



**CENTRAL VIRGINIA WASTE MANAGEMENT AUTHORITY  
BOARD OF DIRECTORS MEETING AGENDA  
MARCH 15, 2013  
2104 W. LABURNUM AVENUE  
RICHMOND, VIRGINIA**

**CALL TO ORDER** **9:00 a. m.**  
**CHAIRMAN'S AGENDA**  
**CERTIFICATION OF QUORUM**

<b>ITEM NO.</b>		<b>Page(s)</b>
1.	Public Comment Period	
2.	Minutes of the Regular Meeting of February 15, 2013	3 - 13
3.	Chairman's Report	

**STAFF AGENDA**

<b>ITEM NO.</b>		
4.	2013 General Assembly Wrap Up	14 - 16
5.	Curbside Recycling Program	
6.	Municipal Solid Waste (MSW) Program	
7.	Operations and Program Statistics	
8.	Earth Day	
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**11. Administrative**

Upcoming Meetings

Technical Advisory Committee (TAC) Meeting ..... April 4

Executive Committee ..... April 8

Board of Directors ..... April 19

**OLD/NEW BUSINESS**

**ADJOURNMENT**

**MINUTES OF THE REGULAR MEETING OF FEBRUARY 15, 2013**

Minutes of the February 15, 2013 CVWMA Board of Directors' meeting are attached for review and consideration.

**Recommended Action:** Approve minutes.

Attachments

**CENTRAL VIRGINIA WASTE MANAGEMENT AUTHORITY  
BOARD OF DIRECTORS MEETING  
FEBRUARY 15, 2013  
MINUTES  
2104 W. LABURNUM AVENUE  
RICHMOND, VIRGINIA**

**MEMBERS/ALTERNATES PRESENT**

**Voting:**

Steve Chidsey (M-Hanover), Chair  
Leigh Dunn (M-Goochland), Secretary  
Mark Kukoski (M-Richmond), Immediate Past Chair  
Lee Sloppy (M-Ashland)  
John T. Bragg (M-Charles City)  
Robert L. Dunn (M-Chesterfield)  
Marcia R. Phillips (M-Chesterfield)  
Wayne Hazzard (M-Hanover)  
J. Allen Lane (M-Henrico)  
Jon Clary (A-Henrico)  
William I. Mawyer, Jr. (A-Henrico)  
James H. Burrell (M-New Kent)  
Elliot Danburg (M-Powhatan)  
William Hamby, Jr. (M-Prince George)

**MEMBERS/ALTERNATES NOT PRESENT**

Matthew D. Benka (M-Richmond), Vice-Chair  
Robert C. Key (M-Chesterfield), Treasurer  
Robert C. Whiteman (M-Henrico), Director  
Jennifer Schontag (A-Ashland)  
Dr. Sheryl D. Bailey (A-Chesterfield)  
Charles E. Dane (A-Chesterfield)  
Tom Mattis (M-Colonial Heights)  
William E. Henley (A-Colonial Heights)  
David Lloyd (A-Goochland)  
Paul E. Drumwright (A-Goochland)  
Chip England (A-Hanover)  
Michael Flagg (A-Hanover)  
Marcia E. Kelley (M-Henrico)  
Arthur D. Petrini (A-Henrico)  
Phillip E. Elliott (M-Hopewell)  
David Fratarcangelo (A-Hopewell)  
David Bednarczyk (A-New Kent)  
Steven Hicks (M-Petersburg)  
William Riggleman (A-Petersburg)

**Non-Voting:**

Jeff Howard (A-Chesterfield)  
Christopher Rapp (A-Powhatan)  
Rod M. Compton (A-Prince George)

**Staff:**

Kimberly A. Hynes, Executive Director  
Bernard B. Harris, Director of Operations  
Nan B. Downey, Director of Administration & Finance  
Nancy W. Drumheller, Public Information Coordinator  
Reginald D. Thompson, Operations Technician

**Guest**

Larry B. Boyd, Administrative Project Analyst  
City of Richmond

With a quorum in attendance Chairman S. Chidsey (M-Hanover) called the meeting to order at 9:01 a.m.

## **CHAIRMAN'S AGENDA**

### **Item No. 1: Public Comment Period**

Chairman Chidsey opened the floor to receive public comment. With no requests from the public to address the Board, Chairman Chidsey closed the public comment period.

### **Item No. 2: Minutes of the Regular Meeting of January 17, 2013**

A motion was made by Mr. M. Kukoski (M-Richmond), Immediate Past Chair seconded by Mr. J. H. Burrell (M-New Kent), and carried that the minutes of the January 17, 2013, Central Virginia Waste Management Authority (CVWMA) Board of Directors' meeting be approved as submitted.

### **Item No. 3: Chairman's Report**

Chairman Chidsey informed the Board that the Environmental Education Workshop held on February 7 was very informative. He asserted that the workshop included information on stormwater updates for local governments as it relates to solid waste. Closing, Chairman Chidsey complimented Authority staff for putting the workshop together.

#### ***Welcome Mr. Rod M. Compton (A-Prince George)***

Chairman Chidsey informed the Board that a new alternate member had been appointed to the CVWMA Board. He then then turned the floor over to Mr. W. Hamby, Jr. (M-Prince George) who introduced and welcomed Mr. Rod M. Compton (A-Prince George) as the newest member of the Authority's Board of Directors representing the County of Prince George. Mr. Hamby asserted that Mr. Compton is with Prince George County's Real Estate Assessor's Office. Mr. Compton thanked CVWMA staff and the Board for their kind welcome.

## **STAFF AGENDA**

### **Item No. 4: 2013 Virginia General Assembly Update**

Mrs. Hynes informed the Board that CVWMA staff has been tracking relevant legislation with potential impact on the Authority and/or member jurisdictions. She then directed the Board's attention to pages 13-15 of the agenda package and a handout, which list several bills that have been introduced and remain under consideration.

