

**TOWN OF NORTH HEMPSTEAD  
SOLID WASTE MANAGEMENT AUTHORITY**

**In accordance with recent New York State legislation permitting virtual meetings, and based on the ongoing COVID-19 pandemic, the Board of the Town of North Hempstead Solid Waste Management Authority will not be holding in-person meetings beginning Thursday, September 30, 2021.**

**AGENDA**



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September 30, 2021

7:00 PM

**RESOLUTIONS:**

1. A RESOLUTION RECOMMENDING THAT THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD TERMINATE THE CORPORATE EXISTENCE OF THE TOWN OF NORTH HEMPSTEAD SOLID WASTE MANAGEMENT AUTHORITY AND THAT THE ASSETS AND LIABILITIES OF THE AUTHORITY BE TRANSFERRED TO THE TOWN OF NORTH HEMPSTEAD.

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**PROPOSED RESOLUTION**

**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. s030 - 2021**

**A RESOLUTION RECOMMENDING THAT THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD TERMINATE THE CORPORATE EXISTENCE OF THE TOWN OF NORTH HEMPSTEAD SOLID WASTE MANAGEMENT AUTHORITY AND THAT THE ASSETS AND LIABILITIES OF THE AUTHORITY BE TRANSFERRED TO THE TOWN OF NORTH HEMPSTEAD.**

**WHEREAS**, the Town of North Hempstead Solid Waste Management Authority (the “Authority”) was created pursuant to Title 13-F of the New York Public Authorities Law in 1984 for the purposes of financing the construction of certain solid waste management facilities and improvements in the Town in response to New York State’s adoption of the Long Island Landfill Law; and

**WHEREAS**, the Assistant Treasurer of the Authority has confirmed that any financings issued by the Authority have been completely retired as of February 2018, with the remainder of any improvements to solid waste management facilities in the Town being financed by bonds of the Town; and

**WHEREAS**, though the Authority has performed, and continues to perform, a myriad of functions with regard to solid waste management, these functions can be performed more efficiently, transparently and cost-effectively by the Town of North Hempstead (the “Town”) through the Town’s Department of Solid Waste Management (the “Department”) without needing to maintain two separate entities for the management of solid waste; and

**WHEREAS**, if its current functions are to be performed by the Town, there is no longer any reason for the Authority to exist; and

**WHEREAS**, The Town Attorney, who also functions as Counsel to the Authority, has advised the Board of the Authority that the Town Board may terminate the corporate existence of the Authority by resolution, pursuant to Section 2049-c of the New York Public Authorities Law; and

**WHEREAS**, in order to more efficiently, transparently and cost-effectively manage solid waste within the Town, the Board of the Authority desires to recommend to the Town Board that the Town terminate the Authority and its corporate existence effective January 1, 2022 and to further recommend the following:

1. All rights, responsibilities, liabilities and obligation of the Authority be transferred to the Town;

2. All real and personal property of the Authority be transferred to the Town;
3. All contracts of the Authority, which contracts are listed on Exhibit A attached hereto and made a part hereof, and also including any contracts entered into by the Authority subsequent to this resolution and prior to January 1, 2022, be assigned to and assumed by the Town;
4. All employees of the Authority, which employees are listed in Exhibit B attached hereto and made a part hereof, be transferred to the Town and assigned to the Department in the same titles currently held in the Authority and the same benefits offered by the Authority and be assigned the same grades, steps and salaries that they would have otherwise been entitled to on January 1, 2022, subject to compliance with Section 70 of the New York Civil Service Law;
5. All permits of the Authority, if not already held by the Town, be transferred to the Town;
6. All fees previously established by the Authority and effective as of this date, which fees are listed on Exhibit C attached hereto and made a part hereof, be adopted by the Town; and
7. All other rights and assets of the Authority not specifically named above be transferred to the Town

(altogether, the “Recommendations”).

