

## MINUTES

### ESSEX COUNTY SOLID WASTE ADVISORY COUNCIL

Meeting - Tuesday, September 22, 2009

The regularly scheduled meeting of the Essex County Solid Waste Advisory Council was held on Tuesday, September 22, 2009 at Garibaldi Hall located at the Essex County Environmental Center, 621 Eagle Rock Avenue, Roseland, NJ... The Recycling Coordinator's meeting began at 1:10 pm. The SWAC meeting immediately followed at 2:10 p.m.

#### PRESENT AT THE MEETING

Brian Frohnafel, Waste Management Recycle America  
Russell A. Jones, Jr., Livingston  
Rob Teeter, PMK Group  
Jared Eudell, PMK Group  
Rich Erickson, PMK Group  
Michael Onysko, Essex County Utilities Authority  
Don Wharton, East Orange  
George Kimiecik, Covanta Energy  
Richard Fericola, South Orange  
Nick Salese, Sr., West Orange  
Gerard Shimonaski, Verona  
Kim B. Greene, Newark  
Patty Davis, Nutley  
Hank Asher, Covanta Energy  
Salvatore Ferraro, Nutley  
Eric Burbank, Maplewood  
Gerald MacIntyre, Bloomfield  
Sandra Berardi, West Caldwell  
Paul Olshen, Livingston  
Daniel Donovan, Cedar Grove  
Ross M. Hull, NJDEP  
Howard Levison, South Orange  
Lance Webb, Orange  
Craig Brandon, Montclair  
Gary Schall, Roseland  
Jerry Imperuto, Bellville  
Alexander A. Trento, West Caldwell  
Mike Pilizecken, Roseland  
Mark Cohen, West Caldwell  
Rufus Johnson, Essex County Freeholder

The Recycling Coordinators meeting began at 1:10 p.m. and adjourned at 2:05 p.m.

## 1. CALL TO ORDER

Richard Fernicola called the Essex County Solid Waste Advisory Council meeting to order at 2:10 p.m.

## 2. OPEN PUBLIC MEETING STATEMENT

The meeting is in accordance with the Open Public Meeting Act. Publication of the meeting of the Essex County Solid Waste Advisory Council had previously been made and the public is invited to speak as noted on the agenda.

## 3. APPROVAL OF MINUTES

The minutes of the September 22, 2009 meeting were unanimously approved as submitted

## CHAIRPERSON'S COMMENTS

- The Chairperson thanked everyone for coming to the SWAC meeting and informed the certified coordinators to make sure they fill out the sign in sheet because he does send the sheet to leslie so that you can get the 2 credits.

## 4. COMMITTEE REPORTS

### Essex County Utilities Authority/PMK Group

- As part of the Recycling Coordinator's Meeting, Rob Teeter and Jared Eudell from PMK discussed the following topics:

Mr. Teeter welcomed everyone to the recycling coordinators meeting.

1. **2008 Municipal Tonnage Reports and Resolutions.** The reports and resolutions were due to the NJDEP by April 30, and are no longer "optional". Make sure that Mr. Onysko was copied on your submissions to Joe Davis, if not please send it to him. The PMK Group is offering free assistance on behalf of the ECUA to review municipal ordinances to determine areas of revision for those municipalities who have not yet revised their current version. Sample ordinances are available through the NJDEP's website.
2. **Municipal Recycling Ordinances.** The council was informed that there are still six (6) municipalities that have not completed the update to their municipal ordinances which was to be completed by April 15 and submitted

to the ECUA. If the ordinance is at the approval stage, please keep on top of it to get done.

3. **Battery recycling.** This will become a concern on January 1, 2010. The USDOT is requiring that all battery terminals be taped or batteries be put into individual bags prior to transportation. This is being mandated due to the increase in vehicle fires during transportation when the terminals contact each other. At this time the ends must be taped, but the specific battery types have not been defined yet. Because of the alkaline batteries having no mercury, it is assumed that they can go into the regular trash, again this has not yet been determined. The other batteries such as lithium and rechargeable batteries can be brought to local stores such as Best Buy, radio Shack etc. and they will tape them. These batteries can still be brought to the HHW day so long as they are taped. According to Ross Hull of the DEP the vehicle would not be allowed to transport the batteries if they are not taped. Also the towns bringing the batteries to the HHW day collection must have them taped prior to their transportation. The towns should start informing their residents to do this prior to them bringing them to town recycling facilities.
4. **Recycling Rate.** The Final 2007 County recycling numbers have been released by Joe Davis of the NJDEP. Essex County ranks 9<sup>th</sup> in the state with a MSW rate of 36.5%. This indicates that Essex is moving in the right direction.
5. **Certified Professional.** Ross Hull of the NJDEP was asked if he had an update on it or inkling if it is going to be signed to go to 2012. Mr. Hull indicated that he has no inkling since they have not heard anything about it being passed. So as of right now it stays as January 2010. About six (6) towns have certified recycling coordinators right now, the other towns should act quickly, and there is a waiting list to get into the classes.
6. **Computer and Electronics.** It was brought up that the cost for collection events will increase due to market costs going up to in recycling this product. Some of the increase is due to the fact that a lot of collection facilities were sending the equipment overseas to be dismantled for cheap labor. This caused a health problem with the people there and has been stopped. By doing the work at the facilities here, the costs are very much higher. West Orange indicated that they were using a company called E-Rival LLC and pay zero, but there is an additional charge for TV's.

### Essex County Utilities Authority

Mr. Onysko indicated that Mr.Hull did a calculation of all the counties solid waste, and it looked like about 75 % of the counties waste had declined. Mr. Hull said that it was probably higher than 75%.

