



CENTRAL VIRGINIA WASTE MANAGEMENT AUTHORITY
BOARD OF DIRECTORS MEETING AGENDA
MARCH 21, 2014
2104 W. LABURNUM AVENUE, LARGE CONFERENCE ROOM
RICHMOND, VIRGINIA

CALL TO ORDER 9:00 a. m.

CHAIRMAN'S AGENDA

CERTIFICATION OF QUORUM

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STAFF AGENDA

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13. Financial Report for February 2014

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14. Administrative

OLD/NEW BUSINESS

ADJOURNMENT

Upcoming Meetings:

Technical Advisory Committee	Thursday, April 3, 2014
Executive Committee	Monday, April 7, 2014
Board of Directors Meeting (Petersburg)	Friday, April 11, 2014 *

*** NOTE: This date is a change!**

At any time during the meeting the Board may go into a closed session pursuant to Virginia Code Section 2.2-3712 for purposes of consulting with legal counsel regarding specific legal matters requiring the provision of legal advice, as authorized under Virginia Code Section 2.2-3711 (A) (7).

MINUTES OF THE REGULAR MEETING OF FEBRUARY 21, 2014

The minutes of the regular Board of Directors meeting held February 21, 2014, are presented for your consideration and approval.

Recommended Action: Approval of minutes.

Attachments

**CENTRAL VIRGINIA WASTE MANAGEMENT AUTHORITY
BOARD OF DIRECTORS' MEETING
FEBRUARY 21, 2014
MINUTES
CRATER PLANNING DISTRICT COMMISSION
PETERSBURG, VIRGINIA**

MEMBERS/ALTERNATES PRESENT

Voting:

Steve Chidsey, (M-Hanover), Chair
Robert C. Key (M-Chesterfield), Vice-Chair
James A. Jackson (M-Richmond), Director
Lee Sloppy (M-Ashland)
Zach Trogdon (M-Charles City)
Robert L. Dunn (M-Chesterfield)
William E. Henley (A-Colonial Heights)
Michael Flagg (A-Hanover)
J. Allen Lane (M-Henrico)
William I. Mawyer, Jr. (A-Henrico)
Jon Clary (A-Henrico)
James H. Burrell (M-New Kent)
Christopher Rapp (A-Powhatan)

Non-Voting:

Staff:

Kimberly A. Hynes, Executive Director
Rich Nolan, Director of Operations
Marc René, Finance & Administrative Officer
Nancy W. Drumheller, Public Information Coordinator

MEMBERS/ALTERNATES NOT PRESENT

Robert C. Whiteman (M-Henrico), Treasurer
Bill Hamby, Jr. (M-Prince George), Secretary
Mark Kukoski (M-Richmond), Past Chair
Jennifer Schontag (A-Ashland)
Marcia R. Phillips (M-Chesterfield)
Sheryl D. Bailey (A-Chesterfield)
Charles E. Dane (A-Chesterfield)
Jeffrey T. Howard (A-Chesterfield)
Thomas Mattis (M-Colonial Heights)
Leigh Dunn (M-Goochland)
David Lloyd (A-Goochland)
Wayne Hazzard (M-Hanover)
Marcia E. Kelley (M-Henrico)
Arthur D. Petrini (A-Henrico)
Edward Watson (M-Hopewell)
David Fratarcangelo (A-Hopewell)
David Bednarczyk (A-New Kent)
Steven Hicks (M-Petersburg)
William Riggleman (A-Petersburg)
Elliot Danburg (M-Powhatan)
Rod M. Compton (A-Prince George)
Lana Agostini (M-Richmond)
Johnnie Allen (A-Richmond)
Kevin A. White (A-Richmond)

Guests

Monique Robertson, Hopewell Public Works
Faith Zydowsky, Rehrig Pacific

With a quorum in attendance Chairman S. Chidsey (M-Hanover) called the meeting to order at 9:02 a.m.

CHAIRMAN'S AGENDA

Item No. 1: Public Comment Period

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

Item No. 2: Minutes of the Regular Meeting of January 24, 2014

A motion was made by Mr. R. L. Dunn (M-Chesterfield), seconded by Mr. J. H. Burrell (M-New Kent) and carried that the minutes of the January 24, 2014 Central Virginia Waste Management Authority (CVWMA) Board of Directors meeting be approved as submitted.

Item No. 3: Chairman's Report

Chairman Chidsey had no report.

STAFF AGENDA

Item No. 4: Consideration of Resolution 14-12: Awarding a Contract for Drop-Off Recycling Hauling and Front End Load Recycling Collection and Processing

Mr. R. Nolan, CVWMA Director of Operations, directed the Board's attention to page 16-17 of the agenda package which displayed **Resolution 14-12**. He informed the Board that a Request for Proposals (RFP 14-57) was issued December 23, 2013 for Front-End Load (FEL) and Drop Hauling Services for Recycling Materials. Three proposals were received from Waste Management, Container First Services and TFC Recycling and were opened January 27, 2014 at 2:00 p.m. CVWMA staff reviewed the proposals with an advisory committee comprised of representatives from several member localities. The recommendation of the selection committee is the execution of an agreement with Container First Services (CFS) for the FEL and Drop-off Hauling Services for the Recycling Materials portions of the RFP. The term of the contract will be for an initial period of five years beginning on or about July 1, 2014 and ending June 30, 2019. The contract will also include an additional five-year renewal option.

The current contract with TFC Recycling for the FEL Services expires June 30, 2014. The current contract for the hauling of the drop-off recycling roll-off boxes is with CFS and it expires on June 30, 2014. We will now be combining these two contracts into one with CFS.

Continuing, Mr. Nolan informed the Board that using December 2013 volumes, the savings for the FEL program is estimated to be about \$2,900 per month. The other portion of the contract is for the pick-up and delivery of roll-off boxes that hold recycling materials. This portion of the contract is currently provided by CFS and it is recommended CFS continue providing this service at about the same price. The new price is \$110.00/haul and \$55.00 per month rental. The current price is \$106.74/haul and \$68.14 per month rental. In addition, the new contract will have no Consumer Price Index (CPI) increase until January 1, 2017 as proposed by CFS. The remaining two and half years will have a four (4) percent cap on the CPI.

Mr. W. Mawyer (A-Henrico) asked what the annual expense of the contract is, to which Mrs. Hynes responded that the annual cost of the roll-off hauling portion of the contract is about \$500,000. Mr. Nolan added that the FEL recycling services is costing approximately \$6,000 per month. Mr. Nolan also mentioned that CFS would be providing a rebate back on all single stream material, which is very attractive. Chairman Chidsey commented that it may be worth considering moving to FEL collection versus roll off collection for some other localities.