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board of the Authority hereby makes the Recommendations and further recommends that the Town Board act upon the Recommendations; and be it further

**RESOLVED** that the Chair of the Board of the Authority, the Assistant Treasurer and the Executive Director be and hereby are authorized to take any and all actions, sign any and all documents and contracts to cooperate with the Town in implementing the Recommendations if such Recommendations are adopted by the Town Board; and be it further

**RESOLVED** the Town Attorney, as Counsel to the Authority, shall supervise the preparation and execution of all documentation necessary to cooperate with the Town in implementing the Recommendations if such Recommendations are adopted by the Town Board, which documentation shall be placed on file with the Town Clerk; and be it further

**RESOLVED** that the Assistant Treasurer be and hereby is authorized and directed to pay any costs associated with implementing the Recommendations if such Recommendations are adopted by the Town Board upon receipt of certified claims therefor.

**Dated:** Manhasset, New York

September 30, 2021

The vote on the foregoing resolution was recorded as follows:

Ayes: Chairperson Bosworth, Member Dalimonte, Member Lurvey, Member Russell, Member Seeman, Member Zuckerman

Nays: None

cc: Town Attorney      Treasurer      SWMA

<u>Name</u>	<u>Address 1</u>	<u>City</u>	<u>State</u>	<u>Zip</u>	<u>Contract Description</u>	<u>Term Begin</u>	<u>Term End</u>
Interphase Electric Corp.	79 Rocklyn Avenue	Lynbrook	NY	11563	Construction - Landfill Electrical Improvements	5/11/2021	Completion
Lockwood Kessler & Bartlett LLP	One Aerial Way	Syosset	NY	11791	Engineering - Transfer Station Site Improvements	3/19/2021	Completion
Cornerstone Engineering	100 Crystal Run Road, Suite 101	Middletown	NY	10941	Engineering - Groundwater Treatment System Improvements	8/14/2020	Completion
Lizardos Engineering Associates P.C.	200 Old Country Road, Suite 670	Mineola	NY	11501	Engineering - Landfill Electrical Improvements	5/22/2020	Completion
D&B Engineers and Architects P.C.	330 Crossways Park Drive	Woodbury	NY	11797	Engineering - Transfer Station Floor Rehabilitation	7/15/2021	Completion
D&B Engineers and Architects P.C.	330 Crossways Park Drive	Woodbury	NY	11797	Engineering - Leachate Treatment Facility Demolition	5/13/2019	Completion
Wehran LFG Services LLC	PO Box 264	Oakland	NJ	07436	Landfill Gas Management System Maintenance and Management	7/1/2017	12/31/2026
Sovereign Consulting, Inc.	175G Commerce Drive	Hauppauge	NY	11788	Groundwater Sampling, Testing and Reporting	1/1/2018	12/31/2022
MXI Environmental Services LLC	26319 Old Trail Road	Abingdon	VA	24210	Coordination and Management of STOP Program HHW	1/1/2022	12/31/2026
Town of Brookhaven	1 Independence Hill	Farmingville	NY	11738	Acceptance and Disposal of Street Sweepings at Brookhaven Landfill	1/1/2020	12/31/2024
More Consulting Corp.	19 Old Dock Road	Yaphank	NY	11980	Replacement of Roof at Old Landfill Scalehouse	3/19/2021	Completion
Cameron Engineering & Associates LLP	177 Crossways Park Drive	Woodbury	NY	11797	Engineering - Gray Water Management Feasibility Study	6/15/2020	Completion
Able Equipment Rental	1050 Grand Boulevard	Deer Park	NY	11729	Provision of Emergency Generator	4/30/2021	Completion
Omni Recycling of Westbury, Inc.	7 Portland Avenue	Westbury	NY	11590	Operation and Management of North Hempstead Transfer Station	5/1/2010	4/30/2025
Covanta Sustainable Solutions LLC	445 South Street	Morristown	NJ	07960	Transportation and Disposal of Residential and Commercial Waste	1/1/2021	12/31/2025
HV Shred Inc. d/b/a Legal Shred	16 Griffin Street	Poughquag	NY	12570	Document Shredding for Authority Events and Operations	1/1/2017	12/31/2022
Advance Scale Company, Inc.	2400 Egg Harbor Road	Lindenwold	NJ	08021	Transfer Station Scale Calibration, Maintenance and Repair	12/21/2017	12/20/2022
Greenchip Inc.	540 Kingsland Avenue	Brooklyn	NY	11222	Post-Consumer Electronic Waste Collection and Processing	1/1/2022	12/31/2026
United Steel Products Inc.	33-40 127th Place	Flushing	NY	11368	Replacement of Main Gate Operator	7/29/2021	Completion
United Steel Products Inc.	33-40 127th Place	Flushing	NY	11368	Construction - Replacement of Transfer Station Roll-Up Doors	10/19/2020	Completion
A.C. Shultes Inc.	664 S. Evergreen Avenue	Woodbury Heights	NJ	08097	Groundwater Pump Inspection and Maintenance	7/18/2018	7/17/2023
Gershow Recycling Corp.	71 Peconic Avenue	Medford	NY	11763	Scrap Metal Collection and Recycling	9/4/2020	9/3/2022
L.K. McLean Associates P.C.	437 South Country Road	Brookhaven	NY	11719	Technical Assistance for Local Solid Waste Management Plan	3/19/2021	Completion
Anker's Electric Service Inc.	10 South Fifth Street, PO Box 378	Locust Valley	NY	11560	Transfer Station Interior and Exterior Lighting Replacement	4/9/2021	Completion
Tully Construction Co., Inc.	127-50 Northern Boulevard	Flushing	NY	11368	License for Use of Landfill Property for Gantry Crane Storage	8/1/2010	Final Payment
Kut Kwick Corp.	1927 Newcastle Street	Brunswick	GA	31520	Warranty for Slope Mower	6/12/2021	6/12/2023
NYS Department of Environmental Conservation	625 Broadway	Albany	NY	12233	Grant for Reimbursement of HHW Collection Costs - 2019	1/1/2019	Final Payment
NYS Department of Environmental Conservation	625 Broadway	Albany	NY	12233	Grant for Reimbursement of HHW Collection Costs - 2020	1/1/2020	Final Payment

