

ACADIA DISPOSAL DISTRICT
Minutes of the Meeting of the Board of Directors
November 9, 2005 at the Somesville Fire Station

PRESENT: Ellen Brawley (clerk), Lyle Dever (SWH), Bob Kates (Trenton), Tony Smith (Mount Desert), Elliott Spiker (Tremont)

ABSENT: Beverly Sanborn (Cranberry Isles).

VISITORS: Lee Worcester and Damaris Smith (EMR), Sherry Churchill (HCPC)

CALL TO ORDER: 10:00 am.

MOTION: To approve the minutes of October 20, 2005. Approved 4-0.

Treasurer's Report: Elliott provided a Treasurer's Report. He paid the HHW bills of about \$10,600 and is eager to bill the towns to recover our cash.

MOTION: To accept the Treasurer's Report. Carried 4-0.

Sherry provided the information necessary to bill the towns and the League of Towns, and the packet to apply for a SOP grant for part of the HHW collection costs.

OLD BUSINESS:

Info from the Attorneys: Eaton Peabody has responded, answering Tony's questions. We can borrow money and issue revenue bonds. We cannot, however, put the full faith and credit of the towns behind our borrowing. We don't have the power to represent the towns on existing contracts, without authorization from the selectmen of each town.

Transfer Station Update: Paradis and Shaw LLC, the owners of a 240 acre tract in Trenton at the site of the Strong Gallery on Route 3, are eager to have us in there. We could lease the land and build a transfer station. The land is not currently zoned for a transfer station, but its current business zoning should be easier to change than a residential area. Tony, Elliott and Bob will meet with Sean Paradis and Brian Shaw.

NEW BUSINESS:

EMR Request for Fuel Surcharge: Tony suggested that we should have a two step process: first agreeing to the principle of the surcharge, and second negotiating the specifics of the agreement. Trenton's selectmen have already passed the following resolution: "Vote to authorize the Acadia Disposal District to negotiate with EMR, Inc. or other future solid waste provider(s), new Solid Waste Contracts and /or modifications to existing contracts as time and circumstances so require." Bob said they want us to do all the negotiating, but will sign off as necessary. Tony said he will ask the MDI selectmen to pass a resolution on the specific issue, then later look for authorization for all Solid Waste issues. He asked that Tremont and Southwest Harbor do the same. Eaton Peabody has given us a sample resolution, which Tony will send to all the towns. The resolution includes a final clause saying that such negotiations are subject to final approval by the selectmen.

Lee Worcester presented the package he sent to the individual towns, explaining how he calculated the surcharge. He was asked to provide documentation on the calculation of the “per ton fee adjustment” for MSW going to PERC, based on the tonnage per vehicle, miles of transportation and diesel consumption. He said that the rates would be adjusted each month, depending on the cost of fuel.

MOTION: That ADD recommends granting the EMR request for a fuel surcharge, the recommendation on the amount to follow after negotiation. Carried 4-0.

Bob brought up the fact that LD1 is making a problem for towns as fuel costs go up. Trenton is already over the authorized amount, and is looking at making budget cuts. Lyle said that SWH voted to authorize an override if necessary.

It was agreed that the next step would be to talk about extending the EMR contracts while we work on a Transfer Station.

ASSIGNMENTS PER DIRECTOR:

Tony: cover letters to towns with resolution for authorization to negotiate with EMR

Tony: grant package to SPO.

Elliott: bills to towns and League of Towns

NEXT MEETING: December 8th, 2005 at 10:00 am. Please note the new time of day, which we expect to make permanent.

ADJOURNMENT: 11:15

Respectfully submitted, Ellen T. Brawley, Clerk