

1. Chairman Phillips called to order the Rockland Green Board meeting for Thursday, February 24, 2022, at 5:00 p.m.

2. Pledge of Allegiance led by Commissioner Hood

3. Roll call by clerk. There is a quorum.

Present

Chairman Phillips
Commissioner Hoehmann
Commissioner Hofstein via phone
Commissioner Hood
Commissioner Kohut

Present

Commissioner Paul
Commissioner Powers
Commissioner Soskin
Commissioner Specht
Commissioner Yeger via phone
Commissioner Wieder

Absent

Commissioner Jobson
Commissioner Kenny
Commissioner Lynn
Commissioner McGowan
Commissioner Monaghan
Commissioner Moroney

Staff

Jerry Damiani, Jeremy Goldstein, Suzanne Haggerty, Ken Murphy

Others

Teno West

4. Introduced by: Hoehmann/Specht

Unan.

February 24, 2022

RESOLUTION No. 21 OF 2022
ADOPTION OF MINUTES, MEETING OF
JANUARY 27, 2022

RESOLVED, that the transcribed Minutes of Rockland Green are approved for the meeting January 27, 2022 as recorded by the Clerk and are hereby adopted.

5. Introduced by: Kohut/Soskin

Unan.

February 24, 2022

RESOLUTION NO. 22 OF 2022

**AUTHORIZING APPROVAL OF CHANGE ORDERS TO
THE CONTRACT FOR FACILITY IMPROVEMENTS – MECHANICAL/HVAC AT THE
MATERIALS RECOVERY FACILITY IN HILLBURN, NEW YORK**

WHEREAS, by Resolution No. 65 of 2021, the Board of the Rockland County Solid Waste Management Authority d/b/a Rockland Green (hereinafter “Rockland Green”) authorized award of the Contract for Facility Improvements – Mechanical/HVAC at the Materials Recovery Facility in Hillburn, New York between Rockland Green and Hauser Bros., Inc. (the “Contractor”) dated as of October 18, 2021 (the “Contract”); and

WHEREAS, due to the long lead time for the infrared heaters, Rockland Green has agreed to allow a substitution for the model units numbers for which the Contractor has agreed to provide a credit in the amount of \$946.00, to be designated as Change Order No. 1; and

WHEREAS, due to the condition of the ductwork in Area 3 of the Materials Recovery Facility (the “Facility”), Rockland Green and the Contractor have determined that it would be beneficial to replace all ductwork in that area of the Facility, and the Contractor has agreed to perform such work for the amount of \$19,736.00, to be designated as Change Order No. 2; and

WHEREAS, Rockland Green has determined that rooftop units (“RTU”) 3 and 4 are no longer required and should be abandoned in place, and the Contractor has agreed to such modification for a credit in the amount of \$30,549.00, to be designated as Change Order No. 3; and

WHEREAS, Rockland Green’s Engineer, RRT Engineering, LLC, has reviewed these change orders, copies of which are attached hereto, and agrees with the Change Orders for modifications to the work for the values stated therein; now therefore be it

RESOLVED, that Rockland Green hereby approves Change Order No. 1 for a reduction in the Contract Price in an amount equal to \$946.00; and be it further

RESOLVED, that Rockland Green hereby approves Change Order No. 2 for an increase in the Contract Price in an amount equal to \$19,736.00; and be it further

RESOLVED, that Rockland Green hereby approves Change Order No. 3 for a reduction in the Contract Price in an amount equal to \$30,549.00; and be it further

RESOLVED, that the approval of Change Orders 1, 2 and 3 shall result in an overall reduction of the Contract Price by \$11,759.00 for a total amended Contract Price of \$1,015,981.00.

Damiani: This change order reflects Contract #3 Hauser Bros., Inc. for a credit associated with a change with the infrared heaters. During demolition activities, it was identified that the existing duct work had to be replaced in the administration area. It is an increased amount of \$19,736. We are going to abandon in place rooftop units 3 and 4 for the administration office and that is a credit of \$30,549. This is a reduction in contract price of \$11,759 for a total amended contract price of \$1,015,981.

Phillips: Excellent so there is a savings there of almost \$12,000.

6. Introduced by: Powers/Wieder

Unan.