Mr. J. H. Burrell (M-New Kent) asked if it was being suggested to put the commix material into the FELs. Chairman Chidsey indicated that under the contract, localities would have the option for either single stream, commix only or OCC only or a combination thereof. Chairman Chidsey also mentioned that the type of FEL can be chosen as well as a slant top versus a container with doors to maximize loads.

Mr. R. L. Dunn (M-Chesterfield) asked who else was on the selection committee in addition to himself. Mr. Nolan responded: Chairman Chidsey, Mr. J. Clary (A-Henrico) and Mr. D. Bednarczyk (A-New Kent).

Mr. R. L. Dun (M-Chesterfield) mentioned the savings that would be realized by the new contract and asked what the savings, if any, were proposed by the other Proposers. Mr. Nolan responded that Waste Management proposed an increase in costs and TFC's proposal showed an estimated savings of about \$500 per month. Mr. J. Burrell (M-New Kent) commented that the savings could be even greater if the public finds the containers easier to use and thus recycles more.

Chairman Chidsey opened the floor for a motion to approve **Resolution 14-12** A motion was made by Mr. J. A. Jackson (M-Richmond), seconded by Mr. W. I. Mawyer (A-Henrico), and carried that **Resolution 14-12** be approved as submitted.

Item No. 5: Consideration of Resolution 14-13: Extending the Household Hazardous Waste Collection, Transportation, and Processing Contract

Mr. Nolan directed the Board attention to page 18-19 of the agenda package which displays **Resolution 14-13**, a resolution authorizing an amendment to renew the *Household Hazardous Waste Collection, Transportation and Processing Contract* and the *Special Project Service Agreements* with participating local jurisdictions to expand the list of materials collected by the Contractor and the fee schedule for this service.

Mr. Nolan reminded the Board that the Contract with Safety-Kleen Systems includes a 5-year renewal option. This resolution is for the 5-year renewal of this contract for the period beginning July 1, 2014 and ending June 30, 2019. Mr. Nolan mentioned that he discussed this with the Technical Advisory Committee (TAC) and the Committee endorsed renewing the contract.

Chairman Chidsey asked Mr. Nolan to briefly explain the contract. Mr. Nolan reported that this contract is for the collection, transportation, and processing of household hazardous waste material and aerosols. Several member jurisdictions use this contract to collect this type of material in drums at staffed sites.

Mrs. Hynes noted that this contract predominately incudes Category 1 material which includes paints, solvents, etc.

Mr. R. L. Dunn (M-Chesterfield) asked if the cost structure is the same, more or reduced. Mr. Nolan responded that the current cost is \$119.88 per 55 gallon drum with a drum replacement cost of

\$53.94 per drum. Fiscal year-to-date 2014 total cost has been approximately \$11,000. Safety-Kleen has offered the same level of pricing during the renewal period.

Chairman Chidsey opened the floor for a motion to approve **Resolution 14-13**. A motion was made by Mr. R. L. Dunn (M-Chesterfield) seconded by Mr. W. I. Mawyer (A-Henrico), and carried that **Resolution 14-13** be approved as submitted.

Item No. 6: Consideration of Resolution 14-14: Extending the Used Oil and Antifreeze Waste Collection, Transportation, and Processing Contract

Mr. Nolan directed the Board attention to page 20-21 of the agenda package which displays **Resolution 14-14**, a resolution authorizing an addendum to renew the *Used Oil and Antifreeze Collection, Transportation and Processing Contract* and the *Special Project Service Agreements* with participating local jurisdictions for a five year period beginning July 1, 2014.

He indicated the Used Oil and Antifreeze Collection, Transportation and Processing Contract between the Central Virginia Waste Management Authority (CVWMA) and Hydrocarbon Recovery Services, Inc. dba FCC Environmental (FCC) was executed for the period beginning July 1, 2009 and ending June 30, 2014. FCC has confirmed their desire to renew the Contract with the five-year period beginning July 1 2014 and ending June 30, 2019.

Mr. Nolan informed the Board that this is a revenue generating contract and CVWMA has been receiving revenue from FCC for the waste oil ranging between \$0.90 and \$1.00 per gallon depending on the weekly Department of Energy (DOE) petroleum status report on low sulfur No. 2 diesel. This revenue to passed onto participating jurisdictions based on volumes. He indicated that CVWMA has received more than \$42,000 in revenue in the first six months of this fiscal year. In addition, antifreeze is collected and recycled at no cost.

Mr. Nolan related to the Board that TAC reviewed this Contract and has endorsed exercising the renewal. Chairman Chidsey indicated that this Contract also provides for the collection of oil filters.

Chairman Chidsey opened the floor for a motion to approve **Resolution 14-14**. A motion was made by Mr. J. H. Burrell (M-New Kent), seconded by Mr. R. Key (M-Chesterfield) and carried that **Resolution 14-14** be approved as submitted.

Item No. 7: 2014 Virginia General Assembly Update

Mr. K. Hynes, Executive Director provided the Board with an update on relevant legislation proposed during the 2014 General Assembly session. She referred the Board to a listing of bills being monitored by CVWMA in the Board package and mentioned that the bills that have been greyed out are no longer active.

She pointed out HJ28 which is still active. This bill will direct the Manufacturing Development Commission to examine the economic and environmental benefits of the use of recycled material in the manufacturing process in Virginia. This could ultimately result in economic development opportunities to bring business that use recycled commodities as feedstock to Virginia. She indicated that it appears this bill will pass.

She also mentioned HB1234 which would limit an expansion of a landfill to more than 150 feet from a Resource Protection Area. This bill came from northern Virginia in regards to a specific landfill. This bill has since died.

Moving on, Mrs. Hynes reported that HB1070, which is no longer alive, would have added another member to the Litter Control and Recycling Advisory Board to include someone from the craft brewery industry. Also, the tradition paper and plastic bag tax bills have been proposed again this year, but have since died in committee.

Mrs. Hynes reported on HB340 which would establish a fund that could be used by local government agencies for converting to alternative fuel source, such as compressed natural gas (CNG). This may be something that could be used by the City of Richmond, for instance, whose entire fleet of refuse trucks use CNG.

Further, there were several bills relating to stormwater. There were multiple bills to extend the date by which localities must implement stormwater programs from July 1, 2014 to July 1, 2015, all of which have died in committee.

On the administrative side, she noted that SB163 still being considered will extend the term of the task force appointed by the Governor to review the impact of state mandates on localities. She also mentioned that SB472 has died but is one that comes up every year in an effort to relieve localities of the requirement of advertising in a local newspaper.