Mrs. Hynes indicated that **HB1481** which focuses on scrap metal purchasers is still alive. The bill requires scrap metal purchasers take and maintain for 30-days an image of any proprietary articles purchased and submit to the chief of police or law-enforcement officer a report of all purchases made by the scrap metal purchaser of any nonferrous scrap, metal articles, and proprietary articles if so requested by the chief of police or other law-enforcement officer.

Continuing, Mrs. Hynes reported that most of the bills regarding litter and illegal dumping have died with the exception of **SB1166** which provides for community service for illegally dumping or disposing of garbage or refuse on public property or on private property. She noted that there were a couple of bills introduced related to Water and Waste Authorities that will have a no impact on the Authority.

Proceeding, Mrs. Hynes reported on **SB1212** exempts trade secrets obtained by DEQ in required reports from being disclosed.

Mrs. Hynes went on to report there were several bills related to stormwater that were proposed this year. The most significant **HB2048; Water quality; transfer of responsibility for administration of programs** is still alive. She informed the board that this bill moves all water quality programs currently administered by the Department of Conservation and Recreation to the Department of Environmental Quality (DEQ). She asserted that the DEQ and the State Water Control Board will have oversight of water quality planning and laws dealing with stormwater management, erosion and sediment control, and the Chesapeake Bay Preservation Areas. The Virginia Soil and Water Conservation Board will have continuing responsibility for oversight of the soil and water conservation districts and of resource management planning. Mrs. Hynes went on to report that **HB2190; Stormwater Management Ordinances; eligibility for incentives** requires jurisdictions that adopt more stringent stormwater management requirements than those necessary to ensure compliance with the minimum regulations of the Soil and Water Conservation Board to submit such requirements to the DEQ.

Continuing, Mrs. Hynes reported that several other stormwater bills were introduced and tabled in subcommittee. This includes **HB1488 Stormwater management program**, which would have delayed the date that local governments will have to assume responsibility for administering the stormwater management program from July 1, 2014, to July 1, 2015.

Proceeding, Mrs. Hynes reported on **HB 1823 Public procurement; posting by local public bodies of procurement opportunities**, which will require local public bodies to post required certain procurement notices on the Department of General Services' central electronic procurement Web site and makes newspaper publication or posting on other appropriate Web sites optional. Mrs. Hynes commented that this bill may help jurisdictions reduce costs from having to post procurement notices.

Mrs. Hynes reported that bills related to plastic bags have failed or were stricken. She noted that a few bills were introduced that imposed a tax on plastic bags used by purchasers and another that completely banned plastic bags.

Concluding, Mrs. Hynes reported that the session adjourns February 23<sup>rd</sup>.

Mr. R. L. Dunn (M-Chesterfield) asked why **HB2048** was rejected by the House. Mrs. Hynes responded that she did not know. She added that she would research the enquiry and follow up on a later date. Mr. W. Hazzard (M-Hanover) commented that changes were made to the bill amending some of the definitions of stormwater to give DEQ more ability to change stormwater into a pollutant.

## **Item No. 5: Curbside Recycling Program**

Mr. B. Harris, Director of Operations, directing the Board's attention to a PowerPoint presentation reported that January was another strong month for curbside collection. Mr. Harris noted that the tonnage total for the month was 3,520 tons with 23 collection days; up 15 percent from January 2012. He asserted that January was a record month. The previous high was in December 2008 with a collection total of 3,500 tons. Mr. Harris went on to report that the Authority reached several milestones this year that include four consecutive months of over 3,000 tons in total collections, the first time since the inception of the program. He included that during the first seven months of the fiscal year, collection averaged over 3,000 tons. Mr. Harris reported that January 2013 was a record month for Chesterfield County with a collection total of 1,524 tons. He added that through the first seven months of the year, the tonnage total in Colonial Heights is equal to about 95 percent of the total for all of fiscal year 2012.

Proceeding, Mr. Harris reminded the Board of enhancements to the Town of Ashland's curbside program reported on during the December 2012 Board meeting. He asserted since the start of the program, the set-out rate increased from about 40 percent to 57 percent in January and that there was little change in tonnage total. Mr. Harris went on to report that missed collections were 381 for the month due to the holidays, weather and rerouting issues. In January 2012, missed collection totaled 426 and the average set-out rate was 35.0 percent.

Concluding, Mr. Harris reported that 95-gallon cart sales remained strong during the month of January but has declined slightly through the first half of February. He included that 722 carts were sold during January surpassing December 2012 sales. Mr. Harris went on to report that since CVWMA began selling carts in August 2011, a total of 4,800 carts have been sold. Mr. Harris asserted with the inclusion of carts in Colonial Heights and Ashland, about 13,000 households now have a 96-gallon cart.

Mr. M. Kukoski (M-Richmond) Immediate Past Chair asked if the increase in tonnage could be correlated to the carts. Mr. Harris responded the best way to compare the increase in tonnage is to do a side-by-side comparison in Colonial Heights, which is up nearly 60 percent.

Mr. M. Kukoski asked if there were any records to show what percentage of the population in areas such as Chesterfield has a 96-gallon cart. Mr. Harris responded that of the 4,800 carts sold nearly half were sold to Chesterfield County residents; about 2,400 households of its 97,000 residents.

Mrs. N. W. Drumheller, Public Information Coordinator, directed the Board's attention to a PowerPoint presentation at the front of the room. She informed the Board that the Authority's Call Center responded to 610 e-mail requests for recycling bins, extra container stickers, and the 2013 Curbside Collection Schedule. Mrs. Drumheller went on to report that there were over 1,200 mailings in response to calls and e-mail requests for the materials compared to 1,653 in January 2012.

Continuing, Mrs. Drumheller reported call volumes were up due to enquires regarding holiday schedules and rerouting changes. She went on to report that requests were down, especially for the extra container stickers this month which can be attributed to the increase in the 96-gallon cart sales.