February 24, 2022

RESOLUTION NO. 23 OF 2022

AUTHORIZING APPROVAL OF CHANGE ORDERS TO THE CONTRACT FOR FACILITY IMPROVEMENTS – ELECTRICAL AT THE MATERIALS RECOVERY FACILITY IN HILLBURN, NEW YORK

WHEREAS, by Resolution No. 67 of 2021, the Board of the Rockland County Solid Waste Management Authority d/b/a Rockland Green (hereinafter “Rockland Green”) authorized award of the Contract for Facility Improvements – Electrical at the Materials Recovery Facility in Hillburn, New York between Rockland Green and Fanshawe, Inc. d/b/a Rockland Electric (the “Contractor”) dated as of October 18, 2021 (the “Contract”); and

WHEREAS, Rockland Green has eliminated the Presort Rooms from the Facility resulting in the elimination of Power Drops 12 and 13 from the Contractor’s scope of work, and the Contractor has agreed to such modification resulting in a credit in the amount of \$4,170.92, to be designated as Change Order No. EC-02; and

WHEREAS, due to elimination of the Presort Room, the rooftop unit (“RTU”) is no longer required, and as such there is no longer a need to provide wiring for the Presort Room RTU, and the Contractor has agreed to such modification resulting in a credit in the amount of \$2,208.77, to be designated as Change Order No. EC-03; and

WHEREAS, Rockland Green’s Engineer, RRT Engineering, LLC, has reviewed these change orders, copies of which are attached hereto, and agrees with the Change Orders for modification to the work for the values stated therein; now therefore be it

RESOLVED, that Rockland Green hereby approves Change Order No. EC-02 for a reduction in the Contract Price in an amount equal to \$4,170.92; and be it further

RESOLVED, that Rockland Green hereby approves Change Order No. EC-03 for a reduction in the Contract Price in an amount equal to \$2,208.77; and be it further

RESOLVED, that the approval of Change Orders EC-02 and EC-03 shall result in an overall reduction of the Contract Price by \$6,379.69 for a total amended Contract Price of \$1,271,620.31.

Damiani: The presort room was eliminated for the processing facility so we no longer require power drops 12 and 13 there will be a savings of \$4,170.92. Due to the elimination of the presort room, the rooftop unit are longer required so there will be additional saving of \$2,208.77. Adjustment in contract price is a reduction of \$6,380 for a total amended contract price of \$1,271,620.

Phillips: Again, another savings.

Powers: I'd like to compliment Jerry. I have never seen change orders where we actually save money.

7. Introduced by: Paul/Hood

Unan.

February 24, 2022

**RESOLUTION NO. 24 OF 2022
AUTHORIZING APPROVAL OF CHANGE ORDERS TO
THE CONTRACT FOR FACILITY IMPROVEMENTS – FIRE PROTECTION SYSTEM AT
THE MATERIALS RECOVERY FACILITY IN HILLBURN, NEW YORK**

WHEREAS, by Resolution No. 68 of 2021, the Board of the Rockland County Solid Waste Management Authority d/b/a Rockland Green (hereinafter “Rockland Green”) authorized award of the Contract for Facility Improvements – Fire Protection System at the Materials Recovery Facility in Hillburn, New York between Rockland Green and W&M Sprinkler NYC, LLC d/b/a W&M Fire Protection Services (the “Contractor”) dated as of October 18, 2021 (the “Contract”); and

WHEREAS, Rockland Green has requested the utilization of MC cable instead of EMT conduit in the ceilings of the new portion of the Materials Recovery Facility (the “Facility”) structure (referred to as Areas 4, 5, and 6) and the Contractor has agreed to such modification resulting in a credit equal to \$8,450.00, to be designated as Change Order No. FA-01; and

WHEREAS, due to the failure of the existing 6-inch wafer control valve in Zone 3 of Area 2 of the Facility, a replacement valve is required which the Contractor has agreed to provide and install for an amount equal to \$3,595.15, to be designated as Change Order No. FP-7; and

WHEREAS, Rockland Green’s Engineer, RRT Engineering, LLC, has reviewed these change orders, copies of which are attached hereto, and agrees with the Change Orders for modification to the work for the pricing stated therein; now therefore be it

RESOLVED, that Rockland Green hereby approves Change Order No. FA-01 for a reduction in the Contract Price in an amount equal to \$8,450.00; and be it further

RESOLVED, that Rockland Green hereby approves Change Order No. FP-7 for an increase in the Contract Price in an amount equal to \$3,595.15; and be it further

RESOLVED, that the approval of Change Orders FA-01 and FP-7 shall result in an overall reduction of the Contract Price by \$4,854.85 for a total amended Contract Price of \$950,187.15.

Phillips: Can you expand on this change order to the contract for facility improvements fire protection system at the Materials Recovery Facility.

Damiani: This change order is for a credit of \$8,450. We are going to utilize MC cable in lieu of EMT conduit and reduce the labor and the time that is required to install the fire alarm cable. Unfortunately, the next change order is an increase due to one of the valves failing and we have to replace that valve out for an amount of \$3,595. There will be a total reduction in the contract price by \$4,854 for a total amended price of \$950,187.

