

MINUTES OF MEETING
DELAWARE SOLID WASTE AUTHORITY
BOARD OF DIRECTORS

DATE: March 25, 2021

LOCATION: This meeting was held via Zoom webinar due to the State's COVID-19 social distancing requirements.

TIME: 5:00 p.m.

ATTENDEES:

DIRECTORS

Gerard L. Esposito, Chairman
Timothy P. Sheldon, Vice Chairman
Temple Carter, II
Norman Griffiths
Michael R. Paraskewich, Ph.D, P.E.
Tonda L. Parks (joined at 5:20)
William J. Riddle

STAFF

Richard P. Watson, P.E., BCEE
Robin M. Roddy, P.E., BCEE
Michael D. Parkowski
Joseph J. Koskey
Jason M. Munyan, P.E., BCEE

LEGAL COUNSEL

F. Michael Parkowski (PG&S)

GUESTS

None

REGULAR BOARD MEETING

The Chairman, Gerard Esposito, called the four hundred and nineteenth regular meeting of the Delaware Solid Waste Authority Board of Directors to order on Thursday, March 25, 2021. He announced the meeting had been duly noticed and the Directors had received copies of the information to be considered. Mr. Esposito had the clerk call the roll for the Board.

A. MINUTES

Chairman Esposito called for additions or corrections to the draft of the Minutes of the February 25, 2021, meeting of the Board of Directors.

Motion A – moved by Mr. Riddle

“The Minutes of the February 25, 2021, Board of Directors’ meeting of the Delaware Solid Waste Authority be accepted as written.”

Second - Mr. Sheldon

Vote – (Griffiths, Paraskewich,
Riddle, Sheldon, Esposito)

Motion Adopted
(5 Yes, 0 No, 1 Absent, 1 Abstain)

Report of the Administrative & Citizens’ Affairs Committee

B. PURCHASE OF PROPERTY AT 18009 SHILOH CHURCH ROAD

Motion B - moved by Mr. Carter

“The Board approves the purchase of the property at 18009 Shiloh Church Road, Georgetown, Delaware for the amount of \$175,000.00.”

Second – Mr. Riddle

Mr. Watson said that Delaware Solid Waste Authority (DSWA) looks to acquire any property that is contiguous to the Jones Crossroads Landfill. He noted that Jim Vescovi had initiated contact with the owner of the property and Mr. M. D. Parkowski then proceeded with the acquisition. Ms. Roddy explained that several properties have been purchased over the last few years adjacent to the Jones Crossroads Landfill. Once staff was made aware this property was available Mr. M. D. Parkowski had an appraisal performed and the value came in at \$175,000.00. DSWA’s strategy is to have as much buffer area around the landfill as possible. There is no intention of expanding the landfill into this property. DSWA doesn’t aggressively go after these properties but, as we find out they are available we show interest and have the appraisal done and if appropriate bring it to the Board. Staff would like to purchase this property pending Board approval at 18009 Shiloh Church Road. Mr. Griffiths asked if the property was zoned residential right now and would it have to be re-zoned to commercial or some other listing once DSWA takes ownership. Ms. Roddy said that it is currently zoned residential and there is a dwelling on the property that will be demolished. There is no intention to re-zone it.

Mr. Carter	Yes
Mr. Griffiths	Yes
Mr. Paraskewich	Yes
Mr. Riddle	Yes
Mr. Sheldon	Yes
Mr. Esposito	Yes

Motion Adopted
(6 Yes, 0 No, 1 Absent)

Report of the Technical and Facilities Management Committee

C. CONSTRUCTION OF THE DELAWARE SOLID WASTE AUTHORITY BORROW PIT – CONTRACT C-20-833-CS

Motion C - moved by Mr. Sheldon

“The Board awards the contract for the Construction of the Delaware Solid Waste Authority Borrow Pit to JJID, Inc. as the most responsive bidder, in the amount of \$737,000.00.

Second – Mr. Griffiths

Mr. Watson said that this contract was for the development of a borrow pit on DSWA property at the Sandtown Landfill. This is just the beginning of the development. It's to establish the infrastructure to start using a borrow pit. This was designed and put out to bid. DSWA received five bidders. The two lowest ones are very close. Mr. Munyan explained that this was for long term planning. Evaluating the project, DSWA found that the only permit that was needed was for sediment and erosion control from the Department of Natural Resources and Environmental Control. Staff did receive that permit for the project. This work includes constructing the road access to the borrow area, clearing of the initial 20 acres, and construction of a very large catch basin that will allow for any runoff to be contained within the site. Once that is completed it will close out the sediment and erosion permit and DSWA will have a functional borrow pit that we can pull from at any time, now and into the future. Ms. Roddy said that this contract is just the first phase of the project, 20 acres, but the entire footprint of the borrow pit is 126 acres. There is over 4 million cubic yards of soil available to DSWA in that area. Our strategy is to utilize DSWA's borrow pit as needed but continue to use off site borrow when the price is favorable. Mr. Esposito asked if the quality of borrow was unique or if it was just available and cheap. Ms. Roddy said that the material is sandy soil similar to the off-site material currently being used. Mr. Watson said that the quality that is required for cover soil is a lower quality. Mr. Riddle asked if DSWA paid to have the design done for the whole site and what the cost was. Mr. Munyan said that DSWA had an evaluation done on the land to see if it would be suitable. Duffield Associates prepared the sediment and erosion plan and did a rough design of the area to be used for the borrow pit. Staff might develop a more robust operating plan but the goal right now is not to start using it fully and extracting, its to have it available. Mr. Riddle asked if it was in the capital budget. Mr. Koskey confirmed that it was. Mr. Griffiths asked if when Duffield did the evaluation of the site, if they looked at any drinking water aquifers being impacted by it. Mr. Munyan said there was no impact to drinking water. It would not go down into any drinking water aquifers. It is spread out over 120 acres and vary in depth from 10 feet to 40 feet in the deepest spot. Mr. Esposito said that most people in that area have shallow wells 60 to 80 feet deep.