## **Item No. 6: Municipal Solid Waste (MSW) Program**

Mr. R. D. Thompson, Operations Technician, reported that the month of January was a good month for Allied Waste Services who finished the month with 99 misses and no penalties. Mr. Thompson went on to report that Container First Services had a total of 18 misses in Colonial Heights and no penalties.

Proceeding, Mr. Thompson reported that in the City of Petersburg, Allied Waste Services collected 966 tons of trash compared to 53 misses, an estimated .97 tons of trash missed at a 99.9 percent collection rate.

Concluding, Mr. Thompson reported that as the City of Petersburg prepares to transition from Allied Waste Services to Container First Services, Petersburg City Council recently approved an increase in trash collection fees for service upgrades. Mr. Thompson asserted that the rate increase of \$2 per month will take the current trash collection rate in the city from \$12 to \$14 per month.

Mrs. Hynes commented that Authority staff appreciates the patience and support of those involved as CVWMA works through this transition. She reminded the Board of its approval to amend the contract for MSW collection services for Ashland, Hopewell, and Petersburg with Allied Waste Services as was approved by the Executive Committee. Mrs. Hynes informed the Board that the agreement was finalized at a special meeting of the Executive Committee and that Allied received all needed assurances from the City of Petersburg. She asserted that Authority staff is now working towards moving forward and transitioning in a short period of time. Mrs. Hynes noted that the City of Petersburg is working with a vendor to remove Allied Waste carts.

Chairman Chidsey expressed his appreciation to the Authority's staff and Board members who have worked hard through this transition.

## **Item No. 7: Consideration of Resolution 13-13: Amending the Waste Tire Collection, Storage, Hauling and Processing Services Contract**

Mr. B. Harris reported that during the 2012 legislative session, budget revisions allocated funds previously utilized to support the Tire Reimbursement Program to the Department of Transportation. As a result, the DEQ reduced the subsidy to the tire processors such as CVWMA vender Virginia Recycling Corp. and other end users that help them cover the cost of tire shredding and disposal from \$30 per ton to \$15 per ton and then eliminated the subsidy. Mr. Harris went on to report that the Authority's contract allows the placement of trailers at convenient centers for the collection of waste tires to be transported to the Waste Management landfill in Charles City County after shredding where some of the tire crumb is used as a daily cover.

Continuing, Mr. Harris reported that consumers paid a \$1 tax on newly purchased tires to support the Waste Tire Reimbursement Fund operated by the DEQ. Mr. Harris went on to report that the plan was developed and implemented to transform the struggling waste tire management system into a viable, long-term enterprise, capable of improving the recycling level. He included that \$0.50 on the dollar was used to clean up old waste tire pile while remaining funds went to tire processors to cover processing and disposal fees.

Mr. Harris informed the Board that the DEQ recently eliminated the subsidy entirely and on January 8, 2013, Waste Management notified Virginia Recycling that as a result, Waste Management would charge them \$21.00 per ton. Mr. Harris noted that the rate was reduced to \$18 per ton, consistent with the disposal figure from the new CVWMA convenience center disposal contract.

Mr. Harris reported that Virginia Recycling has requested a rate increase to offset the loss of the subsidy from the DEQ Tire Reimbursement Program. Currently the CVWMA contract with Virginia Recycling calls for a fee of \$806.02 to pick-up and process a trailer of tires. This proposed increase will raise the cost to \$986.02 per trailer. Mr. Harris informed the Board that the contract agreement between Virginia Recycling and CVWMA states that the contractor may petition CVWMA for adjustment to the fees on the basis of unusual changes such as new or revised laws, ordinances or regulations. He asserted that the elimination of the state Tire Reimbursement Program meets this criterion. Based on the Fiscal Year 2012 volume of tires received from participating CVWMA jurisdictions, this increase will cost about \$13,000 per year.

Mr. Harris directed the Board attention to page 16-17 of the agenda package which displays **Resolution 13-13**. This resolution authorizes the Executive Director to execute an addendum to the *Waste Tire Collection, Storage, Hauling and Processing Services Contract and Service Agreement* to reflect a revised fee schedule to include the increase in costs for Waste Tires services as a result in the elimination of the DEQ Tire Reimbursement Program.

Mr. W. Hazzard (M-Hanover) asked how revenue will be collected. Mr. Harris replied like all Authority contracts, fees are passed on to localities that use the program. Mr. Hazzard then asked if the Authority prepared a proposal to recoup the \$13,000. Mr. Harris responded that it is expected that the fee will be increased by convenience centers.

Chairman Chidsey commented that the County of Hanover had anticipated the increase which will be included in its budget for upcoming fiscal year. Chairman Chidsey then asked Mr. Harris if he would provide the Board with information on the average ton per pull. Mr. Harris responded that most tire trailers range between 9 to 11 tons.

Mr. W. I Mawyer, Jr. (A-Henrico) asked what would happen to the tires if the Authority were unable to afford the service. Mr. Harris responded that the only option would be to search for another tire processor.

Mrs. M. R. Phillips (M-Chesterfield) asked if it was mentioned by legislators that illegal tire dumping sites no longer existed and that adjustments to the fees on the basis of unusual changes such as new or revised laws, ordinances or regulations would be unnecessary. Mr. Harris responded that known tire piles have been cleaned up but funds will not be available for any additional or new sites that are found.

Mrs. Hynes commented that during the 2012 General Assembly Session, CVWMA objected via letter to legislators, to taking money away from the Waste Tire Fund.

Chairman Chidsey commented that Virginia Recycling has been servicing surrounding areas for over twenty years and has been a reputable service offeror.

Chairman Chidsey opened the floor for a motion to approve **Resolution 13-13**. A motion was made by Mr. J. T. Bragg (M-Charles City), seconded by Mrs. M. R. Phillips (M-Chesterfield) and carried that **Resolution 13-13** be approved as submitted.