Title	PT/FT	Employee	Grade as of 9/30/21	Step as of 9/30/21	Grade as of 1/1/22	Step as of 1/1/22	2022 salary	2022 Code	2022 Department
SEC TO EXEC DIRECTOR	FT	JOANNE KENNEY	15	8.5	15	9.5	\$ 66,433.00	A.08.8161.1000	104000
SR SOLID WASTE DIS FAC SU	FT	PATRICK SACCOCCIA	25	6	25	7	\$ 95,297.00	A.08.8161.1000	104000
EXECUTIVE DIRECTOR	FT	MICHAEL KELLY	N/A	N/A	N/A	N/A	\$ 156,060.12	A.08.8161.1000	104000
DEPUTY EXECUTIVE DIRECTOR	FT	MARSHAH-REAFF BARRETT	N/A	N/A	N/A	N/A	\$ 114,443.88	A.08.8161.1000	104000
SECRETARY	FT	DONELLE BENJAMIN	N/A	N/A	N/A	N/A	\$ 61,312.12	A.08.8161.1000	104000
MOTOR EQUIPMENT OPERATOR	FT	DOUGLAS RAMA	13	25.5	13	26.5	\$ 78,179.00	A.08.8163.1000	105000
SOLID WASTE DIS FAC ATTENDANT	FT	DANIEL WALDEN	13	1	13	2	\$ 53,773.00	A.08.8163.1000	105000
SENIOR MAINTAINER	FT	LUCIANO CAPUTO	19	12	19	13	\$ 80,272.00	A.08.8165.1000	106000
WEIGHER	FT	RAUL HERNANDEZ	15	3	15	4	\$ 59,701.00	A.08.8165.1000	106000
LABOR SUPERVISOR 1	FT	CONNOR MAHAN	18	2	18	3	\$ 63,599.00	A.08.8167.1000	108000
SOLID WASTE DIS FAC ATTENDANT	FT	NICHOLAS JORGENSEN	13	2.5	13	3.5	\$ 55,400.00	A.08.8167.1000	108000
LABORER 1	FT	DAVID BIGGERS	11	1	11	2	\$ 51,034.00	A.08.8167.1000	108000
LABORER 1	FT	JOSEPH KISAREWSKI	11	3	11	4	\$ 53,056.00	A.08.8167.1000	108000
SENIOR MOTOR EQUIP OPER	FT	THOMAS E. WILLIAMS	15	17.5	15	18.5	\$ 80,577.00	A.08.8167.1000	108000
LABORER - PT	PT	PETER NIELSEN	N/A	N/A	N/A	N/A	\$25.00/hour	A.08.8163.1200	105120
LABORER - PT	PT	JAMES MCCORMACK	N/A	N/A	N/A	N/A	\$25.00/hour	A.08.8163.1200	105120

