

### Special Meeting Minutes, Wednesday, April 20, 2022

Notice having been given to the Eagle Observer for publication on April 7, 2022 and having posted the same on Monday, April 11, 2022, a Public Hearing of the Village of Elbridge Board of Trustees was called to order at 11:08 a.m. at the Elbridge Village Hall, 210 West Main Street. Trustees present were Trustee DeMarco and Trustee Murray with Mayor DeCola presiding. Also present were Budget Officer Fred Weisskopf, Clerk-Treasurer Kunz and Village Attorney Armani. Trustees absent were Trustee Ely and Trustee Harris.

A motion was offered by Trustee DeMarco, seconded by Trustee Murray, and carried to open the Special Meeting to take and hear comments relating to A local law entitled, "Proposed Amendment to Local Law, Chapter 113 of the Village of Elbridge Code, entitled 'solid waste,' Establishing a Special Assessment for Residents Residing in Refuse and Garbage District."

A motion was offered by Trustee DeMarco, seconded by Trustee Murray to waive the reading of the Notice of Public Hearing as published in the Eagle Observer.

Mayor DeCola addressed those in attendance regarding the purpose of the Public Hearing. He stated that the cost of garbage removal has spiraled out of control and stickers are no longer sustainable. The Village has lost over \$30,000 in the past year alone garbage removal. He continued to list reasons for the need for change as follows; sticker system outdated, most haulers do not want to bid on a contract that involves stickers, more haulers in the Village creates excess wear and tear on the roads, new contract should reduce the number of large trucks and creating less wear and tear, the current haulers have limited the weight significantly and new contract clearly states no weight limit. A discussion also needs to be had regarding the Proposed Local Law.

Mayor DeCola asked three times if anyone present wished to speak in favor of the, "Proposed Amendment to Local Law, Chapter 113 of the Village of Elbridge Code, entitled 'solid waste,' Establishing a Special Assessment for Residents Residing in Refuse and Garbage District."; there was no one present.

Mayor DeCola then asked three times if anyone present wished to speak in opposition of the, "Proposed Amendment to Local Law, Chapter 113 of the Village of Elbridge Code, entitled 'solid waste,' Establishing a Special Assessment for Residents Residing in Refuse and Garbage District."; there was no one.

Mayor DeCola asked if there was any comment from the Board. At this time all present discussed the bids that were opened that same morning, April 20<sup>th</sup>, at 10 a.m.

Trustee DeMarco indicated, confirmed by Attorney Armani and the Board, that the lowest bidder for the upcoming garbage contract specified that they would add extra charges after year one as "pass through" charges, as their costs increased, they would pass those charges on to the Village. They would only honor the contract as a set amount for year one. Board determined that, while the Dependable bid was lower, another bid (Superior) was a solid bid with no increases due to price increases and would be a savings over the life of the contract. The bid by Superior is in accordance with the Village bid specs, the Dependable bid is a material deviation from bid specs.

At this time a clarification call was made to Dependable, they confirmed that all excess fees would be passed along to Village, contrary to the Village bid specifications.

A clarification call was made to Superior, the next lowest bid, spoke with owner Joe Buffa who confirmed that the bid is inclusive of all tipping and recycling fees for the entire five years of the contract.

Mr. Buffa also confirmed that the contract includes 1 garbage and 1 recycling receptacle for each unit within the Village, they have two sizes 65 gallon and 96 gallons. Clarification was also made that users were defined by the Garbage District Map, currently 395 users, and that change will happen if there is a new home in the Village and is a rare change. Per the contract, a new user is the only increase in fees that are allowable.

After two clarification phone calls there was a discussion amongst the Board and Attorney Armani.

A motion was offered by Trustee Murray, seconded by Trustee DeMarco and carried awarding the bid on the five-year garbage contract to Superior Waste Removal, Inc. for a

**Special Meeting Minutes, Wednesday, April 20, 2022, cont.**

total bid amount of \$570,000 as lowest responsible bidder, over a five-year contract, inclusive of all tipping and recycling fees with the exception of user fees (user fees defined by the Garbage

District Map on file at the Village Clerk's office and currently includes 395 users. Additional users would arise if an exempt property opted in to the Garbage District OR a property was re-zoned residential or a residential structure was built).

A motion was made by Trustee Murray, seconded by Trustee DeMarco and carried unanimously to close to public comments section of the meeting at 11:42 a.m., and declare the Village board the lead agency on the SEQR, reserving the right to reopen the public comments section if a resident arrives before the close of the meeting as a whole.

Board then reviewed and discussed the Short Environmental Assessment Form (SEAF) – Part 1.

A motion was offered by Trustee Murray, seconded by Trustee DeMarco and carried authorizing Mayor DeCola to execute the Short Environmental Assessment Form – Part 1.

Board reviewed and discussed the SEAF – Part 2 and Part 3 and completed same.

A motion was offered by Trustee Murray, seconded by Trustee DeMarco and carried, making a finding of no significant environmental impact and authorizing Mayor DeCola to execute the Short Environmental Assessment Form – Part 3.

A motion was offered by Trustee Murray, seconded by Trustee DeMarco and carried to waive the formal reading of Resolution #4-2022, authorizing Mayor DeCola to execute the Short Environmental Assessment Form (SEQR) for the Amendment to the Solid Waste Law.