#### **Item No. 8: Consideration of Resolution 13-14: Amending the Drop-off Front-end Load Services Contract**

Mr. Harris reported that the Drop-Off Front-End-Load Services contract between the Central Virginia Waste Management Authority (CVWMA) and Tidewater Fibre Corporation (TFC) was executed for the period beginning July 1, 2007 and extends for a seven year term through June 30, 2014.

Proceeding, Mr. Harris reported that the contract provides for TFC to collect process and market single stream recyclables and Old Corrugated Containers (OCC) from participating member jurisdiction sites throughout the CVWMA region. He asserted that a member jurisdiction has expressed an interest and TFC has agreed to collect, transport and market baled OCC. Mr. Harris went on to report that TFC will either live-load or provide a 48' or 53' trailer for storage and hauling of the OCC bales. The fee for providing a trailer will be \$175 per month. The hauling fee will be \$10 to \$20 per ton depending upon TFC costs to be determined. Mr. Harris added that TFC will then pay CVWMA the market price (high end of the OCC price in the Southeast quoted in the PPI Pulp and Paper Week, monthly price addition) for the baled OCC.

Mr. Harris directed the Boards attention to a copy of **Resolution 13-14** placed at each seat. He asserted that the resolution authorizes the Executive Director to execute an addendum to the Drop-Off Front-End-Load Services Contract and Service Agreement to include baled OCC services.

Chairman Chidsey opened the floor for a motion to approve **Resolution 13-14**. A motion was made by Mr. R. L. Dunn (M-Chesterfield), seconded by Mr. J. H. Burrell (M-New Kent) and carried that **Resolution 13-14** be approved as submitted.

#### **Item No. 9: Operations and Program Statistics**

Mr. Harris reported that January tonnage in the Drop-off Program is down about 7.5 percent. Mr. Harris went on to report that the construction of Fire Station #13 is near completion and that Drop-off is expected to be delivered in the upcoming days.

Concluding, Mr. Harris reported that Drop-off recycling containers were relocated from the Science Museum to the new site located at Robin Hood Road. He added that Authority staff is in the process of putting together a RFP for Hopewell and Ashland MSW service contract.

#### ***Recycling Rate Report***

Mr. Thompson reported that 48 letters have been sent out to Authority contractors and other regional recycling processors to begin the data gathering process for the 2012 Recycling Rate report. He added that Authority staff is in the process of recording data as it is received and that responses are due back in on Friday, March 1. The report will be completed and submitted to the Department of Environmental Quality (DEQ) by the April 30 deadline.

## **Item No. 10: Technical Advisory Committee (TAC) Report**

Mr. Harris reported that in lieu of the February Technical Advisory Committee (TAC) meeting, members were encouraged to attend the Environmental Workshop. Mr. Harris informed the Board that the next meeting will be held on Thursday, March 7.

## **Item No. 11: Public Information**

Mrs. Drumheller reported that on February 7, 2013 Authority staff attended a regional recycling education workshop. Attendees also included representatives from local and state governments and representatives from 12 of the Authority's 13 member jurisdictions.

Continuing, Mrs. Drumheller thanked Henrico County for the opportunity to partner with them on the workshop. She asserted we were most fortunate to have two lead experts, Mr. Keith White, Henrico County Public Works, and Mr. Doug Fritz, VSPM and MS4 Manager, Virginia Division of Stormwater Management provide important information on stormwater management issues and MS4 permits and education.

Proceeding, Mrs. Drumheller reported that several local governments showcased the excellent Ms4 education programs that have been established. These include the Counties of Hanover, Chesterfield, Henrico, and the City of Richmond. Mrs. Drumheller went on to report that Authority staff provided member jurisdictions with new educational resources and set up Journey Through the MRF display boards as a companion piece to the Authority's DVD and PSAs (stormwater, pet waste, cover your load). Staff also displayed updated household hazardous waste brochures and the new household hazardous waste activity books for schools and civic groups. Mrs. Drumheller noted that these educational materials, if utilized by localities for educational learning, can be counted towards MS4 education.

Mrs. Hynes thanked Mrs. Drumheller for taking the lead in coordinating this event. She asserted that planning the workshop took a lot of effort in coordinating and arranging for representatives from local and state governments and 12 of the Authority's 13 member jurisdictions to attend. Mrs. Hynes noted that the event proved to be beneficial to all of the Authority's member jurisdictions.

### ***Waste Reduction News and Regional Waste Line***

Mrs. Drumheller reported that the Authority's electronic newsletter February 2013 issue distributed to over 1,200 subscribers included articles on: No Impact to Collection Schedules for President's Day, CVWMA Curbside Recycling Program Updates, pet Waste information, and Plastic Bag Recycling.

### ***CVWMA Web site Update***

Mrs. Drumheller reported that there is a continued increase in visits to the Authority's Website, an increase of 26 percent from the same period last year. Approximately 995 e-mails were added to the curbside e-mail reminder list during the month of January, the biggest number to sign up in a single month.

### ***Petersburg MSW and Recycling Update***

Mrs. Drumheller restated as was reported by Mrs. Hynes that Authority staff continues to work with the City of Petersburg which includes a variety of educational components. Mrs. Drumheller directing the Board's attention to a PowerPoint presentation which provided information that addressed upcoming changes to MSW collection and the implementation of the curbside recycling program. Mrs. Drumheller went on to report that two new bi-weekly collection schedules were created, a Recycling Guidelines flyer and informative webpages.

Proceeding, Mrs. Drumheller reported that Authority staff attended three community meetings and a City Council meeting. She included that Mrs. S. Feaser, Part-time Public Information Coordinator, presented a presentation this week to the Recycling Club at Peabody Middle School and in addition supplied educational materials for the student body.

### ***Promotion and Outreach***

Mrs. Drumheller reported that Authority staff continues to send out press releases to media sources on public programing information. This information is also provided through the Authority's Web site, Facebook and Twitter social networking sources.