Finally, she mentioned that adjournment this year is scheduled for March 8.

Item No. 8: Curbside Recycling Program

Mr. R. Nolan indicated that January volume was 3,232 tons, down from the previous year by about 300 tons. The decline was due in part to one less collection day, but the biggest issue was probably the weather. Mr. Nolan indicated that snow impacted set-outs and thus volume. He also noted that set-out rate for January was about 36%, consistent with previous months and years.

Mr. Nolan continued reporting that 20,560 tons have been collected year to date, down about 1,000 tons from the previous program. He also indicated that staff has been discussing potential renewal of the Curbside Recycling Contract with TFC Recycling and Mrs. Hynes will be talking about that later in the agenda.

2014 Annual Collection Schedule

Mrs. N. Drumheller, CVWMA Public Information Coordinator reported on the annual collection schedule mailing at the end of December. She reminded the Board that the calendar is the largest education and promotion piece the CVWMA does each year. As previously reported there was a holiday and two weeks where Wednesday collections were canceled due to snow. This led to over 1,000 calls pertaining to collection day information for recycling and trash. She indicated that call volume to the hotlines in January was almost double from the previous January. Although, call volume was increased due to the calendar mailing, the bulk is likely due to the weather delays in collection.

She noted an increase in bin requests; however no significant increase in cart purchases. She feels this is partly due to not providing promotion of the carts on the annual calendar this year. In addition, last year the CVWMA had provided a utility bill insert for Chesterfield County that was mailed November and December 2012 just prior to the calendar mailing and significantly impacted interest in carts in the previous year. She reported that CVWMA is working with Chesterfield again on the utility bill insert which will run March and April 2014 and thanked Mr. R. Key (M-Chesterfield) for the opportunity to promote the benefits of the 96 gallon recycling cart to residents.

Curbside Education Advisory Committee

Mrs. Drumheller included that the Curbside Education Advisory Committee met on February 11. Members were provided statistics on the calendar mailing impact. In addition, staff provided the committee with updates on website visits, email reminder, social media and Hopewell curbside recycling. She noted the enthusiasm and excitement in the City of Hopewell on implementing the program. She reported that CVWMA staff has met several times with City staff regarding plans for implementation.

CVWMA Website, Email Reminder and Social Media

Continuing, Mrs. Drumheller reported that the public continues to use the CVWMA website. With one holiday and two weather related cancellations resulting in collection slides, the most visited pages during this past month related to collection day information. The curbside email reminder continues to be a vital communication tool with the public on curbside recycling program updates. Staff communicated with over 8,900 email subscribers on the RED (5,445 emails) and BLUE (3,541) Wednesday-Friday collection days to update each of them regarding collection one day delays due to snow on Jan. 22 and Jan 29. Positive feedback has been received from this direct messaging. The CVWMA had over 300 people sign up for email reminder again for the month of January.

CVWMA staff continues to release to the media and the public program specific information through press releases; the CVWMA website; Facebook and Twitter. Staff continues to see an increase in our followers on Facebook and Twitter. CVWMA has over 3,000 LIKES on Facebook.

Hopewell and Curbside Recycling

Mrs. Drumheller reported that Hopewell staff and city residents are very excited that curbside recycling is coming to the City starting in July. CVWMA staff continues to work closely with the City Manager, City staff and others on the implementation of this new enhancement in services for Hopewell residents and businesses. Cart hot stamp art has been sent to County Waste and Rehrig. Staff will continue to keep Board members updated on all educational endeavors with this roll out.

Item No. 9: Municipal Solid Waste (MSW) Program

Mr. R. Nolan reported that weather impacted one collection day in Petersburg. For the month of January, 107 misses were reported in Colonial Heights and Petersburg (CFS) and 50 misses in Hopewell and Ashland. In addition, Mr. Nolan informed the Board that staff had met with County Waste, new trash collection contractor for Ashland and curbside recycling contractor in Hopewell to discuss transition and implementation.

Item No. 10: Operations and Program Statistics

Program Statistics

Mr. Nolan referred the Board to the Program Statistics placed at each seat. He indicated that most of the statistics are fairly consistent as compared to previous months.

Recycling Rate Report

Mr. Nolan reminded the Board that staff is working on gathering data for and preparing the annual Recycling Rate Report due to the Virginia Department of Environmental Quality (DEQ) by April 30. He indicated CVWMA has received about 50% response thus far from the survey that was sent out February 1.

Mr. J. H. Burrell (M-New Kent) asked how the Authority stacks up against other authorities around the state. Mr. Nolan responded that as a region, CVWMA reported the highest recycling rate (57%). There are a couple of individual localities that have a higher rate.

Item No. 11: Technical Advisory Committee (TAC) Report

Mr. Nolan reported that the TAC met on Thursday, February 6. He mentioned that in addition to other items already mentioned, two more RFP's will be issued soon; one for the FEL collection of MSW and the other related to household hazardous waste. The household hazardous waste RFP will be related to hosting events only.

Mr. Nolan noted that the next meeting is March 6 and a representative of Safety-Kleen will be presenting a new idea related to household hazardous waste other than Category 1 material. Mr. R. Key (M-Chesterfield) asked for examples of Category 1, to which Mr. Nolan responded paint, lacquer, kerosene and solvents.

Item No. 12: Public Information

Press Releases

Mrs. Drumheller reported that staff sent out a news release regarding the impact to CVWMA collections for the Lee-Jackson and Martin Luther King Holidays. In addition multiple messaging was posted for collections and delays due to two snow storms in January.

Waste Reduction News

She reported that the February *Waste Reduction News* electronic newsletter included articles regarding Recycling and Valentine's Day, CVWMA holiday schedule, curbside recycling program updates and plastic bag recycling.

Virginia This Morning and Keep Henrico Beautiful

Mrs. Drumheller reported that Hallie Boisseau, Keep Henrico Beautiful Coordinator appeared on Virginia This Morning on WTVR 6 sharing "recycled" valentine crafts.

Part Time PI Assistant and Educator

Continuing, she informed the Board that Stephanie Feaser, Part-Time Public Information Assistant resigned her position effective January 10 to take a full time job. She reported that CVWMA advertised for the position and there were 22 applicants. A selection committee consisting of representatives from Richmond, Chesterfield and Henrico, Mr. Rene and herself conducted interviews. She indicated that she is excited for Janelle Waldron to start on Monday, March 3, 2014.

