



**CENTRAL VIRGINIA WASTE MANAGEMENT AUTHORITY
BOARD OF DIRECTORS MEETING AGENDA**

**MARCH 18, 2011
2104 W. LABURNUM AVENUE
RICHMOND, VIRGINIA**

CALL TO ORDER

9:00 a. m.

CHAIRMAN'S AGENDA

CERTIFICATION OF QUORUM

ITEM NO.	Page(s)
1. Public Comment Period	
2. Minutes of the Regular Meeting of February 18, 2011	3 - 11
3. Chairman's Report	

STAFF AGENDA

ITEM NO.	Page(s)
4. Public Hearing Amendment # 6 to the Central Virginia Solid Waste Management Plan Republic Services 623 Landfill Expansion in Goochland	12 - 13
5. 2011 General Assembly Wrap Up	14 - 17
6. Curbside Recycling Program	
7. Curbside Value Partnership	
8. Municipal Solid Waste Program	
9. Operations and Program Statistics	
10. Technical Advisory Committee (TAC) Report	
11. Earth Day	
12. Public Information	
13. Financial Reports for February 2011	18 - 24



14. Administrative
Ashland Board Representative

Meeting Schedule

Executive Committee	April 4, 2011	2:00 p.m.
Technical Advisory Committee	April 7, 2011	9:00 a.m.
Curbside Value Partnership.....	April 7, 2011	10:00 a.m.
Board of Directors (Petersburg)	April 15, 2011	9:00 a.m.

OLD/NEW BUSINESS

ADJOURNMENT

MINUTES OF THE REGULAR MEETING OF FEBRUARY 18, 2011

The minutes of the regular Board of Directors' meeting held on February 18, 2011 are presented for your consideration and approval.

Recommended Action: Approve minutes.

Attachments

**CENTRAL VIRGINIA WASTE MANAGEMENT AUTHORITY
BOARD OF DIRECTORS MEETING
FEBRUARY 18, 2011
MINUTES
CRATER PLANNING DISTRICT COMMISSION
PETERSBURG, VIRGINIA**

MEMBERS/ALTERNATES PRESENT

Voting:

Mark Kukoski (M-Richmond), Director
Steve Chidsey (M-Hanover), Secretary
Marcia R. Phillips (M-Chesterfield) , Immediate Past Chair
John T. Bragg (A-Charles City)
Jeff T. Howard (A-Chesterfield)
Paul E. Drumwright (A-Goochland)
Michael Flagg (A-Hanover)
William I. Mawyer, Jr. (A-Henrico)
Steve J. Yob (A-Henrico)
John Fountain (A-Hopewell)
James Tacosa (A-New Kent)
Michael D. Briddell (M-Petersburg)

Non Voting:

William Riggleman (A-Petersburg)
Charles E. Dane (A-Chesterfield)

Staff:

Kimberly A. Hynes, Executive Director
Bernard B. Harris, Director of Operations
Nan B. Downey, Director of Administration and Finance
Nancy W. Drumheller, Public Information Coordinator
Reginald D. Thompson, Operations Technician

MEMBERS/ALTERNATES NOT PRESENT

Gentry Bell (M-Henrico), Vice Chairman
Matthew D. Benka (M-Richmond), Treasurer
Leigh Dunn (M-Goochland), Director
W. C. Lawing (M-Ashland)
Josh Farrar (A-Ashland)
Jack Miniclier (M-Charles City)
Robert L. Dunn (M-Chesterfield)
Robert C. Key (M-Chesterfield)
Dr. Sheryl D. Bailey (A-Chesterfield)
Tom Mattis (M-Colonial Heights)
William E. Henley (A-Colonial Heights)
Robert Setliff (M-Hanover)
Steve Herzog (A-Hanover)
Marcia E. Kelley (M-Henrico)
Robert C. Whiteman (M-Henrico)
Arthur D. Petrini (A-Henrico)
Phillip E. Elliott (M-Hopewell)
James H. Burrell (M-New Kent)
Elliot Danburg (M-Powhatan)
Christopher Rapp (A-Powhatan)
Bill Hamby, Jr. (A-Prince George)

Guest

Chairman M. Kukoski (M-Richmond) called the meeting to order at 9:00 a.m., without a quorum.

CHAIRMAN'S AGENDA

Item No. 1: Public Comment Period

Chairman Kukoski opened the floor to receive public comment. With no requests from the public to address the Board, Chairman Kukoski closed the public comment period.

STAFF AGENDA

Item No. 4: 2011 Virginia General Assembly Update

Mrs. Hynes informed the Board that CVWMA staff has been tracking relevant legislation with potential impact on the Authority and/or member jurisdictions. She then directed the Board's attention to pages 13-17 of the agenda package and a handout, which list several bills that have been introduced and remain under consideration.

Mrs. Hynes reminded the Board about **HB2268** which focused on Virginia Peninsula Public Service Authority (VPPSA) and their service area. The bill would have required the Governor to appoint their Board or Directors, similar to legislation that passed last year regarding the Southeastern Public Service Authority (SPSA). The Bill also had some language that could have had an impact on regional waste and water authorities, specifically discouraging regional cooperation. Mrs. Hynes indicated that the Bill was stricken from the docket by the patron, with the stipulation that VPPSA address some of the issues that led Delegate Morgan to proposing the legislation.

Continuing, Mrs. Hynes reminded the Board of a bill introduced last year to increase permitting fees for solid waste facilities. Mrs. Hynes reported that the bill was passed requiring the Department of Environmental Quality (DEQ) to cover up to 60 percent of their costs. Mrs. Hynes went on to report that in the interest of time, facility permitting fees were increased by 79 percent across the board in 2010. Legislation was brought back this year to update the code with a formula for calculating permit fees.