### **Item No. 12: Financial Report for January 2013**

Mrs. N. B. Downey directed the Board's attention to pages 19-25 of the agenda package, which displays the financial reports for January 2013. Mrs. Downey reported that the financial activity is consistent with previous months and the Authority continues to remain within total budget in all funds as of January 31, 2013. The CVWMA has a combined net income of about \$206,000 year-to-date.

A motion was made by Mr. M. Kukoski (M-Richmond), seconded by Mrs. M. R. Phillips (M-Chesterfield), and carried that the financial report of Authority finances for January 2013 be approved as submitted.

### **Item No. 13: Administrative**

Mrs. Hynes reminded the Board that Mrs. Downey and Mr. Harris will be retiring this year, in addition to Call Center Representative Carolyn Bagby. She asserted that she has been working with Mr. R. C. Key (M-Chesterfield), Treasurer on filling Mrs. Downey's position. This position was posted February 1 on the Authority's Web site with a 30-day deadline. Mrs. Hynes added that this position was also posted in the *Richmond Times-Dispatch* and online with the Virginia Government Finance Officers Association and communicated with the Authority's Audit firms. Mrs. Hynes went on to report that about 20 résumés were received. She asserted that the goal is to have a replacement so that they can be trained prior to Ms. Downey's retirement date.

Mrs. Hynes reported that President's Day Monday, February 18 will be a floating holiday for Authority staff. She noted that CVWMA programs will not be impacted by this holiday and that the Authority's administrative and Call Center will be operational during normal working hours to respond to customer calls for the Curbside Recycling, Municipal Solid Waste and other programs.

## **Old/New Business**

Chairman Chidsey then asked if there was any old/new business to come before the CVWMA Board of Directors. With no further business to come before the Board, Chairman Chidsey opened the floor for a motion to adjourn the CVWMA Board of Directors meeting at 9:45 a.m. The motion was made by Mr. R. L. Dunn (M-Chesterfield), seconded by Mr. W. Hazzard (M-Hanover), and carried that the February 15, 2013 Board of Directors' meeting be adjourned.



## **CERTIFICATE**

I, Stephen E. Chidsey, Chairman of the CVWMA certify that the foregoing minutes is a true and correct copy of the minutes of the February 15, 2013, regular meeting of the Central Virginia Waste Management Authority (CVWMA) Board of Directors. These minutes were adopted at a CVWMA Board meeting held at 9:00 a.m., March 15, 2013. Given under my hand and seal of the CVWMA this 15<sup>th</sup> day of March 2013.

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**Stephen E. Chidsey, Chairman**

## 2013 VIRGINIA GENERAL ASSEMBLY WRAP UP

The 2013 session convened Wed. Jan 9 and ended February 23. Nearly 2,200 bills were introduced this session. A recap of the bills that were alive at the February 15 Board meeting and their current status is listed below:

### ACTIVE:

#### *Scrap Metal*

**HB1481 Secondhand articles; scrap metal purchasers; penalty. (Merrick – Pittsylvania)** Provides that any person or business that purchases scrap metal in excess of \$20,000 during a 12-month period shall be subject to requirements regarding the purchase of nonferrous scrap, metal articles, and proprietary articles. The bill requires scrap metal purchasers to take and maintain for 30 days an image of any proprietary articles purchased. The bill also requires scrap metal purchasers to submit to the chief of police or other law-enforcement officer a report of all purchases made by the scrap metal purchaser of any nonferrous scrap, metal articles, and proprietary articles if so requested by the chief of police or other law-enforcement officer.

1/2/2013 Referred to Committee on Commerce and Labor  
1/10/2013: Assigned to Subcommittee #2  
1/17/2013: Sub recommends reporting w/ amend (10Y-0N)  
1/22/2013: Reported w/ substitute (18Y-0N)  
1/23/2013: House incorporates HB1323  
1/28/2013: Passed the House  
1/29/2013: Referred to Senate Commerce and Labor  
2/18/2013: Reported from Commerce and Labor (16Y – 0N)  
2/20/2013: Passed Senate (40Y – 0N)  
2/25/2013: Signed by President and Speaker

#### *Littering*

**SB1166 Littering and illegal dumping; community service. (Smith – Roanoke)** Provides that when a person is convicted of illegally dumping or disposing of garbage or refuse on public property or on private property without the permission of the owner, the court shall order a mandatory minimum of 10 hours of community service. Under current law, community service in litter abatement may be ordered in lieu of confinement in jail and is not mandatory.

1/9/2013: Referred to Transportation  
1/16/2013: Referred to Courts of Justice  
1/30/2013: Reported w/ amendment (13Y-1N)  
2/5/2013: Passed Senate (38Y - 2N)  
2/11/2013: Referred to House Transportation Committee  
2/18/2013: Reported from Transportation (16Y – 1N)  
2/20/2013: Passed the House with substitute (95Y – 0N)  
2/21/2013: Senate agreed to substitute (40Y – 0N)  
2/23/2013: Signed by President and Speaker

***Water and waste authorities:***

**HB 1727/SB1121 Water and waste authorities; rates. (Toscano – Charlottesville; Ruff-Clarkesville)** Clarifies the ability of a water or waste authority to fix rates for services that are furnished by a refuse collection and disposal system. The bill expands the list of rate-setting powers that require a public hearing by adding the rate-setting power found in subdivision 10 of § 15.2-5114, a power that includes the establishment of incentives for green roofs. The bill combines the two parallel processes found in current law for the setting of rates for sewage disposal and refuse collection, and it reduces the period for publication of notice of a rate-setting hearing from 60 days to 14 days. Finally, the bill provides that no rate established before January 1, 2013, shall be invalidated because of a failure to provide the required public notice. The bill also makes technical changes.

