

NOTE: These minutes are subject to review and modification by the ACSWMD Board of Supervisors at its next Board meeting.

**Addison County Solid Waste Management District
Minutes
Board of Supervisors Meeting No. 326
Thursday, May 19, 2022, 7:00 PM
Virtual Meeting on Zoom**

1. OPEN MEETING – ROLL CALL – The Board of Supervisors (BOS) meeting was called to order by Tim Wickland, Chair at 7:00 PM on May 19, 2022. Present:

Town	Vote	Supervisor/Alternate	Town	Vote	Supervisor/Alternate
Addison	1	Bill Munoff	Orwell	1	
Bridport	1	Edward Payne	Panton	1	Paul Sokal
Bristol	2	/Valerie Capels	Ripton	1	Jay Harrington
Cornwall	1	(Vacant)/(Vacant)	Salisbury	1	
Ferrisburgh	2	David Olson	Shoreham	1	Randy Orvis
Goshen	1	Annina Seiler	Starksboro	1	
Leicester	1	Richard Reed	Vergennes	2	Cheryl Brinkman
Lincoln	1	Bill Finger	Waltham	1	
Middlebury	4	Diane Mott	Weybridge	1	Tim Wickland
Monkton	1		Whiting	1	Eric Zuesse
New Haven	1				
Staff:		Teresa Kuczynski (TK), District Mgr.; Patti Johnson (PJ), Business Mgr.; Donald Maglienti (DM), Program Mgr.	Guests:		Shane Mullen, PE, CPESC, Weston & Sampson

2. APPROVE THE AGENDA –

Motion #1: R.Orvis moved to approve the agenda. E.Zuesse seconded the motion.

VOTE on Motion #1: Yes – 15 (Addison, Bridport, Bristol (2), Ferrisburgh (2), Goshen, Leicester, Lincoln, Panton, Shoreham, Vergennes (2), Weybridge, Whiting). No – 0. Abstain – 0.

3. PUBLIC COMMENT PERIOD – The Chair opened the public comment period.

4. MEMBER COMMUNICATIONS – P.Sokal asked about the new Acker Waste Drop-off on Rt. 7 in Middlebury. TK confirmed that it is a mobile drop-off, and that Acker also operates the drop-offs in Bridport, Lincoln, Monkton, Shoreham, and Starksboro. Desabrais operates another drop-off on Boardman Street in Middlebury.

5. APPROVAL OF MINUTES FROM MEETING NO. 325 –

Motion #2: R.Reed moved to approve the minutes of meeting No. 325. R.Orvis seconded the motion. The Chair noted that on p. 3, line 1, the proposed law firms should be listed prior to Motion #6 and the vote to accept the recommendations.

VOTE on Motion #2, as amended: Yes – 19 (Addison, Bridport, Bristol (2), Ferrisburgh (2), Goshen, Leicester, Lincoln, Middlebury (4), Panton, Shoreham, Vergennes (2), Weybridge, Whiting). No – 0. Abstain – 0.

6. FINANCIAL REPORTS –

a. March 2022 Financial Report – TK presented the March Financials showing a net loss of (\$16,685) in the General Fund. The March MSW/C&D tonnage of 1,702 tons was 82 tons lower than March 2021, and

1 YTD tonnage of 4,479 tons was 53 tons higher than YTD 2021. March transactions were 4,108, and YTD
2 transactions of 9,879 were 2,639 lower than the YTD 2021. 20.20 tons of tires were disposed of in March,
3 and YTD 40.78 tons is 13.30 tons higher than YTD 2021. No food waste was hauled in March. The
4 Transfer Station received 380 tons of Single Stream Recyclables, with 1,038 tons in YTD March.

5 **b. March 2022 Single Stream Recycling Report** – The Transfer Station delivered 392.75 tons to the
6 Materials Recovery Facility (MRF) in March. The March processing fee was \$82/ton, the same as in April,
7 and YTD net gain (without O/H) was \$11,636.

8 **c. Municipal Diversion Grant Applications** – None Received. TK asked BOS members to remind their
9 selectboards/ city council that grant funds are available should they plan to purchase waste diversion items.

10 **d. School Diversion Grant Applications** – None Received.

11
12 **7. NEW BUSINESS:**

13 **a. AAFM Pesticides Grant Funds depleted. Decision on whether to charge farms, growers, orchards as**
14 **a “business.”** DM informed the BOS that the Pesticide Grant funds issued by the Agency of Agriculture,
15 Food & Markets (AAFM) a few years ago are now depleted, in the first quarter of the third year of the
16 four-year grant. Despite several meetings with AAFM regarding the shortfall that other solid waste entities
17 are also facing, there is no indication that the grants will be renewed. If H.115 (EPR for HHW) law had
18 passed this session, pesticides could have been included, but it did not pass. If passed along to farmers and
19 growers, the cost would be significant. The District must decide whether to begin charging these
20 businesses, continue to accept for free, or begin charging a partially subsidized rate, and how much
21 advance notice to give. The E.Board had requested more data on the costs to the District to continue to
22 subsidize farms. DM mentioned that we don’t have accurate data on incoming pesticides/herbicide
23 quantities from non-households since they are aggregated with household amounts and haven’t been
24 weighed separately. DM estimated that the impact to the District budget would be between \$2,000 and
25 \$4,000 per year if we begin subsidizing the disposal cost for all non-household pesticides, which also
26 includes pesticides from retail stores, large orchards, lawn-care companies, and other businesses. DM
27 recommended, based on comments at the previous E.Board meeting, that the BOS proceed with
28 subsidizing all pesticides for one year, during which time he can collect accurate data on incoming
29 quantities. The BOS could then reassess this decision next year with reliable information. C.Brinkman
30 mentioned that we should not advertise an amnesty collection for pesticides since we could overwhelm
31 staff with large cleanouts but stressed that financial assistance for farmers and growers could provide a
32 disincentive for them to dump them illegally.