8. **Introduced By:** **Specht/Hoehmann** **Unan.** **February 24, 2022**

RESOLUTION No. 25 of 2022
AUTHORIZING DISPOSAL OF SURPLUS EQUIPMENT

WHEREAS, in the course of its operations, Rockland Green accumulates unneeded, worn-out or obsolete equipment, computers, furniture, machinery, tools, parts and vehicles for which it has no need; and

WHEREAS, upon occasion, Rockland Green deems such property to be “Surplus Equipment;” and

WHEREAS, Rockland Green has recently determined that certain pieces of equipment identified on the attached “Schedule A” are Surplus Equipment; and

WHEREAS, Rockland Green has the discretion to dispose of Surplus Equipment by various methods, including sale, auction, competitive bidding, and private negotiation, as set forth in its Guidelines for Disposal of Rockland Green Real and Personal Property (“Property Disposal Guidelines”); and

WHEREAS, it may be desirable for Rockland Green to negotiate disposition of pieces of Surplus Equipment with municipalities that need such equipment in a manner that may benefit the taxpayers of Rockland County, provided that such disposition is consistent with the Property Disposal Guidelines; now therefore be it

RESOLVED, that the Executive Director or his staff are hereby authorized to dispose of the Surplus Equipment listed in the attached “Schedule A” in accordance with the Property Disposal Guidelines.

Damiani: In 2018 we assisted some of the food banks in Rockland County with supplying equipment to assist in providing food for those in need and to ensure that we keep that food that would normally go to waste out of the waste stream. We provided equipment, but unfortunately this piece of equipment was damaged, and we have to declare it surplus, and we will auction it off.

9. Introduced by: Kohut/Soskin

Unan.

February 24, 2022

RESOLUTION No. 26 of 2022
AUTHORIZATION FOR ROCKLAND GREEN TO SUPPORT THE KEEP ROCKLAND
BEAUTIFUL “GREAT AMERICAN CLEAN UP”

WHEREAS, Rockland Green has received a request from Keep Rockland Beautiful, Inc. (“KRB”) to support the “Great American Clean Up” taking place in Spring 2022; and

WHEREAS, KRB has proposed to recognize Rockland Green’s support in the following ways: the Rockland Green logo will be displayed on the back of t-shirts given to volunteers; the Rockland Green logo will be placed on banners for volunteer recruitment; listing the Rockland Green on the KRB website and all social media outlets, including but not limited to email blasts, Facebook and Twitter; the KRB website will include a link to the Rockland Green’s website; Rockland Green will be listed as a partner in all events and presentations related to the Spring 2022 cleanup; and Rockland Green’s brochures and literature will be included in volunteer packets; and

WHEREAS, KRB cleanup crews will bag recyclables separately to be delivered to Rockland Green’s Materials Recovery Facility; and

WHEREAS, within sixty days following the event, KRB will provide Rockland Green with a report on the number of bags of waste and recycling collected as a result of the cleanup; and

WHEREAS, Rockland Green wishes to be a supporter of the 2022 event; and

WHEREAS, the above terms will be memorialized in a letter agreement between Rockland Green and KRB; now therefore be it

RESOLVED, that Rockland Green will support the Keep Rockland Beautiful “Great American Clean Up” taking place in the spring of 2022 for an amount of \$2,500.

Phillips: We contribute to Keep Rockland Beautiful every year at \$2,500 for a very worthy cause.

10. New Business

Phillips: Do we have any new business Executive Director?

Damiani: Yes, Mr. Chairman. We have a late change order that is necessary. This impacts Contract #2 due to some conflicts with the drawing as well as the overhead door schedule, Butler has presented a change order in the amount of \$15,900 because of the height of the overhead doors were not properly identified on the door schedule and drawings. We have to go from 24 feet to 28 feet in height for Change Order #17. Originally, we designed the facility with mechanical dock levelers, but since we are building the most advanced state-of art MRF that will be on the East coast, I think it warrants to swap out the mechanical dock levelers and put hydraulic operated dock levelers for \$53,848.

Introduced by: Powers/Hoehmann

Unan.

