

**SUMMARY OF ACTION  
SANTA FE SOLID WASTE MANAGEMENT AGENCY  
JOINT POWERS BOARD SPECIAL MEETING  
October 29, 2015**

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(1) APPROVAL OF A BUDGET INCREASE TO 52504.520100 (REPAIR AND MAINTENANCE		

S F C C L E R K R E C O R D E D 0 2 / 0 4 / 2 0 1 6

**OF BUILDING AND STRUCTURES) FROM  
5500.100700 (OPERATING CASE BALANCE)  
IN THE AMOUNT OF \$37,573.76.**

<b>APPROVED</b>	<b>7-9</b>
<b>MATTERS FROM THE EXECUTIVE DIRECTOR</b>	<b>NONE</b> <b>9</b>
<b>MATTERS FROM THE BOARD</b>	<b>NONE</b> <b>9</b>
<b>MATTERS FROM STAFF</b>	<b>INFORMATION/DISCUSSION</b> <b>9</b>
<b>MATTERS FROM THE CITY</b>	<b>NONE</b> <b>9-10</b>
<b>MATTERS FROM THE COUNTY</b>	<b>NONE</b> <b>10</b>
<b>NEXT MEETING DATE</b>	<b>UNKNOWN AT THIS TIME</b> <b>10</b>
<b>ADJOURNMENT</b>	<b>ADJOURNED</b> <b>10</b>

**SANTA FE SOLID WASTE MANAGEMENT AGENCY  
JOINT POWERS BOARD  
Market Station, Santa Fe, New Mexico  
October 29, 2015, 5:00 pm**

SFC CLERK RECORDED 02/04/2016

**I. CALL TO ORDER**

The regular meeting of the Santa Fe Solid Waste Management Agency Joint Powers Board (SWMA) was called to order by Vice Chair, Commissioner Kathy Holian, on October 29, 2015, at 5:00 pm, in the Legal Conference Room of the Santa Fe County Administration Building, 102 Grant Avenue, Santa Fe, New Mexico.

**II. ROLL CALL**

**MEMBERS PRESENT**

Commissioner Kathy Holian, Vice Chair  
Commissioner Miguel Chavez, Telephonically  
Councilor Signe Lindell  
Commissioner Henry Roybal

**MEMBERS ABSENT**

Councilor Joseph Maestas, Chair  
Councilor Patty Bushee

**OTHERS PRESENT**

Randall Kippenbrock, SWMA  
Adam Schlachter, SWMA  
Rosalie Cardenas, SWMA  
Angelica Salazar, SWMA  
Olivar Barela, Santa Fe County  
Nancy Long, Legal Council

**III. APPROVAL OF AGENDA**

Commissioner Chavez said he had three agendas. This has really been a moving target. He would like clarification. One item has been added, right Randall.

Mr. Kippenbrock answered that is correct.

Chair Holian asked Mr. Kippenbrock to read into the record Item I, which has been added to the agenda from the previous meeting where there was no quorum.

Randall read the item.

Commissioner Chavez said this is not a building that SWMA owns. Are we keeping track of the maintenance and improvements to the facility.

Mr. Kippenbrock said yes, for major repairs not minor repairs.

Ms. Long asked Commissioner Chavez to confirm that it is difficult or impossible for him to attend in person. The Open Meetings Act requires that in order for a member to participate in a meeting telephonically, it must be difficult or impossible for them to attend in person.

Commissioner Chavez confirmed that it is difficult for him to attend in person as he is attending another meeting.

Chair Holian asked that the Committee return the agenda item of approving the agenda.

**MOTION** A motion was made by Councilor Lindell, seconded by Commissioner Roybal, to approve the agenda as presented.

**VOTE** The motion passed unanimously by voice vote.

**IV. APPROVAL OF CONSENT CALENDAR**

Commissioner Chavez asked that item I be removed from the Consent Calendar for discussion.

Councilor Lindell asked that item B be removed from the Consent Calendar.

**MOTION** A motion was made by Councilor Lindell, seconded by Commissioner Chavez, to approve the Consent Calendar as amended.

**VOTE** The motion was approved unanimously by voice vote.

**V. APPROVAL OF MINUTES: REGULAR MEETING OF AUGUST 27, 2015**

Mr. Kippenbrock said he had one correction. On page 3, item E1, the number used needs to be changed to 52501.510250.

**MOTION** A motion was made by Commissioner Roybal, seconded by Councilor Lindell, to approve the minutes as amended.

**VOTE** The motion passed unanimously by voice vote.

**VI. MATTERS FROM THE PUBLIC**

There were no matters from the public.