Mrs. Hynes informed the Board that a series of stakeholders meetings were held over the summer. A consensus was reached and is summarized in **SB 1007 Permit fees for solid waste facilities** introduced by Senator Watkins. The flat per ton fee imposed on landfills of \$0.115 and a \$0.06 per ton fee on waste energy facilities. Mrs. Hynes noted that the other House bill included a \$0.145 per ton fee for landfills and \$0.03 per ton for waste to energy. She included that the Watkins bill is still alive and has passed the Senate and the House; an amendment was added to reduce the waste-to-energy per ton fee to \$0.55.

Proceeding, Mrs. Hynes reported that the proposed plastic bag legislation did not make it out of committee. She went on to report that other bills placing further restrictions on scrap metal processors and extending legislation on the removal of mercury switches will pass. Mrs. Hynes noted that there are two active bills on both the House and Senate side regarding advisory boards, which would eliminate the Virginia Recycling Markets Development Council. She added that it appears that these bills will go through. She noted that there has never been any funding for the Recycling Markets Council to do much effectively and that this is a recommendation by the Governor's Commission on Government Reform and Restructuring.

Continuing, Mrs. Hynes reported that several bills related to fertilizer, nonpoint source pollution, and stormwater management systems were introduced in an effort to further regulate and control those areas of concern. Mrs. Hynes went on to report that **HJ 570 Study; Costs and benefits of providing financial and other incentives to localities; report** is still alive. She informed the Board that this bill directs the Joint Legislative Audit and Review Commission to study the costs and benefits to the Commonwealth of providing financial and other incentives to localities that collaborate on capital facilities, construction project, and other operating services. Mrs. Hynes went on to report that additional bills were introduced that would develop a cost benefit analysis on state agency mandates in an effort to determine the value of mandates.

Proceeding Mrs. Hynes reported that all of the motor fuels tax bills have died. She noted that there were several bills introduced related to the public procurement act that have gone through, which will have a minor impact on the Authority. She reminded the Board of information reported on during a previous meeting regarding the Virginia Retirement System (VRS) bills and asserted that it appears the state will continue to pick up the 5 percent employee portion. This could change during the budget process.

Concluding, Mrs. Hynes reported that the session adjourns Saturday, February 26.

Item No. 5: Curbside Recycling Program

Mr. B. Harris, Director of Operations, directing the Board's attention to a PowerPoint slide, reported Curbside collections for January were 2,997 tons. He included that this is consistent with recorded totals for January 2010 and January 2009. Mr. Harris went on to report that year-to-date through 7-months the collection total is 19,831 tons, down 2.0 percent from the same seven-month period last year.

Continuing, Mr. Harris reported that the average set-out rate continues to be strong at 39.9 percent in January and 37.9 percent fiscal year-to-date. Mr. Harris went on to report that bin requests were significantly lower from the previous 2 years following the calendar mailing; total numbers for the month of January are 1,305. Mr. Harris added that this year the Authority did no television or print advertising promotions to promote the calendar mailing. He asserted that this might have contributed to the decrease in customer interest in program participation and bin requests.

Proceeding, Mr. Harris reported that Tidewater Fibre Corporation (TFC) experienced few service issues that continued into the month of January. Misses for the month of January totaled 878; down from December 2010. Mr. Harris noted that there were some signs of improvements towards the end of the month with 79 misses reported in the previous week; February 18 month to date, there were only 250 reported misses. Mr. Harris commented that service issues have been improving with new trucks servicing routes. TFC was assessed \$175 in penalties.

Rerouting Changes for the City of Richmond

Mr. Harris reported that Authority staff is looking into working with TFC on possible rerouting changes to accommodate changes in the City of Richmond's trash collection services if needed. He informed the Board that Richmond is proposing going to a 4-day trash collection schedule (Monday through Thursday) from the current 5-day collection schedule (Monday through Friday). Mr. Harris asserted that curbside recycling collection is scheduled on the same days as the city's trash,

collection. He added that this would necessitate moving some of Chesterfield and Henrico Counties routes to make room for additional Richmond routes, primarily on Mondays and Wednesday; both of which are already full collection days.

Chairman Kukoski asked if it would be a convenience to the city to eliminate Friday curbside collections. Mr. Harris responded affirmatively.

Mrs. Hynes responded that the city's decision to implement rerouting changes is not something the Authority has agreed to as of yet. She asserted that the impact to the city is about 20,000 households. Mrs. Hynes included that the city is still undergoing testing of their compressed natural gas trucks and have encountered some challenges with the vehicles. She added that there is no guarantee that the city can effectively provide this type of service on a 4-day schedule.

Mr. C. Dane (A-Chesterfield) asked if the Authority has any input in this decision. Mrs. Hynes responded that the Authority does have input in the decision to re-route recycling collection days.

Chairman Kukoski commented that this change should be coordinated between the localities involved. Mrs. Hynes responded that Authority staff is waiting to receive more information from the city before involving localities effected by this decision.

Mrs. N. W. Drumheller, Public Information Coordinator, referred to Mr. Harris curbside collection report and directing the Board's attention to the PowerPoint presentation reported on the impact from the 2011 calendar mailing to the Authority's Call Center staff. She asserted that calls to the Call Center in the previous year, reflect the snow and its impact on curbside collections and the one cancellation day. Mrs. Drumheller added that Authority staff continues to see a noticeable increase in the number of requests for extra container stickers with customers opting to use their own containers.

Chairman Kukoski asked if there were any correlation between bin requests and tonnage volume. Mr. Harris responded that there appears to be no significant impact. He added that about 10,000 to 12,000 bins are distributed throughout the service area every year and have been for a number of years.