1/8/2013: Referred to Cities, Counties and Towns	1/9/2013: Referred to Local Govt Comm
1/11/2013: Assigned CC & T Sub #1	1/22/2013: Reported from LG (15Y-0N)
1/16/2013: Subcommittee recommends reporting (10Y-0N)	1/28/2013: Passed Senate (40Y-0N)
1/18/2013: Reported from CC&T (22Y - 0N)	2/2/2013: Ref to Senate CC&T
1/24/2013: Passed House (89Y - 9N)	2/8/2013: Reported from CC&T(21Y-0N)
1/25/2013: Referred to Senate Local Govt Committee	2/12/2013: Passed House (77Y-22N)
2/19/2013: Left in Local Government	2/13/2013: Signed by Pres and Speaker
	2/22/2013: Governor Approved

***Department of Environmental Quality***

**SB1212 Provision of information to Department of Environmental Quality; protection of trade secrets. (Stuart – Northern Neck)** Requires that every person who the Department of Environmental Quality has reason to believe is generating or handling waste provide the Department with information about the waste upon request. The bill exempts trade secrets contained in such information from disclosure by the Department under certain conditions while still allowing the Department to provide such information to the Environmental Protection Agency or as otherwise required by law.

1/9/2013: Referred to ACNR  
1/17/2013: Reported from ACNR (15Y - 0N)  
1/23/2013: Passed Senate (40Y - 0N)  
1/25/2013: Referred to House ACNR  
2/6/2013: Reported from ACNR ( 22Y – 0N)  
2/8/2013: Passed House (97Y – 0N)  
2/13/2013: Signed by President and Speaker  
2/22/2013: Governor Approved

***Stormwater***

**HB2048 Consolidation of water quality programs. (Sherwood – Winchester)** Moves the water quality programs currently administered by the Department of Conservation and Recreation to the Department of Environmental Quality. The Department of Environmental Quality and the State Water Control Board will have oversight of water quality planning and laws dealing with stormwater management, erosion and sediment control, and the Chesapeake Bay Preservation Areas. The composition of the Virginia Soil and Water Conservation Board is changed, reducing the number of voting members from 12 to seven, and the Department of Environmental Quality is assigned responsibility for staffing the Board. The Virginia Soil and Water Conservation Board will continue its oversight responsibilities of the soil and water conservation districts and of resource management planning. The Board of Conservation and Recreation will be responsible for administration of the flood prevention and dam safety laws.

1/9/2013: Referred to ACNR  
1/14/2013: Subcommittee: Chesapeake  
1/24/2013: Sub recommends reporting w/ amendments (6Y-0N)  
1/30/2013: Reported from ACNR w/ sub (22Y - 0N)  
2/4/2013: Passed House (82Y - 17N)  
2/5/2013: Referred to House ACNR  
2/7/2013: Reported from ACNR (13Y – 2N)  
2/12/2013: Passed Senate w/ substitute (27Y-13N)  
2/14/2013: House rejected Senate substitute (1Y – 97N)  
2/15/2013: Senate insisted on substitute (40Y – 0N)  
2/22/2013: House and Senate approved conferees  
2/22/2013: House approved conference report (76Y – 19N)  
2/23/2013: Senate approved conference report (30Y - 9N)  
3/4/2013: House enrolled

**HB2190 Stringency of stormwater management ordinances. (Cosgrove – Chesapeake)** Requires localities that adopt more stringent stormwater management requirements than those necessary to ensure compliance with the minimum regulations of the Soil and Water Conservation Board to submit such requirements to the Board to confirm that statutory requirements have been met and that the locality's determinations pursuant to the statute are reasonable.

1/10/2013: Referred to ACNR  
1/22/2013: Assigned ACNR Sub: Chesapeake  
1/24/2013: Sub recommends reporting w/ amendments (6Y-0N)  
1/30/2013: Reported from ACNR w/ Sub (18Y-4N)  
2/4/2013: Passed House (73Y - 26N)  
2/5/2013: Referred to Senate ACNR  
2/14/2013: Reported from ACNR (12Y – 3N)  
2/19/2013: Passed Senate w/ sub (39Y – 1N)  
2/21/2013: House approved w/ sub (91Y – 7N)  
2/23/2013: Signed by President and Speaker

### ***Procurement***

**HB1823 Public procurement; posting by local public bodies of procurement opportunities. (Villanueva – Virginia Beach)** Requires public bodies to post procurement notices on Dept of General Services central electronic procurement website and make newspapers optional.

1/8/2013: Referred to General Laws  
1/22/2013: Assigned sub#2: FOIA  
1/24/2013: Subcom repots w/amendments (4Y-3N)  
1/29/2013: Reported from GL w/ substitute (15Y-7N)  
1/29/2013: Incorporates HB 2170  
2/1/2013: Passed House (73Y - 25N)  
2/4/2013: Referred to House General Laws & Technology  
2/18/2013: Passed by Indefinitely in General Laws (10Y – 3N)

**FINANCIAL REPORTS FOR FEBRUARY 2013**

The financial reports for February 2013 are hereby submitted for review and consideration. The reports reflect the results of operations in the General Operating Fund, Curbside, Drop Off, MSW and Other Special Project Funds. The CVWMA has a combined net income of about \$158,000 for administration, operations and public information for the remainder of the fiscal year. The CVWMA continues to remain within total budget in all funds as of February 28, 2013.

**Recommended Action:** Approval of the February 2013 Financial Reports.

Attachments

**Central Virginia Waste Management Authority**  
**Summary Statement of Actual Revenues and Expenses By Fund**  
**July 2012 – February 2013**

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**Summary - All Funds**

	<u>Total</u> <u>Revenues</u>	<u>Total</u> <u>Expenses</u>	<u>Transfers</u> <u>In (Out)</u>	<u>Totals</u>
General Operating Fund	\$ 533,554	\$ 373,989	\$ -	\$ 159,565
Curbside Project Fund	4,277,055	4,285,404	-	(8,349)
Drop-Off Project Fund	501,954	482,529	-	19,425
Municipal Solid Waste Fund	2,503,992	2,511,637	-	(7,645)
CFC/HCFC	11,392	11,437	-	(45)
Special Waste Collections	116,355	116,793	-	(438)
Waste Tire Fund	30,217	30,293	-	(76)
Appliance and Scrap Metal Hauling	83,901	84,460	-	(559)
Other Projects	18,581	18,581	-	-
Yard Waste Projects	302,670	303,371	-	(701)
Waste Transfer & Disposal	<u>1,305,934</u>	<u>1,309,303</u>	<u>-</u>	<u>(3,369)</u>
<b><i>Totals</i></b>	<b><u>\$ 9,685,605</u></b>	<b><u>\$ 9,527,797</u></b>	<b><u>\$ -</u></b>	<b><u>\$ 157,808</u></b>

