

**Minutes of the CVSWMD Board and Executive Board of Supervisors**  
**– All members and others participated electronically – warned and held in keeping with the Open Meeting Law during COVID-19**

**November 4, 2020**

**Draft until approved**

A meeting of the CVSWMD Board of Supervisors – Towns represented and Board of Supervisors/Alternates present were:

<b>Representative</b>	<b>Town</b>	<b>4/20</b>	<b>5/20</b>	<b>6/20</b>	<b>9/20</b>	<b>10/20</b>	<b>11/20</b>
Micheli, S.	Barre City	X	X	X			
Ahearn W. (alt)	Barre City						
Thumm, F.	Barre Town	X		X	X	X	X
Mitchell, J. (alt)	Barre Town						
Levin, M.	Berlin	X	X	X	X	X	X
Vacant	Bradford						
Powell, B.	Calais	X	X	X	X	X	X
Brabant, J. (alt)	Calais						X
Vacant	Chelsea						
Vacant	Duxbury						
Stanton, A.	E. Montpelier	X	X	X	X	X	X
Nunez T.	Fairlee	X	X	X	X	X	
Cornish, S.	Hardwick	X	X	X	X	X	X
Fielder, S. (alt)	Hardwick						
Krauth, A.	Middlesex			X			
Barlow-Casey, D	Montpelier	X	X	X	X	X	X
Cattaneo, L.	Orange	X	X	X	X	X	X
Holmgren, E. (alt)	Orange						
Ziegler B.	Plainfield	X	X	X	X	X	X
Vacant	Tunbridge						
Hatch R.	Walden						
Carbee, P	Washington	X	X	X	X	X	X
Rouleau, M	Williamstown	X	X	X	X		
Covey, F (alt)	Williamstown						
Nold-Laurendeau, J.	Woodbury		X	X	X	X	X

Other in attendance - Cathleen Gent, Brenna Toman, Barb Baird – District staff  
 Pat Austin – Northeast Kingdom SWD  
 Denise Wheeler – Calais Selectboard Chair

#### Call to order (1)

Fred Thumm called the meeting to order at 6:38 pm

#### Agenda Revisions (2)

None

#### Public Comment Period and Announcements (3)

John Brabant, CVSWMMD alternate and Calais Selectboard member and Pat Austin, Charleston representative to the Northeast Kingdom Solid Waste board attended the meeting to ask the board to take up the subject of the Chittenden SWD's illegal disposal of glass.

Chair Fred Thumm said that the subject is on the agenda as item #11.

#### Consent Agenda (4)

- a) Adopt the meeting minutes of the Board of Supervisors of October 7
- b) Accept the minutes of the Executive Board meeting of October 20
- c) Accept the minutes of Committee meetings:
  - Program Oversight Committee – October 7
  - Financial Oversight Committee – October 27
  - Grants Committee – October 26
  - Ad Hoc Facilities Committee – October 22

**Lee Cattaneo moved to accept the consent agenda. The motion was seconded and passed unanimously.**

#### 2020 SWIP comments from Public Hearings & Final Adoption (5)

Brenna Toman, Planning Analyst, said that changes to the SWIP were minor - dates and other details – and that there were 2 public hearings with one person from the public attending in support of the HHW facility and the other was Casella, asking the SWIP to reflect that they now operate the Barre Town depot.

**Bill Powell moved to adopt the 2020 SWIP. The motion was seconded and passed unanimously.**

#### HHW Facility (6)

- a) Approval for Civil Engineering Firm
- b) General Update

Brenna Toman explained that the district received 3 proposals from firms and conducted two interviews. One was with Dubois & King and the other was Lamoureaux & Dickinson. References for both were positive. She went over adjustments made to the proposal fees.

**Peter Carbee moved to award the contract for civil engineering services to Lamoureaux & Dickinson for the amount not to exceed \$27,281. The motion was seconded and passed unanimously.**

#### Review and Approve Municipal Services Program Grant (7)

Matt Levin shared the grants committee recommendation for Plainfield's application.