**VII. CONSENT CALENDAR**

**A. REQUEST FOR APPROVAL TO AWARD BID '16/07/B TO TRI CON WORKS, LP OF HOUSTON, TX, FOR THE PHASE 2 - LANDFILL GAS COLLECTION SYSTEM CONSTRUCTION PROJECT AT CAJA DEL RIO LANDFILL IN THE AMOUNT OF \$190,917.96.**

**(1) APPROVAL OF BUDGET INCREASE TO 52503.570500 (CAPITAL OUTLAY - EQUIPMENT AND MACHINERY) FROM 5503.100700 (LANDFILL GAS COLLECTION RESERVE FUND CASH) IN THE AMOUNT OF \$190,017.96.**

**B. THIS ITEM WAS REMOVED FOR DISCUSSION.**

**REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO EXTEND THE TERM AND INCREASE THE SERVICES AGREEMENT WITH AUSTIN WOOD RECYCLING, INC., OF CEDAR PARK, TX, FOR INDEFINITE AND ON-CALL GRINDING FOR THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$124,750.00 (RFP NO. '15/13/B).**

**C. REQUEST FOR APPROVAL OF AMENDMENT NO. 6 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CDM SMITH INC., OF ALBUQUERQUE, NM, TO PROVIDE SUPPORT FOR THE CAJA DEL RIO LANDFILL PERMIT RENEWAL AND MODIFICATION APPLICATION AND ASSISTANCE WITH PERMIT COMPLIANCE IN THE AMOUNT OF \$28,721.00 (RFP NO. '12/06/P).**

**(1) APPROVAL OF BUDGET INCREASE TO 52521.572950 (WIP-START-UP PROJECT COSTS) FROM 5521.100700 (LANDFILL PERMITTING RESERVE FUND CASH) IN THE AMOUNT OF \$28,721.00.**

**D. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO THE SERVICES AGREEMENT WITH RUSTY'S WEIGH SCALES AND SERVICE, INC., OF LUBBOCK, TX, TO REPLACE THE EXISTING INBOUND SCALE WITH DIGITAL TECHNOLOGY AND EXTEND THE SCALE DECK AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$87,356.00.**

(1) APPROVAL OF BUDGET INCREASE TO 52504.572970 (WIP - CONSTRUCTION) FROM 5500-100700 (OPERATING CASH BALANCE) IN THE AMOUNT OF \$87,356.00.

- E. REQUEST FOR APPROVAL OF FISCAL YEAR 2014-15 REAPPROPRIATIONS TO CARRY FORWARD OPEN CONTRACTS TO FISCAL YEAR 2015-16 FOR CONTINUING SERVICES.
- F. STATUS REPORT FOR CAJA DEL RIO LANDFILL RENEWAL PERMIT APPLICATION.
- G. REQUEST FOR APPROVAL OF 2016 MEETING CALENDAR.
- H. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH CDM SMITH INC., OF ALBUQUERQUE, NM, TO PROVIDE ENGINEERING, PERMITTING AND CONSTRUCTION PHASE SERVICES FOR THE REPLACEMENT OF THE INBOUND SCALE AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$17,718.00.

(1) APPROVAL OF BUDGET INCREASE TO 52504.572970 (WIP - CONSTRUCTION) FROM 5500.100700 (OPERATING CASH BALANCE) IN THE AMOUNT OF \$17,718.00.

- I. THIS ITEM WAS REMOVED FOR DISCUSSION

REQUEST FOR APPROVAL OF A CONSTRUCTION AGREEMENT WITH EVERGUARD ROOFING OF ALBUQUERQUE, NM, FOR REPLACEMENT OF THE ROOFING SYSTEM ON THE ADMINISTRATION BUILDING AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION THROUGH THE CDS PURCHASING COOPERATIVE UNDER JOB ORDER CONTRACT NO. 2013-028-914-260-EGR IN THE AMOUNT OF \$37,573.76.

(1) APPROVAL OF A BUDGET INCREASE TO 52504.520100 (REPAIR AND MAINTENANCE OF BUILDING AND STRUCTURES) FROM 5500.100700 (OPERATING CASH BALANCE) IN THE AMOUNT OF \$37,573.76.

**DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR.**

1) ITEM B FROM THE CONSENT CALENDAR

**REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO EXTEND THE TERM AND INCREASE THE SERVICES AGREEMENT WITH AUSTIN WOOD RECYCLING, INC. OF CEDAR PARK, TX, FOR INDEFINITE AND ON-CALL GRINDING FOR THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION IN THE AMOUNT OF \$124,750.00 (RFP NO. '15/13/B).**

Councilor Lindell said on page 1 of the Memorandum it says the average cost per cubic yard ranges from \$4.16 to \$4.49. What do we sell it for.

Mr. Kippenbrock said we sell it for \$3.00 a cubic yard to the City of Santa Fe Wastewater Treatment Plant. The remaining material goes to the Caja Del Rio Landfill compost area soon to be taken over by Paynes Nursery. Then we will receive product at \$4.00 a ton.