<b><i>Capital Outlay:</i></b>	<u>Month to date</u>	<u>Year to date</u>	<u>Budget</u>	<u>Variance</u>
Computer equipment	\$ -	\$ -	\$ 10,000	\$ 10,000
Office equipment	<u>-</u>	<u>-</u>	<u>-</u>	<u>\$ -</u>
<b><i>Total Capital Outlay</i></b>	<b><u>\$ -</u></b>	<b><u>\$ -</u></b>	<b><u>\$ 10,000</u></b>	<b><u>\$ 10,000</u></b>

**Central Virginia Waste Management Authority**  
**Statement of Revenues and Expenses – Budget and Actual**  
**July 2012 – February 2013**

**General Operating Fund**

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
<b>Revenues:</b>					
Annual Gov't Assessments	\$ -	\$ 533,205	\$ 533,205	\$ -	0.0%
Miscellaneous/Other	-	-	500	(500)	-100.0%
Interest on Investments	16	349	7,580	(7,231)	-95.4%
Sponsorships and Grants	-	-	-	-	0.0%
	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>0.0%</u>
<b>Total Revenues</b>	<u>16</u>	<u>533,554</u>	<u>541,285</u>	<u>(7,731)</u>	<u>-1.4%</u>
<b>Expenses:</b>					
Personnel services	27,213	236,842	361,150	124,308	34.4%
Fringe benefits	8,205	71,231	96,830	25,599	26.4%
Professional services	2,176	21,345	29,510	8,165	27.7%
Repairs and maintenance	246	1,754	2,700	946	35.0%
Advertising and promotions	100	1,491	1,250	(241)	-19.3%
Materials and supplies	(150)	4,149	5,375	1,226	22.8%
Other services and charges	990	8,259	14,260	6,001	42.1%
Leases	3,945	25,274	38,115	12,841	33.7%
Depreciation	348	3,644	6,125	2,481	40.5%
	<u>43,073</u>	<u>373,989</u>	<u>555,315</u>	<u>181,326</u>	<u>32.7%</u>
<b>Total Expenses</b>	<u>43,073</u>	<u>373,989</u>	<u>555,315</u>	<u>181,326</u>	<u>32.7%</u>
<b>Transfers In (Out)</b>	<u>-</u>	<u>-</u>	<u>14,030</u>	<u>(14,030)</u>	
<b>Totals</b>	<u>\$ (43,057)</u>	<u>\$ 159,565</u>	<u>\$ -</u>	<u>\$ 159,565</u>	
<b>Capital Outlay:</b>					
	<u>Month to Date</u>	<u>Year to Date</u>	<u>Budget</u>	<u>Variance</u>	
Computer equipment	\$ -	\$ -	\$ 3,500	\$ 3,500	
Office equipment	-	-	-	\$ -	
Vehicular equipment	-	-	-	\$ -	
<b>Total Capital Outlay</b>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 3,500</u>	<u>\$ 3,500</u>	

**Central Virginia Waste Management Authority**  
**Statement of Revenues and Expenses – Budget and Actual**  
**July 2012 – February 2013**

**Curbside Project Fund**

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
<b>Revenues:</b>					
Project Service Fees	\$ 484,025	\$ 3,854,302	\$ 5,760,000	\$ (1,905,698)	-33.1%
Public Relations Assessment	15,791	127,923	189,000	(61,077)	-32.3%
Customer Service Assessment	16,554	133,286	198,000	(64,714)	-32.7%
96-gal Cart Revenue	16,914	150,480	93,600	56,880	60.8%
Contract Admin Costs	-	-	500	(500)	-100.0%
Sponsorships and Grants	-	10,000	10,000	-	0.0%
Interest on Investments	54	1,064	8,460	(7,396)	-87.4%
	<u>533,338</u>	<u>4,277,055</u>	<u>6,259,560</u>	<u>(1,982,505)</u>	<u>-31.7%</u>
<b>Total Revenues</b>					
<b>Expenses:</b>					
Personnel services	13,354	116,349	176,005	59,656	33.9%
Fringe benefits	4,212	34,418	52,025	17,607	33.8%
Professional services	1,638	18,274	24,685	6,411	26.0%
Repairs and maintenance	81	2,736	2,160	(576)	-26.7%
Advertising and promotions	7,824	50,811	62,000	11,189	18.0%
Materials and supplies	359	3,100	3,575	475	13.3%
Other services and charges	389	45,483	63,175	17,692	28.0%
Leases	2,266	17,769	26,825	9,056	33.8%
Depreciation	243	2,396	5,375	2,979	55.4%
Contractual services	484,026	3,854,122	5,760,000	1,905,878	33.1%
96-gal Cart Expense	26,030	139,946	89,210	(50,736)	-56.9%
	<u>540,422</u>	<u>4,285,404</u>	<u>6,265,035</u>	<u>1,979,631</u>	<u>31.6%</u>
<b>Total Expenses</b>					
<b>Transfers In (Out)</b>	<u>-</u>	<u>-</u>	<u>5,475</u>	<u>(5,475)</u>	
<b>Totals</b>	<u>\$ (7,084)</u>	<u>\$ (8,349)</u>	<u>\$ -</u>	<u>\$ (8,349)</u>	
<b>Capital Outlay:</b>					
	<u>Month to Date</u>	<u>Year to Date</u>	<u>Budget</u>	<u>Variance</u>	
Computer equipment	\$ -	\$ -	\$ 6,000	\$ 6,000	
Office equipment	-	-	-	-	
<b>Total Capital Outlay</b>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 6,000</u>	<u>\$ 6,000</u>	