Item No. 13: Financial Reports for January 2014

Mr. René, CVWMA Finance and Administrative Officer, directed the Board's attention to pages 27-34 of the agenda package, which displays the financial reports for January 2014. Mr. René reported that the financial 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 \$202,000 year to date for administration, operations, and public information for the remainder of the fiscal year. Mr. René noted that the financial reports are consistent with previous months and that CVWMA is on target with both budget and previous years to break even.

A motion was made by Mr. R. L. Dunn (M-Chesterfield), seconded by Mr. J. A. Jackson (M-Richmond) and carried that the Financial Reports for January 2014 be approved, accepted, and filed as submitted.

Item No. 14: Administrative

Mrs. Hynes reported that the CVWMA's banking contract with BB&T expires June 30, 2014 with no renewals. Therefore, staff will be issuing an RFP soon and will enlist the Audit Committee's assistance in the selection process.

She noted that the recent weather issues have resulted in delayed collections. Fortunately, each time the delay was only one day so all was cleaned up by the end of the day Saturday of those weeks. CVWMA staffed the Call Center for the whole day on those Saturdays when collection was delayed.

She also mentioned she attended the Ashland Town Council meeting in January to provide an update on curbside recycling after going to the larger carts. In addition, she briefed the Council on the new MSW collection contract recently awarded to County Waste. She indicated that she will also be presenting to Hopewell Council at their meeting on March 11.

Continuing, Mrs. Hynes mentioned that she and the staff have been working with the TAC committee and TFC on potentially renewing the Curbside Recycling Contract. She reminded the Board that the initial term of the contract expires June 30, 2016 and the contract provides for a seven year renewal. She indicated that there will be more to come in the near future.

Mrs. Hynes updated the Board on the Freedom of Information Act (FOIA) request from The East End Landfill (TEEL). She indicated that staff and Board members have complied with their request. Patricia McCullagh, CVWMA Legal Counsel has reviewed the documents and has sent electronic documents already. TEEL representatives will be reviewing the hard copy documents one day next week.

Further, Mrs. Hynes informed the Board that she and others met with DEQ representatives as it relates to planning in the future. This year, the next 5 year update to the Plan is due August 2014. The CVWMA discussed questions that had come up recently. It was a good meeting and CVWMA will be working with TAC on updating the Plan.

Lastly, she mentioned that the April Board of Directors meeting will be moved to April 11 and will be held at the Crater Planning District Commission.

In addition, Mrs. Hynes introduced Mr. Zach Trogdon, new Board member representing Charles City County. Mr. Trogdon is the County Administrator for Charles City.

Old/New Business

With no further business to come before the Board, Chairman Chidsey opened the floor for a motion to adjourn the CVWMA Board of Directors meeting at 9:47 a.m. The motion was made by Mr. R. L. Dunn (M-Chesterfield), seconded by Mr. J. Clary (A-Henrico) and carried that the February 21, 2014 Board of Directors' meeting be adjourned.



CERTIFICATE

I, Stephen E. Chidsey, Chairman of the CVWMA certify that the foregoing minutes is a true and correct copy of the minutes of the February 21, 2014, 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 21, 2014. Given under my hand and seal of the CVWMA this 21st day of March 2014.

Stephen E. Chidsey, Chairman

**STAFF AGENDA
ITEM NO. 4**

CONSIDERATION OF RESOLUTION 14-15: RENEWING AND EXTENDING THE RESIDENTIAL RECYCLING AND DROP OFF PROCESSING SERVICES CONTRACT WITH TFC RECYCLING

The *Residential Recycling and Drop-Off Services Contract* between the Central Virginia Waste Management Authority (CVWMA) and TFC Recycling (TFC) was executed for the period beginning July 1, 2009 and ending June 30, 2016 with one additional seven (7) year renewal option. TFC has confirmed their desire to extend the Contract through June 30, 2023. The renewal period would be effective by or before July 1, 2014.

Currently the CVWMA and participating member jurisdictions are paying \$1.842 per household per month for curbside collection of recycling material without a cart. Under the contract extension, the new price will be \$1.80 per household per month with a recycling rebate (\$20 floor) provided per ton of material collected at the curbside. The CVWMA residential recycling program will realize an immediate savings of an estimated \$1 million dollars annually under this renewal proposal.

Some additional improvements include the expansion of the Recycling Perks™ program for all households that have a 95 gallon recycling cart, full-time staff person to assist with public education, one year pilot alley collection program for Richmond, and a ceiling on the CPI-U of 2.5% for the length of the contract with no CPI-U in the first two years and maximum 1.25% in year three. The portion of the Contract related to the processing of the Drop Off material, will remain the same and will expire on June 30, 2016, at which CVWMA plans to issue an RFP to coincide with the hauling portion of the Drop Off Program.

Attached is **Resolution 14-15** authorizing the Executive Director to execute an addendum to the *Residential Recycling Services and Drop Off Processing Contract* and to the Special Project Service Agreements reflecting CVWMA's and Participating Jurisdiction's desire to renew this Contract for an additional seven years.

Recommended Action: Approval of Resolution 14-15.

Attachment

RESOLUTION 14-15

A resolution authorizing an addendum to renew and extend the residential recycling services portion of the *Residential Recycling and Drop-Off Services Contract* and the *Special Project Service Agreements* with participating local jurisdictions for the period beginning on or before July 1, 2014 through June 30, 2023 in accordance with the terms of the Contract.

THE CENTRAL VIRGINIA WASTE MANAGEMENT AUTHORITY RESOLVES:

WHEREAS, the Central Virginia Waste Management Authority (hereinafter “CVWMA”) and TFC Recycling entered into the *Residential Recycling and Drop-Off Services Contract* (hereinafter “Contract”) beginning July 1, 2009, and

WHEREAS, the CVWMA and TFC Recycling agreed to the First Addenda to the Contract to amend the definition of a Recycling Container and include the definition of a Cart and to modify the recycling container purchase and delivery fees authorized under the Contract effective April 2011 ; and

WHEREAS, the CVWMA and the TFC Recycling agreed to the Second Addenda the Contract to modify the compensation terms for the processing of Drop-Off material effective January 1, 2012; and

WHEREAS, the CVWMA and the TFC Recycling agreed to the Third Addenda to amend the Contract to add an option to the Basic Residential Recycling Collection Services fee schedule for Participating Local Jurisdictions switching from weekly collection to bi-weekly collection with Contractor provided Carts including Contractor provided RecyclingPerks™ as a rewards program for curbside recycling; and

WHEREAS, the report included as Staff Agenda Item No. 4 of the March 2014 Board Agenda identified the mutual interest by the CVWMA and TFC Recycling to renew the terms of the contract through June 30, 2023; and

WHEREAS, the Executive Director is authorized, subject to General Counsel’s review and approval, to execute a contract addendum to the residential recycling services portion of the *Residential Recycling and Drop Off Processing Services Contract* between the CVWMA and TFC Recycling and

WHEREAS, the Executive Director is authorized, subject to General Counsel’s review and approval, to execute Special Project Service Agreements between the CVWMA and member localities as requested, and

THEREFORE, BE IT RESOLVED, that this resolution shall be in full force and effect upon its passage.