**Ann Stanton moved to award the town of Plainfield \$3,000 to construct a community composting system. The motion was seconded and passed unanimously.**

Betsy Ziegler stated that the Conservation Commission volunteers were great support for the project.

Report on October 27 Public Hearing: Preliminary FY22 Budget (8)

- a) Plan for approving preliminary FY22 Budget

Cathleen Gent stated that no members of the public attended the public hearing. The preliminary budget will be presented to the board for action in December.

Receive FY21 Quarter 1 Financial Results (9)

Cathleen Gent asked if there were any questions. No discussion.

Covid -19 (10)

- a) Request for air purifier units
- b) Request for Board Action RE: requests for travel

Request for air purifier units for office and ARCC. Cathleen Gent went over the specifics in the packet. **Bill Powell moved to allot \$2,000 for the purchase of air purifiers. The motion was seconded and passed unanimously.**

Request for Board or EB (as personnel committee) for direction on requests from staff for travel during pandemic.

**Matt Levin moved that the Executive Board, as personnel committee, take up this topic and their next meeting. The motion was seconded and passed unanimously.**

Town of Calais – Report on ANR informational meeting RE: Certification Amendment for CSWD facilities (11)

Fred Thumm stated that he attended ANR's public information meeting on the two certificate amendments and didn't want the CVSWMD to make a decision on the matter until he had more information.

John Brabant, who was a regulator at ANR for 20 years, said that he has gathered information from public record requests about issues with glass being handled through CSWD. He stated that most of the recyclables from Vermont go to the Chittenden MRF and that public trust was broken as they have been illegally dumping glass. He further stated that the meeting ANR held was constrained to comments only on permits and broader issues were not discussed. Brabant went on to say that the CVSWMD should be very interested in this subject given the District's commitment to zero waste and recycling. He also asked why CVSWMD leadership did not bring this matter to the Board.

Matt Levin said that the District should consult with legal counsel about options for SWMEs to participate and to respond once we get a letter from Calais that he understood was coming before the board.

John Brabant suggested the board have this subject as a regular item on their monthly board meeting agendas.

Lee Cattaneo said he thinks the District needs to see which way this is going to see what our financial interests are.

Ann Stanton – financial issues aside, feels this is a moral issue and the District should have it on monthly agendas.

John Brabant – CVSWMD works with the private sector and receives a \$30 surcharge, if glass was trash then that surcharge is due the organization.

Cathleen Gent – the District does not have a contract with Chittenden for services.

Pat Austin – The CVSWMD is doing outreach to businesses and residents about Act 148 and glass is a valuable resource. The District Managers aren't dealing with the issue and they should be on the forefront. He said the NEK Board wrote a letter to the District Managers Association and said no action was taken.

Cathleen Gent said she brought the matter of the NEK letter to the Executive Board earlier this year.

Donna Barlow Casey - offered to meet with the Executive Board about information gathering.

John Brabant pointed out that the public comment period for the ANR certification amendment closes on November 10.

**Lee Cattaneo moved that staff draft a letter to ANR to request a 30-day extension for taking comments on the CSWD cert amendment applications or until the AG office determines action on a related matter, whichever is longer, and that ANR delay action on issuing "after the fact" certification amendments until the AG's office completes its investigation. The motion was seconded and passed unanimously.**

John Brabant requested to review the letter before it is sent to ANR.

Denise Wheeler requested that the letter to ANR be sent to the Selectboard chairs in the CVSWMD.

#### General Manager search (12)

Cathleen Gent stated that she and the Executive Board are starting the search in light of her decision to retire, which was announced at last month's Board meeting.

#### Roundtable and Announcements (13)

Lee Cattaneo asked for someone from the board to join the Program Oversight Committee. They only have 2 members and if one of them can't come, there is no quorum.

**Bill Powell moved to adjourn at 8:50 pm. Unanimous.**

Prepared by Barb Baird