Mr. Chidsey (M-Hanover) Secretary asked if Authority staff have seen customers more interested in receiving the decals. Mr. Harris responded affirmatively.

Curbside Value Partnership

Mrs. Hynes reminded the Board of the CVWMA Curbside Education Advisory Committee's meeting with Mr. Steve Thompson of the Curbside Value Partnership in the fall of 2010. Mrs. Hynes reported that the CVP is a national organization currently funded by members of the Aluminum Association and Can Manufacturers Institute. She added that the CVP is the only current, national program that engages communities, haulers, material recovery facilities (MRFs) and other stakeholders to identify solutions to improving curbside recycling programs through education. Mrs. Hynes informed the Board that CVP has expressed an interest in working with the CVWMA in the current calendar year. She stated Authority staff has discussed with representatives of CVP, the possibility of working together to increase program participation and volume. Mrs. Hynes noted that CVP works with international communications firm Hill & Knowlton. She asserted that Authority staff has forwarded CVWMA program statistical information and previous market research information to CVP to help in developing a creative campaign that the Authority could use to saturate the market with a 3-month period in an effort to increase program participation.

Concluding, Mrs. Hynes asserted that other municipalities that have worked with CVP have had some success and Authority staff would like the opportunity to work with CVP replacing some of the promotional type initiatives done in the past. She added that this would not go beyond CVWMA's current public relations assessment received from member jurisdictions. Mrs. Hynes informed the Board that she has sent out an e-mail to the Curbside Education Advisory Committee and has received some feedback.

Additional Board members arrived to make a quorum present.

Agenda Revision

Item No. 2: Minutes of the Regular Meeting of January 21, 2011

A motion was made by Mr. S. Chidsey (M-Hanover), Secretary seconded by Mr. W. I. Mawyer (A-Henrico), and carried that the minutes of the January 21, 2011, Central Virginia Waste Management Authority (CVWMA) Board of Directors' meeting be approved as submitted.

Item No. 6: Solid Waste Management Plan Amendments

Mr. Harris reported that Authority staff issued a "Letter of Consistency" for Shoosmith Brothers regarding a Part B permit amendment clarifying ultimate landfill capacity and defining future cells. Mr. Harris went on to report that the Department of Environmental Quality (DEQ) has determined that this is not an expansion since it is occurring within permitted facility and waste boundaries; however, is necessary to get the Plan and the Permit in agreement as to landfill capacity. Mr. Harris asserted that Authority staff issued the letter of consistency to include a minor amendment updating the table in the solid waste plan. He noted that Chesterfield officials are in agreement with this information.

Proceeding, Mr. Harris reported that Authority staff was notified by the 623 (CDD) Landfill located in Goochland County that they are planning to add a materials recovery facility (MRF) and additional capacity. He added that the MRF would not require a major amendment; however, the additional capacity would require a major amendment. Mr. Harris informed the Board that Authority staff has initiated the process and will need to go through the process of advertising a public hearing and receive the approval of the Crater Planning District Commission and the Richmond Regional Planning Commission.

Concluding, Mr. Harris informed the Board that Goochland County officials have approved the expansion and that Authority staff will keep the Board updated on the process over the next months.

Item No. 7: Municipal Solid Waste (MSW) Program

Mr. R. D. Thompson, Operations Technician, reported that the month of January was another good month for Allied Waste with 159 misses; the lowest total number of missed pickups fiscal year-to-date. Mr. Thompson went on to report that Allied is considering a cart maintenance service agreement with Otto Container Management. He asserted that under the agreement, Otto Container Management will manage cart deliveries and repairs for Allied Waste. Mr. Thompson commented that this will free up resources for Allied Waste and provide proficient delivery, and repair services to

participating localities. He added that if an agreement is reached between the two companies, Authority staff will notify member jurisdictions.

Concluding, Mr. Thompson reported that Allied Waste was assessed \$280 in penalties for the month.

Item No. 8: Operations and Program Statistics

Recycling Rate Report

Mr. Thompson reported that letters have been sent out to Authority contractors and other regional recycling processors to begin the data gathering process for the 2010 Recycling Rate report. He added that Authority staff is in the process of recording data as it is received and that responses are due back in on Tuesday, March 1. The report will be completed and submitted to the Department of Environmental Quality (DEQ) by the April 30 deadline.

Program Statistics

Mr. Harris directed the Board's attention to a copy of the statistical information for Authority programs for the month of January. He reported that the Authority's Drop-off Program has been consistent in the last two months. Mr. Harris went on to report that tonnage is off about 4 percent from the previous year.

Spring eCycling Events

Mr. Harris reported that several eCycling events are scheduled for the upcoming weeks. These events are scheduled in April around Earth Day (April 22): Powhatan (April 2), Henrico (2 events April 16), Hanover (April 23 and April 30). Mr. Harris noted that Richmond (April 23) has also scheduled a spring event.

Concluding, Mr. Harris reminded the Board that the Technical Advisory Committee members and Authority staff will be touring the Creative eCycling facility in Durham, North Carolina in lieu of the March TAC meeting on March 3. Mr. Harris included anyone interested in attending can contact CVWMA staff for information.

Item No. 9: Technical Advisory Committee (TAC) Report

Mr. William Riggleman (A-Petersburg) Technical Advisory Committee Chairman presented the committee report. Mr. Riggleman reported that the TAC met in the CVWMA conference room on Thursday, February 3, 2011 where a representative from ACE Recycling gave members an overview of their construction and demolition debris (CDD) recycling operation. ACE operates a MRF at the Sustainability Park in Chester processing approximately 250 tons of CDD per day. Mr. Riggleman noted that between 80-85 percent of this material is being recycled. He went on to report that the company has the capability to remove CFC/HCFCs from appliances, recycle carpeting, metal and appliances.

