

**TOWN OF FAIRFIELD
SOLID WASTE & RECYCLING PUBLIC HEARING
MINUTES JUNE 24, 2013**

The Solid Waste & Recycling Commission of the Town of Fairfield held its Public Hearing Meeting on Monday, June 24, 2013 in the Second Floor Conference Room, Independence Hall at 725 Old Post Road, Fairfield.

MEMBERS PRESENT: Sharon Pistilli, Chairman, Paul Krumins, Vice Chairman, William Shoaf, Secretary, Sheila Sullivan, Robert Stilson, Wendy Brandt Martinenas

ALSO PRESENT: Michael Zembruski, Director, Solid Waste and Recycling and Ed Bowman, Assistant Director of Public Works.

MEMBERS ABSENT: Virginia Casey

MEMBERS OF THE PUBLIC: (SEE ATTACHED)

Public Hearing Attendance 6/24/13

Ed Smella All American Waste, LLC
Dave Martin

ANTHONY TENEZZO CITY SANITATION

Frank M Antonacci All American Waste LLC

CHRIS RAIMANO CMR

Leon Galambos Leon Galambos & Sons Contracting

Joey Galambos

Leon Galambos Galambos & Sons

John Verzaro II United Home

John Verzaro United Home

Stanley Topac Big Little Sanitation V

BRAD TOPAC BIG LITTLE SANITATION

James Garcia United Contracting Co V

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CALL TO ORDER: The Public Meeting was called to order at 7:31 p.m. by Sharon Pistilli

The Pledge of Allegiance was recited.

PUBLIC COMMENT:

Mr. Zembruski opened the Public Hearing for questions/comments.

Stanley Topar, Big Little Sanitation, stated the Town of Fairfield is the only town who pays tip fees and go to Stratford at no cost.

James Garcia, United Carting Company, noted the person who owns the home should pay for the trash, not the tenant, etc., it should be the person who “owns” the home. He commented that the haulers are being treated unfairly and that they feel that they get stuck with accounts receivable and the Town still collects tip fees.

Attorney Spinella, representing All American Waste, LLC, noted the proposed budget was significantly higher than the prior year. He stated because of the way the tip fee broken down by ton, it's unclear to the citizens of Fairfield and causes unfair notice to them. Further, there are several haulers here tonight that could have easily gone to Bridgeport on a direct haul to pay \$66.00 per ton. In contacting CRRA, he was informed as of July 1st, the tip fee in Bridgeport will only go up \$1.31. This causes difficulty in understanding why Fairfield is increasing the tip fees for residential waste by \$3.00 a ton and commercial waste by \$4.00 a ton. It just doesn't add up! The tip fee for Bridgeport is approximately \$66.00; Fairfield is charging approximately \$30.00 more a ton and the citizens of Fairfield are paying that increase of \$30.00 a ton, which is approximately \$900,000 to over \$1 ml a year.

Also, the haulers have also indicated that the Town has selective enforcement. Because of selective enforcement, it enables other haulers not to bring their putrescible waste to the transfer station. The same haulers are bringing their waste to the direct haul in Bridgeport, which is also causing unfair damage to the haulers here at present. The Town is not following the flow control ordinance. Michael Zembruski and Edward Boman clarified that the Town Of Fairfield does not want putrescible waste due to complaints.

Attorney Spinella further state, under the United Supreme Court Case, the Town does not operate the transfer station. The Supreme Court states a “public entity must operate the transfer station”. The Town does not have a public entity, Enviro does, which never went out to out to bid. The Town will be subjected to a legal challenge for selective enforcement regarding the flow control ordinance. Again, Bridgeport is charging \$66.00 per ton and Fairfield is charging between \$91.00/\$95.00 per ton. Fairfield should seriously re-consider going up on the tip fee.

Mr. Zembruski stated Enviro did go out to bid and a public notice was issued along with public bid.

Attorney Spinella disagreed with Mr. Zembruski.

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The haulers noted, per previous discussion of the missing tonnage, they believe this is why the tip fees are going up.

Anthony Terenzio, with City Carting, noted the said haulers were followed and it has been documented on who is bringing their waste to Bridgeport.

Mr. Zembruski asked for supporting documentation so it can be acted on.

The Commission discussed flow control issues at length.

Following discussion:

Items that have a ~~striketrough~~ are to be deleted. Items in **bold and underlined** are the changes to be applied.

1.1 General Terms

"Transfer Station" means the volume reduction plant facilities located at One Rod Highway, Fairfield, Connecticut, owned by ~~CRRRA and operated and maintained by RESCO~~ **the Town of Fairfield and maintained by Enviro Express**. The Transfer Station operates as a central collection point for the ~~Town where Acceptable Solid Waste (ASW) is received~~ **Acceptable Solid Waste (ASW) and Recyclables are received**, transferred to another vehicle and transported to the Resource Recovery Facility **insert or Intermediate Processing Center**.