Adopted this 21th of March, 2014

ATTEST: _____
Stephen E. Chidsey, Chair

STAFF'S AGENDA
ITEM NO. 5

CONSIDERATION OF RESOLUTION 14-16: RENEWING AND EXTENDING THE CONTRACT FOR WASTE TIRE COLLECTION, STORAGE, HAULING AND PROCESSING SERVICES WITH VIRGINIA RECYCLING CORP.

The *Waste Tire Collection, Storage, Hauling, and Processing Contract* between the Central Virginia Waste Management Authority (CVWMA) and Virginia Recycling Corporation was executed for the period beginning July 1, 2009 and ending June 30, 2014. Virginia Recycling Corporation has confirmed their desire to a five-year Contract extension for the period beginning July 1 2014 and ending June 30, 2019.

Currently the CVWMA and participating member jurisdictions are paying \$999.82 per trailer load. This price includes the delivery and pick-up of trailers. The new price will reflect \$950 per trailer and \$9.00 per cubic yard for loads delivered to Virginia Recycling Corporation facility located in Providence Forge, Virginia. This will result in savings to localities utilizing this program.

Attached is **Resolution 14-16** authorizing the Executive Director to execute an addendum to the *Waste Tire Collection, Storage, Hauling, and Processing Contract* and to the Special Project Service Agreements reflecting CVWMA's desire to renew this Contract for an additional five years as provided for in the Contract.

Recommended Action: Approval of **Resolution 14-16.**

Attachment

RESOLUTION 14-16

A resolution authorizing an addendum to renew the *Waste Tire Collection, Storage, Hauling, and Processing Contract* and the *Special Project Service Agreements* with participating local jurisdictions to revise compensation terms for the period beginning July 1, 2014 and ending on June 30, 2019.

THE CENTRAL VIRGINIA WASTE MANAGEMENT AUTHORITY RESOLVES:

WHEREAS, the report included as Staff Agenda Item No. 5 of the March 2014 Board Agenda identified the mutual interest by the Central Virginia Waste Management Authority (CVWMA) and Virginia Recycling Corporation to renew the terms of the contract for collection, storage, hauling and processing of waste tires, and

WHEREAS, the Executive Director is authorized, subject to General Counsel's review and approval, to execute an addendum to the *Waste Tire Collection, Storage, Hauling and Processing Contract* between the Central Virginia Waste Management Authority and Virginia Recycling Corporation, and

WHEREAS, the Executive Director is authorized, subject to General Counsel's review and approval, to execute an addendum to the *Special Project Service Agreements* between the Central Virginia Waste Management Authority and member localities as requested, and

THEREFORE, BE IT RESOLVED, that this resolution shall be in full force and effect upon its passage.

Adopted this 21th of March, 2014

ATTEST: _____
Stephen E. Chidsey, Chair

2014 VIRGINIA GENERAL ASSEMBLY UPDATE

The Virginia General Assembly convened on January 8 and adjourned on March 8. Below are bills of interest that have been introduced and enrolled during the 2014 session.

Solid Waste and Recycling:

HJ28 (Daniel Marshall-Danville) Study; Manufacturing Development Commission; report.

Directs the Manufacturing Development Commission to examine the economic and environmental benefits of the use of recycled material in the manufacturing process in Virginia.

12/27/13 Referred to Committee on Rules
1/30/14 Studies Subcommittee: Reported w/ amendments (5Y – 0N)
1/31/14 Reported from Rules with Amendment (15Y – 0N)
2/6/14 Passed House (95Y – 1N)
2/7/14 Referred to Senate Committee on Rules
2/21/14 Reported from Rules
2/24/14 Passed Senate (37Y – 0N – 2A)

HB856 (Fariss-Campbell County) Hazardous waste permit. Removes the requirement that a permit is required from the Department of Environmental Quality to transport hazardous waste.

1/8/14 Referred to ACNR
1/15/14 Reported from ACNR (22Y – 0N)
1/20/14 Passed House (96Y – 0N)
1/21/14 Referred to Senate ACNR
2/13/14 Reported from ACNR (15Y – 0N)
2/18/14 Passed the Senate (39Y – 1N)
2/20/14 Signed by Speaker of the House
2/22/14 Signed by President of Senate
3/5/14 Approved by the Governor

Fuels; Alternative and Natural Gas

HB340 (Taylor-Va Beach) Alternative Fuel Vehicle Conversion Fund. Allows moneys in the Fund to be used by local governments, local governmental agencies, and local school divisions.

1/2/14 Referred to General Laws
1/16/14 Subcommittee recommends reporting with amendments (6Y-0N)
1/21/14 Reported from General Laws (22Y - 0N)
1/27/14 Passed the House (100Y – 0N)
1/28/14 Referred to Senate GL & Technology
2/17/14 Reported from GL&T (14Y – 1N)
2/19/14 Passed Senate – 1st reading (40Y – 0N)
2/24/14 Signed by Speaker of the House
2/26/14 Signed by President of the Senate
3/7/14 Governor approved

HB341 (Taylor–Va Beach) Natural gas vehicles; weight limit exception. Allows vehicles fueled, wholly or partially, by natural gas to weigh up to 2,000 pounds more than the applicable weight

limit. The bill requires the operator of the vehicle to be able to demonstrate that the vehicle uses natural gas.

1/2/14	Referred to Transportation
1/27/14	Subcommittee recommends reporting w/ amendments (6Y – 1N)
1/28/14	Reported from Transportation w/ amendment (19Y – 3N)
1/31/14	Passed House (90Y – 5N)
2/3/14	Referred to Committee on Transportation
2/12/14	Reported from Senate Transportation (15Y – 0N)
2/17/14	Passed Senate (40Y – 0N)
2/19/14	Signed by Speaker of the House
2/21/14	Signed by President of the Senate
3/3/14	Governor approved

Stormwater:

SB423 (Augusta-Hanger) Stormwater Management Program – single family residences.