Concluding, Mr. Riggleman reported that committee members and Authority staff were updated on upcoming spring eCycling events and the Solid Waste Management Plan 'Letter of Consistency' and minor Plan amendment issued for the Shoosmith Brothers landfill Mr. Harris reported on.

Mr. Riggleman went on to report that Authority staff explained the process that Hanover is currently going through converting their commingled container drop-offs from 30 yard roll-offs to 8 cubic yard front end cans.

Meeting attendees included TAC Chairman Bill Riggleman (Petersburg), Steve Yob (Henrico), Jeff Howard (Chesterfield), John Fountain (Hopewell), Harold Caples (Colonial Heights), David Lloyd (Goochland), and Marvin Freeman (Richmond). Harold Rowson of the Hanover Community Services Board was also in attendance. CVWMA staff included Nancy Drumheller, Nan Downey, Bernie Harris, Stephanie Feaser and Reggie Thompson.

Item No. 10: Public Information

Mrs. N. W. Drumheller reported that the Authority's electronic newsletter included articles on President's Day holiday information"; R3 Promotes Recycling; Upcoming eCycling and Earth Day events, and information for planning or participating in a litter cleanup. Mrs. Drumheller went on to report that Authority staff is currently working with member localities on designing a Drop-off publication, which will be locality specific. She referred samples for members to review. Mrs. Drumheller asserted that Authority staff hopes to have a final approval from all localities to make available for upcoming Earth Day events.

Proceeding, Mrs. Drumheller reported that students of Virginia Commonwealth University (VCU) have asked for the use of the Authority's mascot, R3 for its recycling programs promoting waste reduction activities on campus. She asserted that the university is participating in a friendly nationwide competition, RecycleMania, to bench market recycling initiatives in schools. Mrs. Drumheller went on to provide the Board some additional information about the contest adding that VCU is one of 63 Virginia schools participating in the competition and have asked for the Authority's support is putting together a video education component. She went on to report that on February 15, VCU launched the video at the men's basketball game with the Authority's mascot, R3, in attendance. The Board viewed the video. Over 7,500 people featuring VCU's mascot, Rodney and R3, attended the game.

Mrs. Hynes commented that there has been a big push through VCU in recent years on sustainability and getting their students to recycle on and off campus.

Concluding, Mrs. Drumheller reported that either Authority staff would be participating or providing educational materials to several localities for upcoming Earth Day events and those materials will be available to other localities for their Earth Day planned activities by contacting Authority staff.

Item No. 11: Financial Report for January 2011

Mrs. N. B. Downey directed the Board's attention to pages 18-24 of the agenda package, which displays the financial reports for January 2011. Mrs. Downey reported that the financial activity is consistent with previous months and the Authority continues to remain within total budget in all funds as of January 31, 2011. The CVWMA has a combined net income of about \$186,000 year-to-date.

A motion was made by Mr. J. Fountain (A-Hopewell), seconded by Mrs. M. R. Phillips (M-Chesterfield), Immediate Past Chair and carried that the financial report of Authority finances for January 2011 be approved as submitted.

Item No. 12: Administrative

Mrs. Hynes reported that CVWMA will observe Presidents' Day on Monday, February 21. She noted that CVWMA programs will not be impacted by this holiday and that the Authority's Call Center will be operational during normal working hours to respond to customer calls for the Curbside Recycling, Municipal Solid Waste and other programs.

Old/New Business

Chairman Kukoski then asked if there was any old/new business to come before the CVWMA Board of Directors. With no further business to come before the Board, Chairman Kukoski opened the floor for a motion to adjourn the CVWMA Board of Directors meeting at 9:40 a.m. The motion was made by Mrs. M. R. Phillips (M-Chesterfield) Immediate Past Chair, seconded by Mr. W. I. Mawyer (A-Henrico), and carried that the February 18, 2011 Board of Directors' meeting be adjourned.



CERTIFICATE

I, Mark Kukoski, Chairman of the CVWMA certify that the foregoing minutes is a true and correct copy of the minutes of the February 18, 2011, regular meeting of the Central Virginia Waste Management Authority (CVWMA) Board of Directors. These minutes were adopted at a CVWMA Board meeting held at 9:00 a.m., March 18, 2011. Given under my hand and seal of the CVWMA this 18th day of March 2011.

Mark Kukoski, Chairman

AMENDMENT # 6 TO THE CENTRAL VIRGINIA SOLID WASTE MANAGEMENT PLAN

Republic Services 623 Landfill Expansion in Goochland

The Central Virginia Solid Waste Management Plan (CVSWMP) is being amended to include the proposed expansion of the **623 Landfill**. The facility is a CDD Landfill located at 1961 Ashland Road, Rockville (County of Goochland) owned by Republic Services.

Republic Services has submitted a Part B Application to the DEQ to add approximately 6.6 acres to existing Cell 3. Currently Cell 3 is permitted as a land clearing debris cell but as part of this expansion it will be converted to a CDD cell and a liner and leachate system will be added to it. The will result in an 11.6 acre CDD cell which will provide 1.7 years of additional capacity for the 623 Landfill. The new landfill capacity will be 30,500,000 cubic yards. The permitted average daily acceptance rate for the landfill is 4,000 tons per day with a daily maximum of 5,500 tons per day. Among the materials that the landfill may accept are construction, demolition and land clearing debris. Materials that are excluded from acceptance by the landfill include hazardous waste, Municipal Solid Waste (MSW), regulated medical waste, sludges, liquid waste and friable asbestos.