33 **Motion #3: R.Orvis moved to continue to subsidize the pesticides and herbicides from non-**
34 **households and to reevaluate annually. D.Mott seconded the motion.**

35 **VOTE on Motion #3: Yes – 19 (Addison, Bridport, Bristol (2), Ferrisburgh (2), Goshen,**
36 **Leicester, Lincoln, Middlebury (4), Panton, Shoreham, Vergennes (2), Weybridge,**
37 **Whiting). No – 0. Abstain – 0.**

38
39 **b. Review of New Haven Drop-off Facility: Site Investigations, Site Plans, Permitting, Project Costs –**
40 **with Shane Mullen, PE, CPESC, Weston & Sampson** – Shane Mullen reviewed the latest data on the
41 New Haven drop-off facility project. The environmental site assessment of Lot 6 came up clean. A further
42 site investigation was done on the Church Lot due to prior use as a small engine repair garage and
43 discovery of a floor drain in the church building. Nothing of concern was observed. Peter Norris was asked
44 to seal the drain with a plug, which he confirmed with a photo. Shane reviewed the recently updated,
45 phased-in permit plans to submit to the New Haven Development Review Board. The goal is to submit the
46 applications by mid-June. The Purchase & Sale Agreement obligates the Seller to sign the permit
47 applications as co-applicant.

48
49 **8. DISTRICT MANAGER REPORT** – TK gave a recap of legislative efforts now that the Legislature has
50 adjourned. A new biennium begins next year. If we want to pursue any of the solid waste bills that were not
51 passed this year, they will have to be redrafted, with new sponsors lined up to introduce them. **BILLS THAT**
52 **PASSED: Environmental Contingency Fund:** A bill was introduced to increase the contribution to the
53 Environmental Contingency Fund (ECF) from the Solid Waste Management Assistance Account (SWMAA,
54 funded from the \$6/ton state franchise tax on trash disposal). After negotiations with the Agency of Natural

1 Resources (ANR), the solid waste management entities that annually receive 17% of the SWMAA as SWIP
2 grants will be allocated 20% annually, and no funds will be transferred to the ECF until all ANR program costs
3 are covered and an additional 10% of the receipts from the SWMAA are allocated for implementation of the
4 Solid Waste Implementation Plans. **Depackaging:** The bill prohibits ANR from issuing any new solid waste
5 facility certifications for food depackaging facilities or amending an existing solid waste facility certification
6 that results in an increase of capacity at a currently certified food depackaging facility until rules are adopted by
7 ANR and take effect. A stakeholder group will be established to make recommendations on the proper
8 management of packaged organic materials. The bill also requires ANR to issue a report on the prevalence of
9 microplastics and per- and polyfluoroalkyl substances (PFAs) in food waste and food packaging in VT. **BILLS**
10 **THAT DID NOT PASS: Bottle Bill Expansion (H.175):** The Senate made amendments to the House bill,
11 and the bill passed the Senate on a 17-11 vote but did not have the 2/3 votes of those present needed to suspend
12 the rules in order to send the amended bill to the House. The time ran out for the House to vote to accept the
13 Senate recommendations. **EPR for Household Hazardous Waste (H.115):** The solid waste management
14 entities have worked for many years on this important bill, which passed the House ahead of the crossover
15 deadline, but the bill was not considered by the Senate Natural Resources Comm. Some stakeholders testified to
16 the SNRC that the concept needed more work.

17
18 **9. PROGRAMS REPORT** – DM provided a tour this past Monday for a class of 20 MUHS high school
19 students who are studying environmental science. He is getting ready to assemble and test the food scrap tote
20 bin wash system, all components of which have now been delivered to the Transfer Station. Hazardous waste
21 participation is very busy, and incoming paint volumes are steady. Servicing of our PaintCare material is now
22 handled by Clean Harbors, and outgoing shipments have been handled well. DM relayed some data about the
23 VT PaintCare Program, which has gradually reduced its debt load from more than \$600,000 eight years ago to
24 around \$200,000 at the end of last year. The VT PaintCare system went into debt due the combination of an
25 aggressive statewide collection system and a lack of strong paint sales for generating the disposal fee
26 revenue. Strong home sales have resulted in more paint sales in VT over the past few years, but increasing
27 PaintCare program management costs this year may begin to create additional program liability.

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29 **10. EXECUTIVE SESSION** – None Needed.

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31 **11. OTHER BUSINESS** – None.

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33 **12. ADJOURN** –

34 **Motion #4: B.Finger moved to adjourn at 8:06 PM. R.Orvis seconded the motion.**

35 **VOTE on Motion #4: Yes – 20 (Addison, Bridport, Bristol (2), Ferrisburgh (2), Goshen,**
36 **Leicester, Lincoln, Middlebury (4), Panton, Ripton, Shoreham, Vergennes (2),**
37 **Weybridge, Whiting). No – 0. Abstain – 0.**

38
39 *I agree that this is an original of the May 19, 2022 minutes that were considered and approved by the BOS*
40 *at its meeting of _____.*

41
42 _____
Teresa A. Kuczynski, District Clerk