

**ACADIA DISPOSAL DISTRICT**  
**Minutes of the Meeting of the Board of Directors**  
**January 19<sup>th</sup>, 2006 at the Somesville Fire Station**

**PRESENT:** Ellen Brawley (clerk), Larry Howard (SWH), Tony Smith (Mount Desert), Elliott Spiker (Tremont), Lee Yeaton (Pleasant Bay Management)

**ABSENT:** Bob Kates (excused, Trenton), Beverly Sanborn (Cranberry Isles).

**VISITORS:** Lee Worcester and Damaris Smith (EMR)

**CALL TO ORDER:** 10:00 am.

Tony introduced and all welcomed Larry Howard, the new director from Southwest Harbor.

**Treasurer's Report:** Elliott provided a Treasurer's Report. He and Tony have been working on the budget. He has sent the necessary documents for the audit to the auditors, and Tony sent a copy of the draft budget to members of the League of Towns. We need to approve an invoice for Maine Municipal Association for six month's insurance, and one for CES for professional services.

**MOTION:** (Smith, Howard) To approve the payment of the MMA invoice for \$1660, and CES for \$1830.75. Approved 3-0.

We have received the grant from the State Planning office for the HHW and UW collection. Sherry Churchill has told us that we can't expect funding from them again next year. It was agreed that we should inform the towns that we will be billing them in advance for anticipated HHW/UW costs this year, including the additional amount caused by the lack of the one-time grant. This notice should be in time for the sum to be included in their budget process.

**MOTION:** (Dever, Kates) To authorize payment to Eaton Peabody of \$2130. Carried 4-0.

**REGULAR BUSINESS:**

**EMR Fuel Surcharge:** All member towns have approved the EMR fuel surcharge.

**Solid Waste Facility Siting Feasibility study:** CES is at work on it.

There was discussion of site visits to other facilities, particularly Standish, Corinna and Ashland. Tony will poll the members for good times for a visit and coordinate it.

**MMA Property and Casualty Pool:** We received their audited final statement report for the year ending June 6, 2005.

**Cranberry Isles Director:** There was discussion of the difficulties in achieving a quorum when one director rarely attends. Could they appoint someone from the mainland to represent them?

**ADD's Procurement of Services:** It was agreed that in many cases it is preferable to contract with a known vendor rather than putting something out for bid. If it comes to construction, we may be required to go into a competitive bidding process. Tony will seek a legal opinion on when, if ever, we are required by law to put contracts out for bid.

**Draft 2006 Budget:** There are two major increases in the 2006 budget: technical services and "undesignated". These are because we are in a transition period, where we don't really know what the needs will be as we investigate our options more seriously. Any funds not spent will be rolled over until the following year. We had approximately \$4850 rolled over from 2005. The total budget for 2006 comes to \$40,800.

**MOTION:** (Smith, Spiker) that the 2006 budget as presented should be sent to the towns and the public for comment. Carried 3-0.

**Schedule for Annual Meeting:** The following schedule was agreed upon:

- January 19<sup>th</sup>: directors agree on budget
- January 20<sup>th</sup>: budget sent to towns
- January 26<sup>th</sup>: ads in Bar Harbor Times and Mount Desert Islander scheduling the public hearing and the annual meeting.
- February 2<sup>nd</sup>: 6:00 pm. Public hearing in Somesville.
- February 9<sup>th</sup>: Send Annual Report, Audit Report and Budget to towns.
- February 16<sup>th</sup>: 10:00 am. Annual Meeting
- February 16<sup>th</sup>: Regular Meeting following Annual Meeting.

**MOTION:** That a public budget hearing be held at 6:00 pm on February 2, 2006, at the Somesville Firehouse. Carried 3-0.

**ADD Role on EMR Contracts now in hands of towns:** After considerable discussion, Elliott and Tony agreed to discuss the issue further, seek advice on the legal and political issues involved, and put it on the agenda for the February meeting.

Lee Worcester expressed an interest in retaining the current relationship with ADD on a long term basis.

**E-Waste Update:** Maine has passed a law requiring manufacturers to contribute toward the recycling of electronic waste (specifically televisions and computer monitors.) Lee Worcester said that he is addressing the issue, he will be in touch with us and with the towns.

**Lee Yeaton Report:** (thanks to Lee for these notes) Lee offered to set up a visit to PERC, and suggested inviting selectmen and local solid waste committee members.

MRC is monitoring bills which may affect PERC and ADD:

LD 141: bans the disposal in a landfill or in an incineration facility of debris resulting from construction, remodeling, repair and demolition of structures unless the structure from which the debris originated is or was located in this state

LD 1578 : provides that a community that hosts a waste to energy facility may adopt its own reasonable rules on the transportation of solid waste, municipal solid waste, special waste and refuse-derived fuel through that community. It also provides that an agreement between an incineration facility and a community must include certain provisions to protect that community.

LD 1777: DEP TO CONSOLIDATE THE MANAGEMENT OF SOLID WASTE – This resolve directs the DEP to meet with all interested stakeholders and the Executive Department, SPO, and provide a report to the joint standing committee of the Legislature have jurisdiction over natural resources matters by 1-17-07, which may report out legislation to consolidate the management of solid waste in this state under the DEP.

LD 1795 – ENSURE LONG-TERM CAPACITY OF MUNICIPAL LANDFILLS – This bill authorizes a municipality to enter into a contract with a private entity to operate a municipal solid waste facility as long as the municipality controls the decisions regarding the type and source of waste that is accepted and the municipality accepts only waste that is generated within the state. The bill specifies that, upon the sale or transfer of a municipal solid waste facility to a

private entity, the license issued by the department for that solid waste facility is terminated. This bill also bans the disposal in a solid waste facility owned by a municipality of waste that originated outside the state.

Lee expressed concern about the ongoing information program and how nobody seems to pay any attention to it. For example, in Trenton there have been substantial increases in 5 of the last 6 months. Some towns aren't keeping the program up in a timely manner. This information is essential for getting support for ADD programs, and will be even more so if we want town backing for an ADD facility.

He also emphasized the need for "blowing our own horn."

(Thanks to Tony for the following notes.)

Going to go to PERC again after transfer station field trips. Going to invite local solid waste committees and BOS's.

Lee Yeaton is going to research the cost of disposal of the various types of waste at facilities other than EMR for comparison.

Tony is going to attempt to get the ongoing information program for MD installed on his PC.

Elliott is going to work on a press release for OCC.

Elliott is going to prepare a package for attorney review related to the federal Town Hill transfer station site to see what rights the towns might still have to the property or cash.

**MOTION: (Smith, Spiker):** ADD to send information package to Eaton Peabody about the Town Hill site asking them for insight and input about our legal right to use the site for a transfer station. Motion carried, 3-0.

We are still interested in meeting with Ellsworth but not sure when. Tony will send e-mail to Steve Gunty in Ellsworth to that effect. All Directors and Lee Yeaton need to begin putting together a list of wants and questions to discuss with Ellsworth.

**Next Meetings:**

February 2<sup>nd</sup>: 6:00 pm. Public hearing in Somesville.

February 16<sup>th</sup>: 10:00 am. Annual Meeting

February 16<sup>th</sup>: Regular Meeting following Annual Meeting.

Meeting adjourned at 12:00.

Respectfully submitted, Ellen T. Brawley, Clerk