In addition Republic Services plans to add a Materials Recovery Facility (MRF) to serve the western portion of the Richmond Metropolitan Area. Materials such as metal, cardboard and wood will be recovered from incoming loads for recycling. The material not recovered will be transferred to another Republic Services Landfill such as the Old Dominion Landfill for disposal. The MRF will be permitted to accept 1,000 tons per day of waste.

The addition of the MRF will help serve the needs for waste disposal in the western portion of the Richmond Metropolitan Area once the Springfield Road Landfill operated by the County of Henrico closes in the near future.

The County of Goochland is supportive of this proposed landfill expansion and the addition of the MRF.

The current CVSWMP was originally prepared for the Central Virginia Waste Management Authority and the 13 member local governments within the Authority's service area in accordance with the requirements and provisions of Regulations for Solid Waste Planning in 2004. The Plan provides an integrated solid waste management strategy for the Region for the period 2004 through 2024. It was approved by the Department of Environmental Quality (DEQ) August 20, 2004. 9 VAC 20-130-175, Amendments to Plans paragraph A, sub-paragraph 1 requires a major amendment be approved by the DEQ in conjunction with any increase in landfill capacity.

One of the purposes of the Solid Waste Management Plan is to assure that a jurisdiction or Region in our case has a viable process in place to meet and maintain the state mandated 25 percent recycling rate. For the calendar year 2009, the Central Virginia Region achieved a recycling rate in excess of 50 percent.

Another purpose of the Plan is to assure that a region has a viable plan for managing the solid waste generated within the Region over the 20-year Plan life. This includes having identified adequate disposal capacity for that portion of the solid waste that is not recycled. The expansion and continued operation of the 623 Landfill and the addition of the MRF will help ensure adequate and economical disposal capacity for the region over the life of the Plan.

2011 GENERAL ASSEMBLY WRAP UP

The 2011 session of the General Assembly adjourned February 26 and will reconvene April 6 to consider any amendments or vetoes by the Governor. Below is a list of relevant legislation that will likely pass.

BILLS THAT HAVE PASSED

SB 1007 Permit fees for solid waste facilities. Watkins (Powhatan/Chesterfield/Henrico) Establishes the same fee structure for sanitary landfills, noncaptive industrial landfills, and construction and demolition debris landfills. All of these types of facilities will be required to pay an annual fee of \$0.115 per ton of waste deposited in their facility. Currently, noncaptive industrial landfills pay an annual fee of \$8,000 and construction and demolition debris landfills pay \$4,000 annually, while the fee schedule for sanitary landfills is based on the annual tonnage of waste deposited in the landfill. Incinerators and energy recovery facilities will be assessed an annual fee of \$0.06 [\$.055] per ton.

2/21/11 Signed by Speaker of House
2/22/11 Signed by President of Senate

HB 2050 Scrap metal processors. Carrico (Galax) Requires scrap metal processors to make and retain a photograph of nonferrous scrap, metal articles, and proprietary articles received from the seller. The measure also requires, in transactions where the seller is not an authorized scrap metal seller or his authorized agent or employee, that scrap metal processors (i) withhold payment for any sale of such items for five business days and (ii) not pay cash to the seller of such items if the cost of the items exceeds \$100.

2/23/11 Signed by Speaker of House
2/23/11 Signed by President of Senate

SB 793 Removal of mercury switches. Watkins (Powhatan) Extends the sunset from July 1, 2012, to July 1, 2015, on the law that requires the removal of mercury switches in certain motor vehicles prior to their demolition.

2/24/11 Signed by Speaker
2/24/11 Signed by President

HB2520 / SB1471 Advisory boards, councils, etc; elimination. Peace (Mechanicsville) / Martin (Chesterfield) Eliminates certain advisory boards, councils, and other advisory collegial bodies. The bill contains numerous technical amendments. [Includes Va Recycling Markets Development Council]

2/8/11	Passed House (97Y – 2N)	2/4/11	Passed the Senate (36Y – 4N)
2/21/11	Passed Senate w/ amend (40Y – 0N)	2/22/11	House Passed (97Y – 0N)
2/23/11	House rejected (5Y – 90N)	2/24/11	Senate insisted (40Y – 0N)
2/25/11	House adopted (95Y – 2N)	2/24/11	Senate acceded to request (39Y
2/25/11	House Adopted (95Y – 3N)		- 0N)

HJ 570 Study; Costs and benefits of providing financial and other incentives to localities; report. Cox (Colonial Heights) Directs the Joint Legislative Audit and Review Commission to study the costs and benefits to the Commonwealth of providing financial and other incentives to localities that collaborate on capital facilities, construction projects, and other operating services. The Commission must submit its report to the 2012 Session of the General Assembly.

2/4/11 Passed the House (96Y – 0N)
2/22/11 Passed Senate (39Y – 0N)

SB 1382 / HB 2319 State agency mandates on localities. Byron (Lynchburg) Provides that the assessment of mandates imposed on local governments currently required include a detailed cost-benefit analysis and utilization of performance-based metrics to determine the value of the mandate in relation to the required or intended output or desired result.

2/17/11 Passed House (98Y – 0N)
2/21/11 Passed the Senate with amendment (40Y – 0N)
2/23/11 Signed by Speaker
2/23/11 House adopted amendment (97Y – 0N)
2/23/11 Signed by President

SB1452 Commission on Local Government; mandates. Newman (Forest) Provides that the Commission shall assist a 5-member task force to be appointed by the Governor to review state mandates imposed on localities and to recommend temporary suspension or permanent repeal of such mandates.

2/7/11 Passed the Senate (40Y – 0N)
2/22/11 Passed the House (97Y – 0N)

HB1521 Authorities as political subdivisions. Specifies that water authorities, sewer authorities, sewage disposal authorities, stormwater control authorities, and refuse collection and disposal authorities are political subdivisions of the Commonwealth.