Authorizes the State Water Control Board to adopt regulations that create a procedure for approving permits for individual parcels in a common plan of development, provide a General Permit for Discharges of Stormwater from Construction Activities that omits unneeded information on post-construction water quality standards, and provide reciprocity with other states regarding certification of best management practices. The bill also allows the submission of an agreement in lieu of a permit where land-disturbing activity results from the construction of a single-family residence.

12/30/13	Referred to House ACNR	1/7/14	Referred to Senate ACNR
1/29/14	Incorporated into HB1173	2/6/14	Reported from ACRN w/ sub(13Y – 0N)
	2/11/14		Passed Senate (38Y – 2N)
	2/13/14		Referred to House ACNR
	2/19/14		Reported from ACNR w/ substitute (21Y – 0N)
	2/21/14		Passed House w/ substitute (98Y – 0N)
	2/25/14		Senate agreed to House substitute (40Y – 0N)
	2/27/14		Signed by Speaker of the House
	3/1/14		Signed by President of Senate

HB1173 (Hodges-Urbana) Stormwater management programs; optional for some localities.

Requires the Department of Environmental Quality to establish a Virginia Stormwater Management Program (VSMP) for any locality that neither opts to establish its own program nor operates a municipal separate storm sewer system (MS4). The bill defers the VSMP requirement for six months for certain recent MS4 localities. The bill alters the permitting appeals process and allows for an agreement in lieu of a stormwater management plan, and it directs the State Water Control Board to adopt regulations relating to the issuance of permits for parcels in subdivisions, the registration of single-family residences, and the reciprocity given by Virginia for proprietary Best Management Practices established elsewhere. Finally, the bill provides that the consolidation of state post-construction requirements into Virginia's General Permit shall not modify the scope of enforcement of the federal Clean Water Act and exempts from most requirements of the Administrative Process Act those regulations of the State Water Control Board that will be necessary to implement the act. This bill incorporates [HB 58](#), [HB 649](#), and [HB 261](#) and contains an emergency clause. Allows any locality that does not operate a municipal separate storm sewer system (MS4) to opt out of establishing Virginia Stormwater Management Programs. Localities that notify the Department of Environmental Quality of their decision to opt out shall have their stormwater programs managed by the Department.

1/15/14	Referred to House ACNR
1/23/14	Subcommittee recommends reporting (7Y – 0N)

1/29/14 Reported from ACNR w/ substitute (17Y – 4N)
 1/30/14 Incorporates HB58, HB649 and HB261
 2/5/14 Passed the House (93Y – 1N)
 2/6/14 Referred to Senate ACNR
 2/27/14 Reported from ACNR (15Y – 0N)
 3/4/14 Passed Senate w/ substitute (40Y – 0N)
 3/5/14 House agreed to Senate substitute (99Y – 0N)
 3/7/14 Signed by Speaker of House
 3/10/14 Signed by President of Senate

Mandates and Local Governments

SB163 (Locke – Hampton) Commission on Local Government; local mandates. Extends from July 1, 2014, to July 1, 2016, the task force appointed by the Governor to review state mandates on localities.

12/31/13 Referred to Local Govt
 1.21.14 Reported from Local Govt w/ substitute (14Y - 0N)
 1/22/14 Incorporates SB 407
 1/27/14 Passed Senate (39Y – 0N)
 1/31/14 Referred to House Committee on Counties, Cities and Towns
 2/11/14 Assigned Subcommittee #2
 2/20/14 Subcommittee recommends reporting with amendments (11Y – 0N)
 2/21/14 Reported from C,C & T with substitute (22Y – 0N)
 2/25/14 Passed House with substitute (98Y – 0N)
 2/27/14 Senate rejected House substitute (2Y – 38N)
 2/28/14 House insisted and requested conference committee
 3/4/14 Senate agreed to conference committee
 3/7/14 Conference Report agreed to by Senate (39Y-0)
 3/7/14 Conference Report rejected by House (1Y-97N)
 3/8/14 Senate: No further action
 3/8/14 Failed the Senate

FINANCIAL REPORTS FOR FEBRUARY 2014

The financial activity is consistent with previous months and the Authority continues to remain within total budget in all funds as of February 28, 2014. The CVWMA has a combined net income of about \$188,000 year to date.

In addition, the CVWMA will be issuing a Request for Proposal for banking services shortly. The contract with BB&T will expire June 30, 2014 with no renewals.

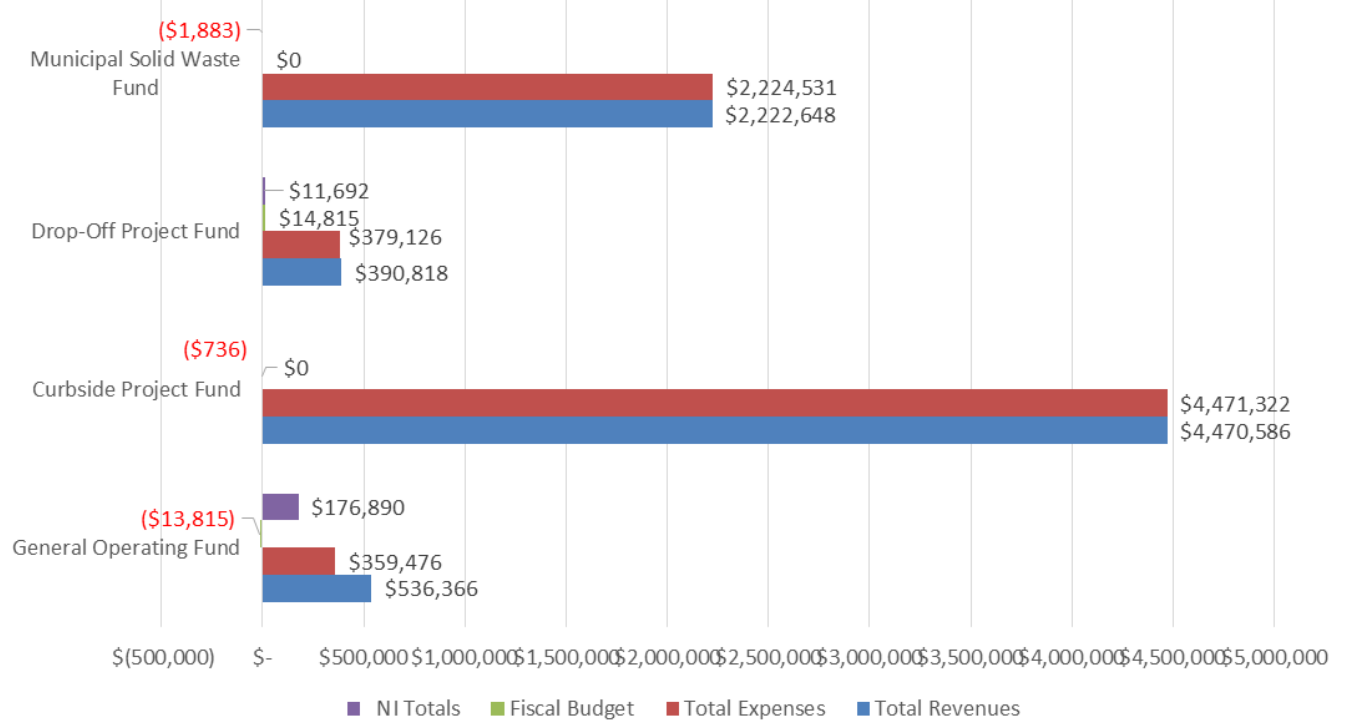
Recommended Action: Approval of the February 2014 Financial Reports