Sharon Pistilli *moved* and Paul Krumins *seconded* to accept 1.1 General Terms under the proposed Solid Waste & Recycling Regulations, as presented. *Motion passed unanimously.*

3.5.2 Amounts of Recyclable Materials removed by Collectors from Residential Property shall be Delivered to the ~~Intermediate Processing Center (IPC)~~ **Town Of Fairfield Transfer Station or Winters Brothers Recycling Facility in Shelton CT**. Non-Residential Property in the Town and not delivered to the ~~Intermediate Processing Center (IPC)~~ **Winters Brothers Recycling Facility in Shelton CT** or processed through the Town Collection Facility shall be reported per Subsection 3.5.4.

Sharon Pistilli *moved* and Sheila Sullivan *seconded* to accept 3.5.2 (striking "Shelton" twice) under the proposed Solid Waste & Recycling Regulations, as presented. *Motion passed unanimously.*

BELOW WAS POSTPONED UNTIL JULY 2013 HEARING

- 4.2 Permits – Effective ~~July 1~~ **January 1** Every Year (~~Replaces August 1~~)
 - 4.2.1 Town of Fairfield Permit (PRV)
Expiration Date - ~~June 30~~ **December 31**, Every Year \$20.00 per year
 - 4.2.2 Town Commercial Permit (CRV) \$20.00 per year

Expiration Date - ~~June 30~~ **December 31**, Every Year
 - 4.2.3 Out-of-Town Permit (OTP) \$135.00 per year

Expiration Date - ~~June 30~~ **December 31**, Every Year

(Chairman Pistilli noted the beach sticker and dump information should be advertised)

- 4.3.1.1 PRV Vehicle Only

251 - 300 lbs.	15.00 <u>\$16.50</u>
301 - 400 lbs.	20.00 <u>\$22.00</u>
401 - 500 lbs.	25.00 <u>\$27.50</u>
Over 500 lbs.	
For each additional 100 lbs. unit	25.00 plus <u>\$27.50</u> 5.00 per <u>\$5.50</u>
Additional 100 lbs.	

4.3.1.2 CRV Vehicle, OTP Vehicle, or Temporary Permit Only

- Bags or Containers with a total volume

Under 200 gallons by volume	\$ 5.00	
201- 400 gallons by volume	\$ 10.00	
251 - 300 lbs.		15.00 <u>\$16.50</u>
301 - 400 lbs.		20.00 <u>\$22.00</u>
401 - 500 lbs.		25.00 <u>\$27.50</u>
Over 500 lbs.		
For each additional 100 lbs. unit		25.00 plus <u>\$27.50</u> 5.00 per <u>\$5.50</u>
		Additional 100 lbs.

Larger quantities of Bags, Containers, or Loose ASW as stated above, shall be weighed and charged the rate below:

251 - 300 lbs. ~~15.00~~ **\$16.50**
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301 - 400 lbs. ~~20.00~~ **\$22.00**
401 - 500 lbs. ~~25.00~~ **\$27.50**
Over 500 lbs.
For each additional 100 lbs. unit ~~25.00~~ plus **\$27.50**
~~5.00~~ per **\$5.50**
Additional 100 lbs.

4.4.1 Acceptable Solid Waste (ASW) - Garbage & Rubbish Vehicle - Chassis Mounted Body -
Payable on Delivery.
Effective July 1 Every Year

	<u>Residential</u>	<u>Nonresidential</u>
201-400 gallons by Volume or 126-250 lbs.	\$10.00 plus .85 per additional 20 lbs.	\$10.00 plus .91 per additional
20 lbs.		
Revised	\$10.00 plus <u>.88 per additional 20 lbs.</u>	\$10.00 plus <u>.95 per additional</u>
<u>20</u> lbs.		

4.4.2 Acceptable Solid Waste (ASW) Garbage & Rubbish Vehicle, dumpster attached -
Payable on Delivery
Under 200 gallons by volume or 1-125 lbs. \$ 5.00
201-400 gallons by volume \$ 10.00 plus
Or 126-250 lbs. ~~.91~~ per additional ~~20~~ lbs.
.95 per additional 20 lbs.

Sharon Pistilli *moved* and Paul Krumins *seconded* to postpone 4.2 through 4.4.2 under the proposed Solid Waste & Recycling Regulations, as presented, until the July Public Hearing. Motion passed unanimously.

Mr. Zemruski noted he will be scheduling a Special Meeting on July 8th to discuss further information on the budget, as well as flow control numbers.

There being no further business to come before the Commission, Paul Krumins *moved* and Bill Shoaf *seconded* to adjourn the hearing at approximately 9:00 p.m. Motion passed unanimously.

Respectfully Submitted,

Josephine M. Keogh