2/25/11 Signed by Speaker
2/25/11 Signed by President

HB1522 Water and Waste Authorities; eminent domain powers. Amends the current law so that water and waste authorities have the power to exercise eminent domain as set out in Chapter 2 (§ 25.1-200 et seq.) or Chapter 3 (§ 25.1-300 et seq.) of Title 25.1 of the Code of Virginia, rather than with the same authority as is vested in the Commonwealth Transportation Commissioner.

2/22/11 Signed by Speaker
2/23/11 Signed by President

HB 1831 Fertilizer; regulation of application and labeling. Scott (Culpepper) Regulates several aspects relating to the application and use of fertilizer to lawns and turfs, including rules against applying fertilizers containing phosphorus or applying fertilizer when the ground is frozen, and the inclusion of a cautionary label on application and use. The prohibitions do not apply if: (i) the turf area is newly established or under repair; (ii) recent soil tests indicate the need for phosphorus fertilizer; (iii) the turf area is a golf course that has implemented a nutrient management plan; (iv) the area is a garden or greenhouse; or (v) the product being used is manipulated manure or yard waste compost. The bill also prohibits localities from regulating the use or application of fertilizers outside of any authority granted by the Stormwater Management Act. The Department of Conservation and Recreation is required to adopt regulations and operate a voluntary nutrient management training

program to enable landowners and operators to prepare nutrient management plans for their own property. Golf course owners are specifically required to develop and implement nutrient management plans.

2/24/11 Signed by Speaker
2/26/11 Signed by President

HB 2057 / SB 990 Stuart (Montross) Virginia Department of Agriculture and Consumer Services; regulation of fertilizer. Poindexter (Glade Hill) Revises the laws governing the manufacture and application of fertilizer to: (i) incorporate by reference the guidelines adopted by the Association of American Plant Food Control Officials, (ii) adopt generic precautionary labeling guidelines to prevent fertilizer runoff into the waterways, (iii) shift the permit year to begin on April 1 instead of July 1, (iv) require distributors of commercial fertilizer to submit an annual statistical report to the Commissioner regarding the amounts and localities of distributed product, (v) allow the Commissioner to issue written notices or warnings in lieu of instituting formal proceedings, (vi) authorize the Board to impose a civil penalty of up to \$250 on anyone who violates a written stop sale, and (vii) allow the imposition of late fees for failing to renew a registration, license, or permit and for failing to obtain a registration, license, or permit after receiving notice of this requirement.

2/22/11 Signed by Speaker
2/23/11 Signed by President
2/18/11 Signed by Speaker
2/21/11 Signed by President

SB 1099 Nonpoint nutrient offsets. Hangar Establishes priorities to be used by permit issuing authorities when considering off-site options for nonpoint nutrient offsets. The first priority of the four priority options will be nonpoint nutrient offsets generated by private entities. The bill also provides the three conditions under which an off-site option can be granted.

2/8/11 Passed Senate (34Y – 6N)
2/18/11 Passed House (71Y – 23N)
2/22/11 Senate agreed to substitute (40Y – 0N)

HB 1737 Regulation of stormwater management systems. Bulova (Fairfax) Clarifies legislation and makes technical changes regarding a locality's authority to regulate stormwater management systems.

2/26/11 Signed by Speaker
2/28/11 Signed by President

HB 1942 Sales tax and litter tax; agricultural produce. Exempts the first \$2,400 in sales (equal to \$120 of sales tax) of agricultural produce from the sales and use tax when sold in farmers markets and at roadside stands. The bill also exempts individuals selling such produce from the litter tax provided their annual income from such sales does not exceed \$2,400 \$1,000.

2/22/11 Signed by Speaker
2/23/11 Signed by President

HB 1592 Public procurement; posting on website. Iaquinto (Virginia Beach) Requires all state agencies and regional bodies to put requests for proposal and invitations to bid on the Department of General Services' website. The bill defines regional public body.

2/4/11 Passed House (98Y – 0N)
2/21/11 Passed Senate with amendments (40Y – 0N)
2/23/11 House adopted amendments (97Y – 1N)

SB 1107 / HB 1595 Virginia Public Procurement Act; procurement of professional services by local public bodies. Hanger / Iaquinto (Virginia Beach) Increases the threshold from \$30,000 to \$50,000 for local public bodies procuring professional services in the aggregate or for the sum of all phases of such a contract or project.

1/28/11 Passed House (95Y – 0N)	1/28/11	Passed House (95Y – 0N)
2/22/11 Passed Senate (40Y – 0N)	2/14/11	Passed Senate (40Y – 0N)

HB 1929 Virginia Public Procurement Act; price matching by Virginia businesses. Marshall (Danville) Provides that whenever the lowest responsive and responsible bidder is a resident of any other state, and the difference between such bidder's bid and the bid of the next lowest responsive and responsible bidder who is a resident of Virginia is no more than five percent or \$10,000, the Virginia bidder shall be given the opportunity to match the bid of the out-of-state bidder. If the Virginia bidder matches the out-of-state bid, the contract shall be awarded to the Virginia bidder. The bill requires the Division of Purchases and Supply to develop price match procedures.

2/26/11	Signed by Speaker
2/28/11	Signed by President

HB 1951 Virginia Public Procurement Act; bid, performance, and payment bonds. Villanueva (Virginia Beach) Raises the minimum contract amount required for bid, performance, or payment bonds to \$1 million. Currently the minimum contract amounts are generally \$100,000 for nontransportation-related construction contracts and \$250,000 for transportation-related projects partially or wholly funded by the Commonwealth.