Councilor Lindell asked are we covering our costs on that.

Mr. Kippenbrock said no. We charge a tipping fee of \$20.00 a ton. The real cost is close to \$30.00 a ton. We get the tipping fee of \$20.00 a ton and then are selling the product.

Councilor Lindell said she would like to postpone this item and have it come back to us so we can know where our breakeven point is on it. She is not inclined to support a program costing that kind of money.

Chair Holian said is there any need to approve this right now. Can we bring it back with more information.

Mr. Kippenbrock said we are requesting approval today. They have already done the first job. We need to pay for that. We can come back to the next meeting with costs before we have them come out again for the next job.

Councilor Lindell said so they have already done the work and we owe them money.

Mr. Kippenbrock said yes, the first part.

Commissioner Chavez said this is approval for Amendment 1 to extend the term and increase services. What is the term of the overall contract.

Mr. Kippenbrock said Amendment 1 would take us into the second year of the contract and increase the amount.

Commissioner Chavez said the agreement is not to go past four years.

Commissioner Chavez said we are locked in for now but we could have the cost analysis and could amend the next term to reflect our concerns.

Councilor Lindell said what we are saying is that this is renewable on an annual basis. This is taking us into 2019.

Commissioner Holian asked is that correct.

Mr. Kippenbrock said it takes us to February, 2017. Rather than coming back in February to extend Amendment 1, we decided to come back now.

Commissioner Holian asked you are suggesting that we do an analysis after this.

Mr. Kippenbrock said yes, early next year. This will allow us to pay for the first grinding service we have done.

Councilor Lindell said this is a program that she needs more analysis on to find out what our breakeven point is. She is committed to knowing what these services really cost us. Clearly it is not breaking even and we don't know if we need to charge more. She would like to have an analysis on that.

Commissioner Holian asked are you willing to vote for this now and do an analysis in the future.

Councilor Lindell said she did not know if she is or not.

Commissioner Chavez said he shared her frustration and concern. It is unfortunate that we did not think about this before we approved the initial contract. At this point we have to pay them for the work done then examine the questions Councilor Lindell is asking about.

Councilor Lindell said she appreciates that. In the spirit of cooperation she will be willing to move this forward to pay for the work completed but join Commissioner Chavez in saying we need to look at what our services are costing us in every area. That is paramount for me

Commissioner Chavez said solid waste services never pay for themselves, however, we can keep having the discussion.

Councilor Lindell said she thinks at the very least we need to do the work to have the data so we can know what kind of subsidies we are providing. That is the very minimum of what we should be doing.



**MOTION** A motion was made by Commissioner Chavez, seconded by Commissioner Roybal, to approve with direction to staff that the Committee wants tracking and analysis on this contract moving forward.

**VOTE** The motion passed unanimously by voice vote.

**2) ITEM I FROM THE CONSENT CALENDAR**

**REQUEST FOR APPROVAL OF A CONSTRUCTION AGREEMENT WITH EVERGUARD ROOFING OF ALBUQUERQUE, NM, FOR REPLACEMENT OF THE ROOFING SYSTEM ON THE ADMINISTRATION BUILDING AT THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION THROUGH THE CDS PURCHASING COOPERATIVE UNDER JOB ORDER CONTRACT NO. 2013-028-914-260-EGR IN THE AMOUNT OF \$37,573.76.**

**(1) APPROVAL OF A BUDGET INCREASE TO 52504.520100 (REPAIR AND MAINTENANCE OF BUILDING AND STRUCTURES) FROM 5500.100700 (OPERATING CASH BALANCE) IN THE AMOUNT OF \$37,573.76.**

Chair Holian read the item into the record.

**MOTION** A motion was made by Commissioner Chavez, seconded by Commissioner Holian motion to approve.

Commissioner Chavez said he expressed his concerns earlier in the meeting. As long as we are tracking the funding he is fine with it. We have to maintain the building as long as we are occupying space.

Councilor Lindell asked is our total cost on this of \$37.573.76 inclusive of insulation.

Mr. Kippenbrock said yes.

Councilor Lindell said one of the major concerns she has with this is that it is very hard for her to support bringing in a roofing company from Albuquerque when she know there are roofing companies in Santa Fe. She thinks SWMA should try to be hiring local contractors. These guys need work too. She is deeply opposed to bringing in guys from Albuquerque. She cannot imagine that we don't have a roofer here that could do the work. Is CDS a local.

Mr. Kippenbrock said they are out of Albuquerque. CDS is a cooperative that has been used by the City of Santa Fe. We utilize them because they have eight to ten vendors to do job. We identified that the condition of the roof is not repairable and called for replacement. He was more comfortable working with vendors on the list. We are electing to go with a higher grade roof than we have now.