Mr. Carter	Yes
Mr. Griffiths	Yes
Mr. Paraskewich	Yes
Mr. Riddle	Yes
Mr. Sheldon	Yes
Mr. Esposito	Yes

Motion Adopted

(6 Yes, 0 No, 1 Absent)

Ms. Parks joined the meeting at this time.

D. SUPPLY OF COVER SOIL FOR THE CENTRAL SOLID WASTE MANAGEMENT CENTER – CONTRACT F-20-836-CS

Motion D - moved by Mr. Sheldon

The Board awards the contract for the Supply of Cover Soil for the Central Solid Waste Management Center to Shore Sand and Gravel, LLC, for a 10-year period in accordance with the pricing detailed in the memo dated March 5, 2021.

Second – Mr. Griffiths

Mr. Watson said this the current soils contract would be ending in July and a Request for Proposals was issued in November and two proposals were received. In January staff asked the Committee for permission to negotiate with Shore Sand and Gravel. In November when the RFP was issued, the bid for the borrow pit was also issued so that probably helped with pricing for this proposal. Mr. Munyan said that the timing was intentional for issuing both contracts. He remarked that there was a lot of soil used at the landfills. Every day there has to be a six-inch cover on the waste and other areas that are not used for a while receive 6 more inches on top of that. Sandtown uses about 300,000 tons of soil in a year. Typically, staff issues a three-year contract for soil and the current contract price increased each year by about 3%. This proposal was for a long-term contract and staff was able to negotiate a new contract with the current soils provider, Shore Sand and Gravel. A 10-year contract was negotiated with them that only goes up 10 cents per year, which is an average of a 1.4% increase per year. It is a very good price. Ms. Roddy noted that Michael Lenkiewicz and Mr. Munyan did a great job negotiating this contract. If the contract is approved, staff intends to make use of the contract for the full 10-years, which will preserve DSWA’s borrow soil for the future. Shore Sand and Gravel agreed to no minimum quantity and no exclusive rights guarantee, meaning we can go to other sources for soil including our own if needed. Mr. Sheldon and Mr. Esposito congratulated staff on a good job of negotiating the contract.

Mr. Carter	Yes
Mr. Griffiths	Yes
Ms. Parks	Yes
Mr. Paraskewich	Yes
Mr. Riddle	Yes
Mr. Sheldon	Yes

Mr. Esposito Yes

Motion Adopted

(7 Yes, 0 No, 0 Absent)

E. PURCHASE AND SERVICE OF A NEW LANDFILL COMPACTOR AND SALE OF DSWA’S USED LANDFILL COMPACTOR FOR THE SOUTHERN SOLID WASTE MANAGEMENT CENTER – CONTRACT P-20-834-SS

Motion E - moved by Mr. Sheldon

“The Board awards the contract for the purchase of a new Landfill Compactor for the Southern Solid Waste Management Center to Carter Machinery for the total cost of \$1,101,220.00 which includes a four-year extended warranty and executing the guaranteed buyback agreement with Bomag for the sale of DSWA’s used Landfill Compactor for \$65,050.00.”

Second – Mr. Griffiths

Mr. Watson said that this new compactor will replace the large 836 model compactor that is at the end of its useful life. Mr. Munyan explained that the compactor is used to push the waste into place and then to compact it. It is a very specialized piece of equipment that is not a stock item. There is an equipment list for the sites and this particular piece was reaching the end of its anticipated life of five-years. Compactors take a lot of abuse on the landfill due to the nature of the work they do. DSWA does not want to have an issue where it would break down and not to be able to replace it for several weeks. Proposals were issued and four proposals were received. Staff asked to negotiate with Carter Machinery and was able to lower the price of the compactor and got an extended warranty for some of the parts. Carter’s proposal did not offer as much for the used compactor. It was not as much as the guaranteed buyback price from Bomag so staff asks to invoke the buyback agreement with Bomag for the existing compactor. Mr. Griffiths asked if this was in the budget. Mr. Munyan responded that it was a budgeted item. Mr. Watson noted that this was not the only compactor onsite. Mr. Watson said that tonnage at the landfill has been increasing and it looks like it will continue to.

Mr. Carter Yes
Mr. Griffiths Yes
Ms. Parks Yes
Mr. Paraskewich Yes
Mr. Riddle Yes
Mr. Sheldon Yes
Mr. Esposito Yes

Motion Adopted

(7 Yes, 0 No, 0 Absent)

NEW BUSINESS

Mr. M. D. Parkowski updated the Board on the status of House Bill 22. He had testified on behalf of DSWA at a hearing the week before. DSWA is still in support of the bill. This is for the right-to-repair

with electronics. It gives the public the right to get information to make repairs on their electronic goods as opposed to sending back to the manufacturers or to having to discard them.

PUBLIC COMMENT

No comment

Motion – moved by Mr. Sheldon

“The Board Meeting is adjourned.”

Second – Ms. Parks

Vote – (Carter, Griffiths, Paraskewich,
Parks, Riddle, Sheldon, Esposito)

Motion Adopted
(7 Yes, 0 No, 0 Absent)

Respectfully submitted,

Pamela Williamson

Meeting Adjourned: 5:45 p.m.