EXHIBIT C  
TOWN OF NORTH HEMPSTEAD SOLID WASTE MANAGEMENT AUTHORITY  
TRANSFER STATION FEE SCHEDULE

**SURCHARGES:**

<b><u>Violation</u></b>	<b><u>Surcharge</u></b>
Dumping in Incorrect Waste Area	\$100.00 per event
Leaking Vehicle on Property	\$200.00 per event, plus cost of cleanup
Spilling Trash or Debris on Roadways	\$200.00 per event, plus cost of cleanup
Exceeding Posted Speed Limit	\$50.00 per event
Truck Idling or Loitering in Transfer Trailer Area (Except Authority Contractor or Subcontractor)	\$50.00 per event
Dumping Source-Separate Recyclables and/or Yard Waste with municipal solid waste	\$1,000.00 per event
Vehicle Breakdown on Property (except personal vehicle at Residential Drop-Off)	\$500.00, plus cost of vehicle removal and cleanup of spilled materials and/or fluids
Leaving Sunday Residential Drop-Off without Payment of Required Fee	Established minimum disposal fee plus \$50.00 surcharge
Entering Transfer Station with medical radiological material and leaving such material on the vehicle parked at the Transfer Station for longer than two (2) business days (commercial loads only)	After two (2) business days, \$500.00, plus \$200.00 for each day that a carter vehicle or container must remain at the Transfer Station prior to its contents being disposed.
No License/Permit Medallion on Vehicle or Container	\$100.00 per vehicle or container

**TIPPING FEES:**

<b><u>Waste Type</u></b>	<b><u>Rate (Per ton)</u></b>
Residential Municipal Solid Waste (Town and Participating Villages)	\$91.67
Residential Municipal Solid Waste (Non-Participating Villages)	\$94.29
Commercial Municipal Solid Waste	\$96.41
Yard Waste	\$85.88
Construction/Demolition Debris	\$97.75
Sweepings – January-September	\$93.99
Sweepings – October-December	\$85.88
Recyclables (Town and Participating Villages)	No Charge
Recyclables (Non-Participating Villages – Commingled Only)	\$36.05

**OTHER FEES:**

Fee for Late Payment of Tipping Fees		3.94%
Sunday Residential Drop Off (Residential Customers Only)	Rubbish, Construction/Demolition Debris and Yard Waste	\$0.05 per pound, rounded to next higher 20 pound increment, \$5.00 minimum charge
	Recyclables (Metal Containers; Glass Containers; Nos. 1, 2 and 5 Plastic; Cardboard and Paper) and Scrap Metal	No Charge