February 24, 2022

**RESOLUTION NO. 27 OF 2022
AUTHORIZING APPROVAL OF CHANGE ORDERS TO
CONTRACT FOR FACILITY IMPROVEMENTS – GENERAL
CONSTRUCTION AT THE MATERIALS RECOVERY FACILITY**

WHEREAS, by Resolution No. 56 of 2021, the Board of the Rockland County Solid Waste Management Authority d/b/a Rockland Green (hereinafter “Rockland Green”) authorized award of the contract for Facility Improvements – General Construction at the Materials Recovery Facility (“MRF”) to Butler Construction Group, Inc. (the “Contractor”) dated as of October 13, 2021 (the “Contract”); and

WHEREAS, on December 7, 2021 Rockland Green approved certain modifications to the Contract in the form of Change Orders 1, 2 and 3 pursuant to Resolution No. 79 of 2021; and

WHEREAS, on January 27, 2022 Rockland Green approved certain modifications to the Contract in the form of Change Orders 4, 6, 7, 9, 10, 12 and 14 pursuant to Resolution No. 14 of 2022; and

WHEREAS, a modification to the Contract due to an increase to the coiling door size is required due to an incorrect door schedule and drawing discrepancies, which the Contractor has agreed to undertake for an increase of \$15,900.00, to be designated by Change Order No. 16; and

WHEREAS, a request by Rockland Green to modify the dock lift from a mechanical to a hydraulic system, which the Contractor has agreed to for an increase of \$53,848.00, to be designated by Change Order No. 17; and

WHEREAS, Rockland Green's Engineer, RRT Engineering, LLC, has reviewed these change orders, copies of which are attached hereto, and agrees with the change orders, the required modifications to the work, the additional scope of work, and pricing; now therefore be it

RESOLVED, that Rockland Green hereby approves Change Order No. 16 for an increase in the Contract Price in an amount equal to \$15,900.00; and be it further

RESOLVED, that Rockland Green hereby approves Change Order No. 17 for an increase in the Contract Price in an amount equal to \$53,848.00; and be it further

RESOLVED, that the approval of Change Orders 16 and 17 shall result in an overall increase of the Contract Price by \$69,748.00 for a total amended Contract Price of \$7,870,024.40 for the Contract.

Phillips: Jerry can you show the Commissioners the food waste recycling containers and the collection bags.

Damiani: Orangetown contact us early last year and we discussed partnering with them and providing a food scraps collection pilot program. We offer two kits a 5-gallon pail and a 7-gallon pail. In the kit there is a 2.5-gallon countertop or under the counter container with 15 kraft bags that we can process at our biosolids facility. Orangetown did move forward with the larger 9.5-gallon bags that residents will take the smaller bags and empty those bags into the larger bags that are lined in the 5-gallon or 7-gallon kit. In my opinion, I don't think you need the 9.5-gallon bag I think the program works well with the 2.5-gallon bag that you can deposit it into whatever receptacle they choose and then they transport that material down once or twice a week to the food waste drop off center down in Orangetown. It is a pilot, and we are learning and hopefully by the end of next year we will have a report that we can present to the Board on moving forward with other towns and villages.

Kohut: How does it get from the Highway Department to Rockland Green?

Damiani: We contracted with Carlo Minuto to collect. We have 25 64-gallon toters at Orangetown and they get emptied once a week. In the warmer weather we contracted with a company to come in and clean the toters and sanitize them.

Kohut: When did the program start?

Damiani: January 7th. It was a slow start around the holidays,

Kohut: It should be nearing the end of the process through the Cocomposting Facility at some point?

Damiani: Yes, it takes about 21 days for us to process the material depending on time and temperature. We are mixing it in with the biosolids. Then another 30 days at the facility to cur and then it gets screened. The biggest concern is seeing actually what happens with the bags once it is screened since it is a kraft lined bag with a natural liner. Can we introduce that material back as amendment into the biosolids facility.

Phillips: Do we have any comments from the public? Do we have any comments from the Commissioners? I'd like to recognize Commissioner Hoehmann.

Hoehmann: Thank you Mr. Chairman. Late last week there was a tragedy with Marangi Carting Company. Their truck was working in the Town of Clarkstown and unfortunately there was a hit and run accident on Second Avenue in Nanuet and two of their workers were hit. One of the workers was Estibe Bustos Ceballos. He was a young father of a two-month-old child and a four-year-old child. He had an inspirational story. Estibe came to this Country from South America and worked his way through school and spoke very little English and was very successful at Spring Valley High School and became a kicker for the football team. Unfortunately, he succumbed to his injuries over the weekend. The Clarkstown Police were able to arrest the driver. There is a GoFundMe page in honor of this young man who unfortunately lost his life at the age of 23. I ask that we entertain to end this meeting with a moment of silence in his memory and I call the GoFundMe page to your attention that was established for this family that doesn't have a lot of resources with two young children without a dad to support them.

Phillips: We ask for a moment of silence.

Moment of silence.

Phillips: We will close the meeting in memory of Estibe Bustos Ceballos. Motion to adjourn.

Hoehmann: Moved

Specht: Seconded

The meeting was adjourned at 5:20 p.m.

Respectfully submitted,
Suzanne Haggerty