Councilor Lindell asked how much do we pay CDS.

Mr. Kippenbrock said we do not pay. It is a cooperative agreement. The companies on the list pay them.

Councilor Lindell said she is really uncomfortable bringing in an Albuquerque roofing company knowing we have roofers here. She would like three local bids.

Mr. Kippenbrock said he concurs. The fact of the matter is that we need to take care of the roof. It is leaking when there is a hard rain. Had we had more time to deal with it we could have done an RFP.

Councilor Lindell asked how long has it been leaking.

Mr. Kippenbrock said through 2014 for sure.

**VOTE** The motion passed by a voice vote of 3 - 1, with Councilor Lindell voting no.

Chair Holian said we will now go to item (1), the corresponding budget increase.

**MOTION** A motion was made by Commissioner Chavez to approve.

Commissioner Chavez asked does that amount include GRT.

Mr. Kippenbrock said yes.

Commissioner Chavez said this a different kind of roofing system that not all roofers do. What is the warranty.

Mr. Kippenbrock said fifteen years. He is going to have further discussions with them. Typically a roof warranty is twenty years.

**SECOND** Chair Holian seconded the motion.

**VOTE** The motion passed by a voice vote of 3-1, with Councilor Lindell voting no.

Commissioner Chavez left the meeting.

**VIII. MATTERS FROM THE EXECUTIVE DIRECTOR**

There were no matters from the Executive Director.

**IX. MATTERS FROM THE BOARD**

Chair Holian asked for an update on the composting operation at Caja Del Rio.

Mr. Kippenbrock said we have had a public hearing. There were a couple of comments from the public. We have gone through the process to create the final orders. It is at the New Mexico Environment Department now. A permit condition was added in after our application was completed in July. There were minor things they asked us to include so we could not go forward with Paynes immediately. Now with the hearing over and no opposition at the hearing, we have contacted Paynes and told them that they can come in and do the operations except for food waste. That has to wait until we physically receive the new permit.

Chair Holian asked are they going to be composting horse manure.

Mr. Kippenbrock said yes, we do that now. Customers take it to BuRRT. Certain customers take it to Caja Del Rio where there will be no charge.

**X. MATTERS FROM STAFF**

Mr. Schlachter said on November 14<sup>th</sup> we are having a household waste and electronics amnesty day where there will be no fee day. It will be from 9:00 am to 1:00 pm. We are advertising with flyers and throughout the City and at BuRRT. We printed flyers in Spanish as well. There is information at the City and County offices.

Chair Holian asked that she be sent the information in an email.

Mr. Schlachter said he will email it to everyone.

Mr. Schlachter said at the recent SWAC meeting it was decided that we will be putting together an Environmental Fiesta around Earth Day. April 20, 2016, is the tentative date. We will be working with Santa Fe Public Schools and neighborhood groups.

**XI. MATTERS FROM THE CITY**

There were no matters from the City.

**XII. MATTERS FROM THE COUNTY**

There were no matters from the County.

**XIII. NEXT MEETING DATE:**

Mr. Kippenbrock said he will advise the Committee of when the next meeting will be. We may not meet again until January.

**XIV. ADJOURNMENT**

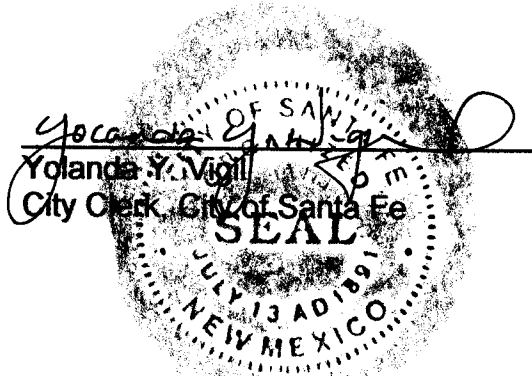
**MOTION** A motion was made by Commissioner Roybal, seconded by Councilor Lindell, to adjourn.

**VOTE** The motion passed unanimously by voice vote.

The meeting adjourned at 3:55 pm.

*Joseph M. Maestas*  
Councilor Joseph Maestas, Chair

ATTESTED TO



*Yolanda Y. Vigil*  
Yolanda Y. Vigil  
City Clerk, City of Santa Fe  
*Elizabeth Martin*  
Elizabeth Martin, Stenographer



COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss  
SOLID WASTE MINUTES  
PAGES: 12  
I Hereby Certify That This Instrument Was Filed for  
Record On The 4TH Day Of February, 2016 at 03:23:28 PM  
And Was Duly Recorded as Instrument # 1785768  
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office  
Geraldine Salazar  
Deputy *Laura Hernandez* County Clerk, Santa Fe, NM