Resolution #4-2022 was duly adopted after a roll call vote, which resulted as follows:

CHRISTOPHER A. DeCOLA, MAYOR	YES
ANTHONY DeMARCO, TRUSTEE	YES
PATRICK V. ELY, TRUSTEE	ABSENT
JOHN F. MURRAY, TRUSTEE	YES
STEPHANIE HARRIS, TRUSTEE	ABSENT

At the direction of Attorney Armani, Clerk-Treasurer Kunz read the proposed draft Resolution #5-2022, adopting the "Proposed Amendment to Local Law, Chapter 113 of the Village of Elbridge Code, entitled 'Solid Waste,' Establishing a Special Assessment for Residents Residing in Refuse and Garbage District."

Resolution #5-2022 was duly adopted after a roll call vote, which resulted as follows:

CHRISTOPHER A. DeCOLA, MAYOR	YES
ANTHONY DeMARCO, TRUSTEE	YES
PATRICK V. ELY, TRUSTEE	ABSENT
JOHN F. MURRAY, TRUSTEE	YES
STEPHANIE HARRIS, TRUSTEE	ABSENT

A motion was offered by Trustee Murray, seconded by Trustee DeMarco and carried approving the Trash District Map and allowing Clerk-Treasurer Kunz include said Map in a mailing to Village Residents.

A motion was offered by Trustee Murray, seconded by Trustee DeMarco and carried approving the apportionment and assessment of \$260 on each resident and allowing Clerk-Treasurer Kunz include notification of that apportionment and assessment in a mailing to Village Residents.

A motion was offered by Trustee Murray, seconded by Trustee DeMarco and carried approving the Resident Letter and allowing Clerk-Treasurer Kunz to include the Resident Letter in a mailing to Village Residents.

A motion was offered by Trustee Murray, seconded by Trustee DeMarco and carried approving the "proposed" changes to the local law, understanding there may be slight changes, and allowing Clerk-Treasurer Kunz to include the "proposed" changes in a mailing to Village

**Special Meeting Minutes, Wednesday, April 20, 2022, cont.**

Residents. To be further reviewed and edited by Village Attorney post mailing due to time constraints.

A packet including all approved documents will be sent to every property owner in the Village the following day, April 21, 2022.

As a procedural matter, Attorney Armani addressed the Board regarding the Cannabis Local Law filing. Per Secretary of State, given dates of filings, the Cannabis Local Law should be renumbered as Local Law #1-2022.

Attorney Armani read Resolution #6-2021, now renamed Resolution #6-2022 regarding the "Cannabis Local Law Opting out of Licensing and Establishing Retail Cannabis Dispensaries and On-Site Consumption Establishments."

Resolution #6-2022 was duly adopted after a roll call vote, which resulted as follows:

CHRISTOPHER A. DeCOLA, MAYOR	YES
ANTHONY DeMARCO, TRUSTEE	YES
PATRICK V. ELY, TRUSTEE	ABSENT
JOHN F. MURRAY, TRUSTEE	YES
STEPHANIE HARRIS, TRUSTEE	ABSENT

A motion to adjourn the meeting was made at 12:25 a.m. by Trustee DeMarco, seconded by Trustee Murray and carried.

**BID OPENING 10:00 a.m.  
WEDNESDAY, April 20, 2022**

**GARBAGE CONTRACT**

Present for the bid opening were Clerk-Treasurer Kunz and Deputy Clerk Godfrey, also  
Fred Weisskopf; Budget Officer  
Bradley Milton; Maintenance Worker 1  
Rachel Holt; Superior Waste  
Tyler Renaud; Dependable Disposal  
John Murray; Village of Elbridge, Trustee  
Anthony DeMarco; Village of Elbridge, Trustee  
Christopher DeCola; Village of Elbridge, Mayor

The reading of the legal ad as published in the April 4<sup>th</sup> edition of the Eagle Observer was waived.

There were three (3) envelopes received.

All bids were opened and read aloud. They were as follows.

<u>COMPANY</u>	<u>ADDRESS</u>	<u>AMT</u>	<u>CC/BB</u>	<u>NON-COL</u>
Waste Management Inc.	4521 Steelway Blvd Liverpool, NY 13090 315-457-5838		<u>NO BID</u>	
Syracuse Haulers Waste Removal Inc.	Attn: Kevin Bellerdine 6223 Thompson Rd. Syracuse, NY 13206 315-426-6771	<b>\$750,760.70</b>	<b>BB</b>	<b>X</b>
Dependable Disposal LLC	6948 Herman Road Syracuse, NY 13209 315-689-9588	<b>\$526,145.00</b>	<b>CC</b>	<b>X</b>
*A page was added as a clause that all increases/decreases in disposable fees would be immediately passed on to the Village of Elbridge and would NOT be the responsibility of the hauler.				
Butler Disposal Systems Inc.	P.O. Box 728 Fulton, NY 13069 315-342-0832		<u>NO BID</u>	
Superior Waste Removal	5267 Wheeler Road Weedsport, NY 13166 315-395-3835	<b>\$570,000</b>	<b>CC</b>	<b>X</b>