



**MIDCOAST SOLID WASTE CORPORATION
BOARD OF DIRECTORS MEETING
May 24, 2023**

MEMBERS PRESENT: Bob Falciani (Chair) – Camden, Alison McKellar (Treasurer) – Camden, Michael Brown – Hope, Brian Powers, Jr – Hope, Josh Gerritsen– Lincolnville, Keryn Laite (Vice-Chair) – Lincolnville, James Annis – Rockport, Eric Boucher – Rockport

MEMBERS ABSENT:

REPRESENTATIVES PRESENT: David St. Laurent, MCSWC Interim Manager

Falciani Chair called the meeting to order at 6:30 pm.

1. PUBLIC & DIRECTOR COMMENTS: None

2. REVIEW AND APPROVAL MARCH 29, 2023 MEETING MINUTES:

Falciani, Chair entertained a motion to approve the minutes of March 29, 2023. *Laite moved to approve the meeting minutes, as presented. Michael Brown seconded. No discussion. Motion passed. (100% in favor, 0 opposed).*

3. FACILITY MANAGER REPORT:

Falciani asked if members had any questions on the content of the Manager's report. There were no questions. St. Laurent discussed an unplanned repair on the bulldozer and reviewed the best manner of payment.

Note: Gerritsen joined the meeting via zoom at 6:35 pm.

St. Laurent went over highlights of the well project and informed the Board talks with Frank Hagerty is moving forward. A negotiation on a contract with Cross Well Drilling is also underway. St. Laurent requested that the interim attorney review the contract documents as they move forward.

4. MCSWC GENERAL COUNCIL RECOMMENDATION:

Falciani opened discussion on the General Council recommendation and spoke to the Board about the generous service provided the Corporation by Attorney Paul Gibbons over the years and his recent upcoming retirement status. Gibbons recommends that Attorney William Kelly be considered as the new Corporate Attorney; commenting that his fee scale and background in municipal matters would likely be the best fit Mid-Coast Solid Waste. Brown inquired if Kelly would

be considered a conflict of interest as he contracts with other member towns. A brief discussion followed. Laite recommended that Gibbons suggestion be considered, but that in good governance practice, the Board should undertake an RFP. Falciani added that the Board may want to consider have Attorney Kelly act as interim Corporate Attorney on any pressing matters or emergent issues. McKellar remarked MCSWC does not use an exorbitant amount of General Attorney services and has a separate labor attorney at Eaton Peabody. Falciani suggested the new Board of Trustee group, including any new members appointed after elections, work on the RFP in July.

Chair Falciani entertained a motion on general council recommendation. Powers moved to consult with Attorney Bill Kelley in the interim until an RFP is done. Annis Seconded. Discussion followed on Gibbons referral, Powers highly recommends Attorney Kelly as his manner, and knowledge is good. Motion passed. (91.35% in favor, 0 opposed (8.65 Lincolnville abstained)).

5. MAY 10 2024 WORKSHOP REVIEW, BOARD DIRECTED MANAGER:

a.) Request proposal from MRC for a long-term disposal option

St. Laurent has contacted MRC for potential contract terms. Currently the following is possible:

10-year	\$98.00/ton (96/ton tipping + \$2.00/ton State Fee)
15-year	\$95.00/ton (93/ton tipping + \$2.00/ton State Fee)

Waste Management has provided a 1-month extension for ability to obtain and review all information. A decision is needed by end of June to hold rates.

Penobscot Energy (PERC) is providing a third option and the numbers are coming in shortly.

b.) Request from MDEP storm water what the requirements are to begin process of treating leachate on site

A discussion on the fine details of Storm Water vs. Leachate is under way with the DEP. When the parameters are better known or set, a possible discharge waiver may be required.

Different groups within the DEP field the two different discharges. Powers opened a conversation on State of Maine regulations that were touched on at the workshop. St. Laurent explained the discharge differences and will gather information from the DEP at the annual inspection of the storm water system at the facility.

c.) Operating Costs

The State can determine issues and requirements, set criteria and outline how a project can be done. The costs of this work will need to be incorporated into the costs of the long-term care of the facility for budgeting purposes. Testing costs determined going forward will be included. McKellar added that MCSWC already tests for many substances now. St. Laurent explained that knowing sludge amount estimates from any treatment on sit will be an

important calculation and helpful to project; information is being gathered on the best methods for this process.

McKellar added that the timeline for this work and solutions for the Northern End of the Quarry is important to fast track if possible. St. Laurent will bring Sevee and Mahar Engineering in to consult. McKellar added an RFP be considered for future services go out to area companies that can perform water quality testing services and report generation.

Laite asked about the Northern Side of the Quarry with relation to possible spillover of the water. St. Laurent opened a discussion on the possibility that the level of water, in relation to the barrier wall placed between the North side and South side of the Quarry (landfill), has likely risen above the seal. Therefore, pumping of the Southern side is required on a larger scale to keep the water level as recommended in the operations manual.

6. FINANCE COMMITTEE REPORT:

McKellar opened a discussion on the year-end figure for leachate and reminded the membership that leachate costs will be over the budgeted amount by a good percentage due to rate increases. The MSW pricing change to occur on June 1, 2023 has advertising notice to the public for the required 30 days.

A lengthy discussion was held on use of MSW Trash Tags/Stickers vs. the current yellow bags. St. Laurent would like to see MCSWC save money on purchasing yellow bags in the future. Brown added the fee for purchasing bags is included in the cost to purchase a bag. A discussion on fraud and the possibility of fraud in the current system of yellow bags vs. if switching to tags/stickers was held. Powers asked that the use of sale receipts from the gatehouse be handled more strictly, so Operators around facility can request if needed. St. Laurent will send an article from the EPA about studies done on the tag vs. bag subject to the membership.

A brief discussion on the length of the vehicle line at the gatehouse was held. Powers suggested that policy to hand out a receipt not be altered for wait times when issuing a sales receipt. Each sale should follow the same process. Powers compared MCSWC vehicle wait at gate to a grocery store line noting how the process is the same regardless of how many carts.

A discussion on the status of the year-to-date finance reports was held. A review of notes on budgeted figures and year-end reserve account funding took place. Boucher suggested looking at the format or adding information in a timelier manner so the Board can see where the finances stand more clearly. St. Laurent will check in with the bookkeeper to see about updating posts for different disbursements made for the year-end financial sheets. A brief discussion on roadside cleanup being taken in from the four towns for no cost, and inquiry as to why each town does not support the events was held. Powers asked about the origination of the roadside program, which was developed and originally funded through the Waste Watch Committee. St. Laurent presented that Marci Annis requested an agenda spot to give an update on her programs in Rockport.

Powers opened a discussion on year to date labor and overtime expense. St. Laurent reviewed the budget history for labor and relayed that figures for it were a strong reflection of wages finalized in the Collective Bargaining Agreement. Other expenses such as fuel cost and electricity were reviewed. Eric Boucher offered to assist with reviewing the possibility of a new template to make the monthly financial reports more informative in the coming fiscal year.

7. ADJOURN:

Chair Falciani entertained a motion to adjourn the meeting at 7:47 p.m. Eric Boucher moved to adjourn the meeting. Power seconded. Motion passed (100% in favor and 0 opposed).

Respectfully Submitted,

Beth Kwiatkowski
Recording Secretary

If there are any questions regarding the decisions made at the meeting please refer to the meeting video found at www.youtube.com/TownofCamdenMaine

SCHEDULED MEETINGS:

Board of Directors Meetings:

July 26, 2023 at 6:30 p.m., John French Jr. Conference Room – Camden Town Office