSENT: Mr. Bengtson

### **Rejection of AEP's ROW Easement Offer and Authorizing a Counteroffer by RVRA**

Mr. Miles reported that Appalachian Power Company ("AEP") is planning to build a power line that will impact two parcels of the Authority's Tinker Creek Transfer Station property totaling 0.43 acres, which will require a right of way easement between both parties ("ROW").

AEP formally tendered an offer totaling \$39,900 which is 90% of AEP's appraised value to compensate the Authority for this ROW. The Authority's independent contracted appraiser estimates this property's value to be \$48,375 at 90% and \$53,750 at 100%.

Staff recommended that the Board authorize the Chief Executive Officer to formally reject AEP's offer of \$39,900.00 and to tender a formal counteroffer to Appalachian Power Company in the total amount of \$50,000 for the right of way easement compensation and if so accepted, to execute on behalf of the RVRA the necessary deed of easement and other any necessary documentation and to take any other actions as may be necessary or appropriate to complete the transaction between the Authority and Appalachian Power Company, in a form approved by General Counsel.

On motion of Mr. Kennedy to adopt the resolution, and carried by the following recorded vote:

AYES: Ms. Green, Mr. Kennedy, Mr. Levy, Ms. Owens, Ms. Snyder, Mr. Tensen

NAYS: None

ABSENT: Mr. Bengtson

A copy of this report and its accompanying resolution is attached to and made a part of these minutes.

### **MEMBER COMMENTS**

Mr. Kennedy requested that Frequency Report for Residential Vehicles be placed on the agenda for the Board's December planning meeting with how to calculate the homeowner's disposal costs and numbers.

### **ADJOURNMENT**

At 1:00 p.m. the meeting adjourned Wednesday, October 26, 2011.

Respectfully submitted,

Deborah T. Charles  
RVRA Board Secretary