**Central Virginia Waste Management Authority**  
**Statement of Revenues and Expenses – Budget and Actual**  
**July 2012 – February 2013**

**Drop Off Project Fund**

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
<b>Revenues:</b>					
Project Service Fees	\$ 48,650	\$ 390,807	\$ 650,000	\$ (259,193)	-39.9%
Materials Sales Rebate	15,775	111,099	135,000	(23,901)	-17.7%
Interest on Investments	<u>4</u>	<u>48</u>	<u>600</u>	<u>(552)</u>	<u>-92.0%</u>
<b>Total Revenues</b>	<u>64,429</u>	<u>501,954</u>	<u>785,600</u>	<u>(283,646)</u>	<u>-36.1%</u>
<b>Expenses:</b>					
Personnel services	466	4,054	6,115	2,061	33.7%
Fringe benefits	113	925	1,535	610	39.7%
Professional services	91	820	1,190	370	31.1%
Repairs and maintenance	9	68	115	47	40.9%
Advertising and promotions	-	858	250	(608)	-243.2%
Materials and supplies	-	89	80	(9)	-11.3%
Other services and charges	37	538	525	(13)	-2.5%
Leases	109	856	980	124	12.7%
Contractual services	48,650	390,807	650,000	259,193	39.9%
Materials sales rebate	<u>11,794</u>	<u>83,514</u>	<u>101,250</u>	<u>17,736</u>	<u>17.5%</u>
<b>Total Expenses</b>	<u>61,269</u>	<u>482,529</u>	<u>762,040</u>	<u>279,511</u>	<u>36.7%</u>
<b>Transfers In (Out)</b>	<u>-</u>	<u>-</u>	<u>(23,560)</u>	<u>23,560</u>	
<b>Totals</b>	<u>\$ 3,160</u>	<u>\$ 19,425</u>	<u>\$ -</u>	<u>\$ 19,425</u>	

**Central Virginia Waste Management Authority**  
**Statement of Revenues and Expenses – Budget and Actual**  
**July 2012 – February 2013**

**Municipal Solid Waste Fund**

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
<b>Revenues:</b>					
Project Service Fees	\$ 302,464	\$ 2,484,891	\$ 3,900,000	\$ (1,415,109)	-36.3%
Customer Service Assessment	1,837	18,122	29,500	(11,378)	-38.6%
Contract Admin Costs	-	380	2,000	(1,620)	-81.0%
Interest on Investments	34	599	6,615	(6,016)	-90.9%
	<u>304,335</u>	<u>2,503,992</u>	<u>3,938,115</u>	<u>(1,434,123)</u>	<u>-36.4%</u>
<b>Expenses:</b>					
Personnel services	1,305	12,217	17,035	4,818	28.3%
Fringe benefits	455	3,776	5,075	1,299	25.6%
Professional services	86	4,412	6,565	2,153	32.8%
Repairs and maintenance	57	432	730	298	40.8%
Advertising and promotions	-	119	500	381	99.0%
Materials and supplies	36	601	885	284	32.1%
Other services and charges	145	2,212	3,255	1,043	32.0%
Leases	256	2,007	2,450	443	18.1%
Depreciation	123	970	1,620	650	40.1%
Contractual Services	302,464	2,484,891	3,900,000	1,415,109	36.3%
	<u>304,927</u>	<u>2,511,637</u>	<u>3,938,115</u>	<u>1,426,478</u>	<u>36.2%</u>
<b>Transfers In (Out)</b>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
<b>Totals</b>	<u>\$ (592)</u>	<u>\$ (7,645)</u>	<u>\$ -</u>	<u>\$ (7,645)</u>	
<b>Capital Outlay:</b>					
Computer equipment	\$ -	\$ -	\$ 500	\$ 500	
Office equipment	\$ -	\$ -	\$ -	\$ -	
<b>Total Capital Outlay</b>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 500</u>	<u>\$ 500</u>	

**Central Virginia Waste Management Authority**  
**Statement of Revenues and Expenses – Budget and Actual**  
**July 2012 – February 2013**

**Other Special Projects**

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
<b>Revenues:</b>					
Project Service Fees	\$ 196,594	\$ 1,721,153	\$ 2,855,000	\$ (1,133,847)	-39.7%
Materials Sales Rebate	13,130	147,621	425,000	(277,379)	-65.3%
Interest on Investments	<u>14</u>	<u>277</u>	<u>4,005</u>	<u>(3,728)</u>	<u>-93.1%</u>
<b>Total Revenues</b>	<u>209,738</u>	<u>1,869,051</u>	<u>3,284,005</u>	<u>(1,414,954)</u>	<u>-43.1%</u>
<b>Expenses:</b>					
Personnel services	38	326	490	164	33.5%
Fringe benefits	3	25	40	15	37.5%
Professional services	133	3,914	5,680	1,766	31.1%
Repairs and maintenance	49	367	620	253	40.8%
Materials and supplies	1	346	435	89	20.5%
Other services and charges	65	513	795	282	35.5%
Contractual services	197,329	1,721,881	3,180,000	1,458,119	45.9%
Materials sales rebate	<u>13,109</u>	<u>146,867</u>	<u>100,000</u>	<u>(46,867)</u>	<u>-46.9%</u>
<b>Total Expenses</b>	<u>210,727</u>	<u>1,874,239</u>	<u>3,288,060</u>	<u>1,413,821</u>	<u>43.0%</u>
<b>Transfers In (Out)</b>	<u>-</u>	<u>-</u>	<u>4,055</u>	<u>(4,055)</u>	
<b>Totals</b>	<u>\$ (989)</u>	<u>\$ (5,188)</u>	<u>\$ -</u>	<u>\$ (5,188)</u>	