A question came up from the towns that if the waste is declining, how will that affect them at Covanta. Mr. Onysko informed the committee that the ECUA is negotiating with the Port Authority to extend the contract to get lower rates eliminate the surcharge and have no min or max requirements. He

could not elaborate at this time only to say that negotiations are ongoing.

Mr. Onysko said that the HHWday and Computer events were coming up on October 3rd and 17<sup>th</sup>. I did fax a request to all the town DPW's to let me know what they would be coming in with. This is not for my information, the vendor likes to know so that he brings enough people to handle the material.

Mr. Onysko said he would like to congratulate PMK on all the hard work they are doing in bringing the County up.

### **Covanta Energy**

George Kimiecik informed the council that that he is sending Nick Maddoloni of the Health Department reports on recycling inspections. He will also be sending the report on a quarterly basis to other counties so that they are aware of the recyclables in the loads. He feels that the haulers are getting the message about no recyclables in the loads. Nick Maddaloni told the committee he has started a data base of the violators to monitor what towns are constant offenders. He will then notify the town and the hauler involved.

Hank Asher stated that the plant was running well this year and that they were scheduling outages at the end October.

### **NJ Department of Environmental Protection**

- Mr. Hull said that Essex waste was down approximately 45,000 tons for 2008 with the recycling staying pretty much the same which is 40% or close to that which is very nice...
- Mr. Hull said that he three amendments from Mike, TLA, and two for American Recycling and does not see any problems with it yet. He said that TLA is doing everything they have to do to receive a permit...
- Mr. Hull was concerned about the towns that have not completed their Municipal Ordinance yet and also with the towns that have not submitted their Tonnage reports, it seems to him that they do not want the money the is available to them. If a town does not file a report then they are not following the law and also the money will go back into the pot for those who do submit.
- Mr. Hull also indicated that the Resource Recovery facility contract is up at the end of the year. As of now the facility does not have to pay the \$3.00 recycling tax on the approximately 6000,000 tons of waste but come the beginning of the year they will have to pay it which is about 1.8 million dollars that the State will be giving back to towns.
- Mr. Hull explained how he calculates out of state waste since Essex County does not know this number. He indicated that the DEP receives reports from facilities from which the out of state waste and double dipping is found. He said that the Counties would not know this number since the state gets the report. In the past the Counties used to get a copy of the reports but that has since stopped.

- Mr. Hull said that the Commissioner will be sending a letter out to the towns stating that they must enforce their local municipal ordinance.
- Mr. Hull also acknowledged that Essex County has been making great strides in recycling in the past few years and that he happy with that.

5. **PRESENTATIONS** - Nick Maddaloni of the Essex County Health Department gave a presentation on Recycling Enforcement

To begin Mr. Maddaloni asked how many towns have municipal recycling ordinances and all towns in attendance responded. He then asked how many have done enforcement and three towns responded. Mr. Maddaloni said that there were three ways to do enforcement and they were

- 1 – CEHA programs to enforce the District Solid Waste Plan.
- 2- An agency can enforce the State regulation to assure service agreement with Nick.
- 3 - The municipalities can enforce their local ordinances.

Mr. Maddaloni said that he cannot understand why a municipality does not enforce their recycling ordinances. We at the health department go to an office complex to insure recycling, when we get a call we respond to it. The municipalities are losing money by not enforcing their laws. He said that the towns have to step up and take the responsibility to try and help us enforce the recycling regulations or else it is not going to work. You should also know that we at the health department do not go a commercial building or a multi dwelling complex until we notify the towns recycling coordinator so that everyone knows what is going on. We go their top make sure that they are complying with your ordinance

Mr. Maddaloni stated that they are there to help and assist the towns. Debbie Pinto of the DEP has put together some guidelines to distribute. These guidelines describe the rules and regulations for recycling, the different agencies that can enforce the ordinances and some penalties to issue and what type of courts handle different cases. Mr. Maddaloni handed out the pamphlet.

**PLAN AMENDMENTS**

There were no Plan Amendments.

**NEW BUSINESS – None**

**OLD BUSINESS - None**

**PUBLIC COMMENTS – None**

## **ADJOURNMENT**

There being no further business at hand, the Chairman entertained a motion to adjourn the meeting at 3:30 p.m.

Respectfully submitted,

Michael Onysko, Chief – Engineering/ Operations  
Essex County Utilities Authority

# ESSEX COUNTY

## MONTHLY TONNAGE REPORT

### August 2009

Solid Waste delivered to the Essex County Resource Facility/Transfer Station.

Essex Delivered	29,792.630 Tons
Out-of-District Waste	49,095.260 Tons
Special Delivered	301.510 Tons
Total Outbound Ash	17,981.100 Tons
Total Outbound Bulk Waste	33.460 Tons
Total Outbound Recovered Ferrous	1,623.720 Tons

Essex delivered 8,327.950 ID-13-25+27 Bulk Waste tons to the NJDEP Designated Transfer Station.

Essex delivered 10,947.400 ID-10-23+27 Municipal Waste tons to the NJDEP Designated Transfer Station.

### September 2009

Solid Waste delivered to the Essex County Resource Facility/Transfer Station.

Essex Delivered	29,735.670 Tons
Out-of-District Waste	48,643.740 Tons
Special Delivered	198.310 Tons
Total Outbound Ash	18,713.880 Tons
Total Outbound Bulk Waste	72.500 Tons
Total Outbound Recovered Ferrous	1,289.710 Tons

Essex delivered 7,338.740 ID-13-25+27 Bulk Waste tons to the NJDEP Designated Transfer Station.

Essex delivered 10,607.320 ID-10-23+27 Municipal Waste tons to the NJDEP Designated Transfer Station.