2/26/11	Signed by Speaker
2/28/11	Signed by President

FINANCIAL REPORTS FOR FEBRUARY 2011

The financial reports for February 2011 are hereby submitted for review and consideration. The reports reflect the results of operations in the General Operating Fund, Curbside, Drop Off, MSW and Other Special Project Funds. The CVWMA has a combined net income of about \$149,000 for administration, operations and public information for the remainder of the fiscal year. The CVWMA continues to remain within total budget in all funds as of February 28, 2011.

Recommended Action: Approval of February 2011 Financial Reports

Attachments

Central Virginia Waste Management Authority
Summary Statement of Actual Revenues and Expenses By Fund
July 2010 – February 2011

Summary - All Funds

	<u>Total</u> <u>Revenues</u>	<u>Total</u> <u>Expenses</u>	<u>Transfers</u> <u>In (Out)</u>	<u>Totals</u>
General Operating Fund	\$ 523,244	\$ 361,289	\$ -	\$ 161,955
Curbside Project Fund	3,858,286	3,849,869	-	8,417
Drop-Off Project Fund	435,873	438,006	-	(2,133)
Municipal Solid Waste Fund	2,576,456	2,588,567	-	(12,111)
CFC/HCFC	15,158	15,243	-	(85)
Special Waste Collections	106,689	107,071	-	(382)
Waste Tire Fund	26,553	26,667	-	(114)
Appliance and Scrap Metal Hauling	157,002	157,285	-	(283)
Other Projects	18,750	18,750	-	-
Yard Waste Projects	205,668	206,921	-	(1,253)
Waste Transfer & Disposal	<u>1,401,852</u>	<u>1,407,232</u>	<u>-</u>	<u>(5,380)</u>
<i>Totals</i>	<u>\$ 9,325,531</u>	<u>\$ 9,176,900</u>	<u>\$ -</u>	<u>\$ 148,631</u>

<i>Capital Outlay:</i>	<u>Month to date</u>	<u>Year to date</u>	<u>Budget</u>	<u>Variance</u>
Computer equipment	\$ -	\$ -	\$ 1,000	\$ 1,000
Office equipment	-	-	1,500	\$ 1,500
<i>Total Capital Outlay</i>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 2,500</u>	<u>\$ 2,500</u>

Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2010 – February 2011

General Operating Fund

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
Revenues:					
Annual Gov't Assessments	\$ -	\$ 508,688	\$ 508,690	\$ (2)	0.0%
Miscellaneous/Other	\$ -	\$ 11,300	\$ 12,300	\$ (1,000)	-8.1%
Interest on Investments	286	3,256	11,100	(7,844)	-70.7%
Sponsorships and Grants	-	-	-	-	0.0%
Total Revenues	<u>286</u>	<u>523,244</u>	<u>532,090</u>	<u>(8,846)</u>	<u>-1.7%</u>
Expenses:					
Personnel services	24,912	216,262	324,740	108,478	33.4%
Fringe benefits	7,701	61,654	89,920	28,266	31.4%
Professional services	3,025	24,754	29,350	4,596	15.7%
Repairs and maintenance	274	1,500	2,650	1,150	43.4%
Advertising and promotions	75	1,131	1,250	119	9.5%
Materials and supplies	188	1,794	6,060	4,266	70.4%
Other services and charges	752	18,322	25,005	6,683	26.7%
Leases	3,229	24,731	37,115	12,384	33.4%
Depreciation	1,387	11,141	16,000	4,859	30.4%
Total Expenses	<u>41,543</u>	<u>361,289</u>	<u>532,090</u>	<u>170,801</u>	<u>32.1%</u>
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ (41,257)</u>	<u>\$ 161,955</u>	<u>\$ -</u>	<u>\$ 161,955</u>	
Capital Outlay:					
	<u>Month to Date</u>	<u>Year to Date</u>	<u>Budget</u>	<u>Variance</u>	
Computer equipment	\$ -	\$ -	\$ -	\$ -	
Office equipment	-	-	1,500	\$ 1,500	
Vehicular equipment	-	-	-	\$ -	
Total Capital Outlay	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 1,500</u>	<u>\$ 1,500</u>	

Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2010 – February 2011

Curbside Project Fund

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
Revenues:					
Project Service Fees	\$ 451,497	\$ 3,597,685	\$ 5,400,000	\$ (1,802,315)	-33.4%
Public Relations Assessment	15,002	119,814	185,000	(65,186)	-35.2%
Customer Service Assessment	15,253	122,179	196,000	(73,821)	-37.7%
Contract Admin Costs	-	1,105	1,000	105	10.5%
Sponsorships and Grants	-	10,000	-	10,000	0.0%
Interest on Investments	869	7,503	29,500	(21,997)	-74.6%
	<u>482,621</u>	<u>3,858,286</u>	<u>5,811,500</u>	<u>(1,953,214)</u>	<u>-33.6%</u>
Total Revenues					
Expenses:					
Personnel services	12,365	109,098	168,310	59,212	35.2%
Fringe benefits	4,220	31,779	55,185	23,406	42.4%
Professional services	1,835	16,644	20,215	3,571	17.7%
Repairs and maintenance	170	1,084	1,765	681	38.6%
Advertising and promotions	98	30,179	67,000	36,821	55.0%
Materials and supplies	421	3,943	3,875	(68)	-1.8%
Other services and charges	836	45,223	62,655	17,432	27.8%
Leases	2,493	18,757	28,495	9,738	34.2%
Depreciation	451	3,676	4,000	324	8.1%
Contractual services	453,154	3,589,486	5,400,000	1,810,514	33.5%
	<u>476,043</u>	<u>3,849,869</u>	<u>5,811,500</u>	<u>1,961,631</u>	<u>33.8%</u>
Total Expenses					
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ 6,578</u>	<u>\$ 8,417</u>	<u>\$ -</u>	<u>\$ 8,417</u>	
Capital Outlay:					
Computer equipment	\$ -	\$ -	\$ 1,000	\$ 1,000	
Office equipment	-	-	-	\$ -	
Total Capital Outlay	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 1,000</u>	<u>\$ 1,000</u>	

Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2010 – February 2011

Drop Off Project Fund

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
<i>Revenues:</i>					
Project Service Fees	\$ 51,349	\$ 414,515	\$ 585,000	\$ (170,485)	-29.1%
Materials Sales Rebate	3,504	20,965	33,000	(12,035)	-36.5%
Interest on Investments	<u>135</u>	<u>393</u>	<u>2,965</u>	<u>(2,572)</u>	<u>-86.7%</u>
Total Revenues	<u>54,988</u>	<u>435,873</u>	<u>620,965</u>	<u>(185,092)</u>	<u>-29.8%</u>
<i>Expenses:</i>					
Personnel services	438	3,827	5,910	2,083	35.2%
Fringe benefits	103	880	1,520	640	42.1%
Professional services	127	1,043	1,400	357	25.5%
Repairs and maintenance	9	67	115	48	41.7%
Advertising and promotions	-	30	250	220	88.0%
Materials and supplies	2	44	150	106	70.7%
Other services and charges	85	574	870	296	34.0%
Leases	115	863	1,000	137	13.7%
Contractual services	51,350	414,515	585,000	170,485	29.1%
Materials sales rebate	<u>3,081</u>	<u>16,163</u>	<u>24,750</u>	<u>8,587</u>	<u>34.7%</u>
Total Expenses	<u>55,310</u>	<u>438,006</u>	<u>620,965</u>	<u>182,959</u>	<u>29.5%</u>
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ (322)</u>	<u>\$ (2,133)</u>	<u>\$ -</u>	<u>\$ (2,133)</u>	

Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2010 – February 2011

Municipal Solid Waste Fund

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
Revenues:					
Project Service Fees	\$ 318,278	\$ 2,549,635	\$ 3,890,325	\$ (1,340,690)	-34.5%
Customer Service Assessment	2,278	18,250	29,500	(11,250)	-38.1%
Contract Admin Costs	280	3,060	3,000	60	2.0%
Interest on Investments	<u>591</u>	<u>5,511</u>	<u>25,465</u>	<u>(19,954)</u>	<u>-78.4%</u>
Total Revenues	<u>321,427</u>	<u>2,576,456</u>	<u>3,948,290</u>	<u>(1,371,834)</u>	<u>-34.7%</u>
Expenses:					
Personnel services	2,144	18,694	29,035	10,341	35.6%
Fringe benefits	611	5,278	8,455	3,177	37.6%
Professional services	642	5,772	7,170	1,398	19.5%
Repairs and maintenance	48	365	640	275	43.0%
Advertising and promotions	-	182	-	(182)	99.0%
Materials and supplies	87	671	1,135	464	40.9%
Other services and charges	506	3,389	5,145	1,756	34.1%
Leases	414	3,116	4,585	1,469	32.0%
Depreciation	179	1,465	1,800	335	18.6%
Contractual Services	<u>318,278</u>	<u>2,549,635</u>	<u>3,890,325</u>	<u>1,340,690</u>	<u>34.5%</u>
Total Expenses	<u>322,909</u>	<u>2,588,567</u>	<u>3,948,290</u>	<u>1,359,723</u>	<u>34.4%</u>
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ (1,482)</u>	<u>\$ (12,111)</u>	<u>\$ -</u>	<u>\$ (12,111)</u>	
Capital Outlay:					
	<u>Month to Date</u>	<u>Year to Date</u>	<u>Budget</u>	<u>Variance</u>	
Computer equipment	\$ -	\$ -	\$ 1,500	\$ 1,500	
Office equipment	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	
Total Capital Outlay	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 1,500</u>	<u>\$ 1,500</u>	

Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2010 – February 2011

Other Special Projects

	<u>Month to Date</u> <u>Actual</u>	<u>Year to Date</u> <u>Actual</u>	<u>Total</u> <u>Budget</u>	<u>Variance</u>	<u>% Budget</u> <u>Remaining</u>
<i>Revenues:</i>					
Project Service Fees	\$ 183,541	\$ 1,721,266	\$ 3,760,000	\$ (2,038,734)	-54.2%
Materials Sales Rebate	7,431	208,120	155,000	53,120	34.3%
Interest on Investments	<u>255</u>	<u>2,286</u>	<u>13,905</u>	<u>(11,619)</u>	<u>-83.6%</u>
Total Revenues	<u>191,227</u>	<u>1,931,672</u>	<u>3,928,905</u>	<u>(1,997,233)</u>	<u>-50.8%</u>
<i>Expenses:</i>					
Personnel services	300	2,550	4,000	1,450	36.3%
Fringe benefits	23	195	310	115	37.1%
Professional services	709	5,774	7,410	1,636	22.1%
Repairs and maintenance	48	357	655	298	45.5%
Advertising and promotions	-	51	-	(51)	100.0%
Materials and supplies	11	241	850	609	71.6%
Other services and charges	75	597	930	333	35.8%
Contractual services	183,540	1,721,258	3,760,000	2,038,742	54.2%
Materials sales rebate	<u>7,373</u>	<u>208,146</u>	<u>154,750</u>	<u>(53,396)</u>	<u>-34.5%</u>
Total Expenses	<u>192,079</u>	<u>1,939,169</u>	<u>3,928,905</u>	<u>1,989,736</u>	<u>50.6%</u>
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ (852)</u>	<u>\$ (7,497)</u>	<u>\$ -</u>	<u>\$ (7,497)</u>	