Attachments

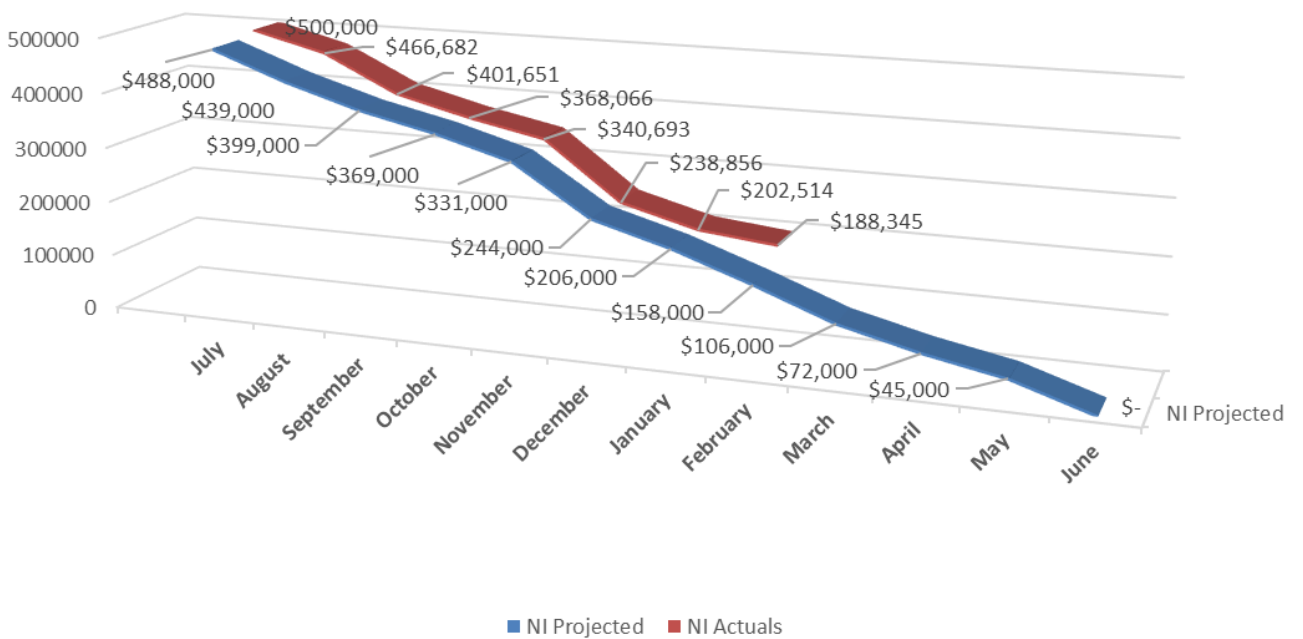
Central Virginia Waste Management Authority
Summary Statement of Actual Revenues and Expenses By Fund
July 2013 – February 2014

Summary - All Funds				
	Total	Total	Fiscal	
	<u>Revenues</u>	<u>Expenses</u>	<u>Budget</u>	<u>NI Totals</u>
General Operating Fund	\$ 536,366	359,476	\$ (13,815)	\$ 176,890
Curbside Project Fund	4,470,586	4,471,322	-	\$ (736)
Drop-Off Project Fund	390,818	379,126	14,815	\$ 11,692
Municipal Solid Waste Fund	2,222,648	2,224,531	-	(1,883)
CFC/HCFC	11,080	11,425	-	(345)
Special Waste Collections	152,834	152,068	(1,000)	766
Waste Tire Fund	38,993	39,003	-	(10)
Appliance and Scrap Metal Hauling	75,123	72,379	-	2,744
Yard Waste Projects	365,126	365,293	-	(167)
Waste Transfer & Disposal	<u>758,437</u>	<u>759,042</u>	<u>-</u>	<u>(605)</u>
Totals	<u>\$ 9,022,010</u>	<u>\$ 8,833,666</u>	<u>\$ -</u>	<u>\$ 188,345</u>
Capital Outlay:	<u>Month to date</u>	<u>Year to date</u>	<u>Budget</u>	<u>Variance</u>
Computer equipment	\$ -	\$ -	\$ 5,000	\$ 5,000
Office equipment	-	-	-	\$ -
Total Capital Outlay	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 5,000</u>	<u>\$ 5,000</u>

Revenue Against Expenses 2013-2014 Major Fund



NI Projected Vs. Actual 2013-2014



Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2013 – February 2014

General Operating Fund					
	Month to Date	Year to Date	Total		% Budget
	<u>Actual</u>	<u>Actual</u>	<u>Budget</u>	<u>Variance</u>	<u>Remaining</u>
Revenues:					
Annual Gov't Assessments	\$ -	\$ 533,205	\$ 533,205	\$ -	0.0%
Miscellaneous/Other	-	-	-	-	0.0%
Interest on Investments	3,152	3,161	2,500	661	26.4%
Sponsorships and Grants	-	-	-	-	0.0%
Total Revenues	<u>3,152</u>	<u>536,366</u>	<u>535,705</u>	<u>661</u>	<u>0.1%</u>
Expenses:					
Personnel services	25,180	239,778	359,410	119,632	33.3%
Fringe benefits	5,930	58,566	89,675	31,109	34.7%
Professional services	833	19,091	30,050	10,959	36.5%
Repairs and maintenance	12	1,148	2,760	1,612	58.4%
Advertising and promotions	64	1,163	1,250	87	7.0%
Materials and supplies	604	4,731	5,250	519	9.9%
Other services and charges	658	8,726	15,695	6,969	44.4%
Leases	3,185	24,615	41,430	16,815	40.6%
Depreciation	184	1,658	4,000	2,342	58.6%
Total Expenses	<u>36,650</u>	<u>359,476</u>	<u>549,520</u>	<u>190,044</u>	<u>34.6%</u>
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ (33,498)</u>	<u>\$ 176,890</u>	<u>\$ (13,815)</u>	<u>\$ 190,705</u>	
Capital Outlay:					
	<u>Month to Date</u>	<u>Year to Date</u>	<u>Budget</u>	<u>Variance</u>	
Computer equipment	\$ -	\$ -	\$ 5,000	\$ 5,000	
Office equipment	-	-	-	\$ -	
Vehicular equipment	-	-	-	\$ -	
Total Capital Outlay	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 5,000</u>	<u>\$ 5,000</u>	<u>100.0%</u>

**Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2013 – February 2014**

Curbside Project Fund					
	Month to Date	Year to Date	Total		% Budget
	<u>Actual</u>	<u>Actual</u>	<u>Budget</u>	<u>Variance</u>	<u>Remaining</u>
Revenues:					
Project Service Fees	516,676	4,105,448	5,875,000	\$ 1,769,552	30.1%
Public Relations Assessment	16,761	134,850	195,840	\$ 60,990	31.1%
Customer Service Assessment	17,560	141,448	205,000	\$ 63,552	31.0%
96-gal Cart Revenue	7,732	78,840	81,840	\$ 3,000	3.7%
Contract Admin Costs	-	-	-	\$ -	0.0%
Sponsorships and Grants	-	10,000	10,000	\$ -	0.0%
Interest on Investments	-	-	1,630	\$ 1,630	100.0%
Total Revenues	<u>558,729</u>	<u>4,470,586</u>	<u>6,369,310</u>	<u>1,898,724</u>	<u>29.8%</u>
Expenses:					
Personnel services	9,365	101,512	165,145	63,633	38.5%
Fringe benefits	4,687	39,639	49,720	10,081	20.3%
Professional services	835	21,428	30,995	9,567	30.9%
Repairs and maintenance	1,267	3,803	2,940	(863)	-29.4%
Advertising and promotions	609	54,877	66,750	11,873	17.8%
Materials and supplies	316	3,406	4,310	904	21.0%
Other services and charges	924	51,329	67,165	15,836	23.6%
Leases	2,194	17,468	26,685	9,217	34.5%
Depreciation	161	1,890	2,600	710	27.3%
Contractual services	514,696	4,104,792	5,875,000	1,770,208	30.1%
96-gal Cart Expense	<u>3,392</u>	<u>71,178</u>	<u>78,000</u>	<u>6,822</u>	8.7%
Total Expenses	<u>538,446</u>	<u>4,471,322</u>	<u>6,369,310</u>	<u>1,897,988</u>	<u>29.8%</u>
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ 20,283</u>	<u>\$ (736)</u>	<u>\$ -</u>	<u>\$ 736</u>	
Capital Outlay:					
	<u>Month to Date</u>	<u>Year to Date</u>	<u>Budget</u>	<u>Variance</u>	
Computer equipment	\$ -	\$ -	\$ -	\$ -	
Office equipment	-	-	-	\$ -	
Total Capital Outlay	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	

**Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2013 – February 2014**

Drop Off Project Fund					
	Month to Date	Year to Date	Total		% Budget
	<u>Actual</u>	<u>Actual</u>	<u>Budget</u>	<u>Variance</u>	<u>Remaining</u>
Revenues:					
Project Service Fees	\$ 45,507	\$ 319,492	\$ 580,000	\$ 260,508	44.9%
Materials Sales Rebate	10,314	71,326	100,000	\$ 28,674	28.7%
Interest on Investments	-	-	-	-	0.0%
Total Revenues	<u>55,821</u>	<u>390,818</u>	<u>680,000</u>	<u>289,182</u>	<u>42.5%</u>
Expenses:					
Personnel services	370	3,744	5,705	1,961	34.4%
Fringe benefits	137	1,139	1,680	541	32.2%
Professional services	14	2,015	435	(1,580)	-363.2%
Repairs and maintenance	122	160	60	(100)	-166.7%
Advertising and promotions	-	163	1,000	837	83.7%
Materials and supplies	55	428	40	(388)	-970.0%
Other services and charges	39	317	370	53	14.3%
Leases	54	423	895	472	52.7%
Contractual services	45,564	320,526	580,000	259,474	44.7%
Materials sales rebate	<u>7,377</u>	<u>50,211</u>	<u>75,000</u>	<u>24,789</u>	<u>33.1%</u>
Total Expenses	<u>56,226</u>	<u>379,126</u>	<u>665,185</u>	<u>286,059</u>	<u>43.0%</u>
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ (405)</u>	<u>\$ 11,692</u>	<u>\$ 14,815</u>	<u>\$ 3,123</u>	

Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2013 – February 2014

Municipal Solid Waste Fund					
	Month to Date	Year to Date	Total		% Budget
	<u>Actual</u>	<u>Actual</u>	<u>Budget</u>	<u>Variance</u>	<u>Remaining</u>
Revenues:					
Project Service Fees	\$ 269,664	\$ 2,203,797	\$ 3,784,500	\$ 1,580,703	41.8%
Customer Service Assessment	2,365	18,851	29,000	\$ 10,149	35.0%
Contract Admin Costs	-	-	-	\$ -	0.0%
Interest on Investments	-	-	1,860	\$ 1,860	100.0%
Total Revenues	<u>272,029</u>	<u>2,222,648</u>	<u>3,815,360</u>	<u>1,592,712</u>	<u>41.7%</u>
Expenses:					
Personnel services	1,035	9,997	14,855	4,858	32.7%
Fringe benefits	467	3,952	4,845	893	18.4%
Professional services	118	2,616	3,720	1,104	29.7%
Repairs and maintenance	15	210	760	550	72.4%
Advertising and promotions	-	-	750	750	99.0%
Materials and supplies	5	409	1,150	741	64.4%
Other services and charges	204	1,375	1,560	185	11.9%
Leases	288	1,941	2,690	749	27.8%
Depreciation	-	363	530	167	31.5%
Contractual Services	<u>271,642</u>	<u>2,203,668</u>	<u>3,784,500</u>	<u>1,580,832</u>	<u>41.8%</u>
Total Expenses	<u>274,869</u>	<u>2,224,531</u>	<u>3,815,360</u>	<u>1,590,829</u>	<u>41.7%</u>
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ (2,840)</u>	<u>\$ (1,883)</u>	<u>\$ -</u>	<u>\$ 1,883</u>	
Capital Outlay:					
	<u>Month to Date</u>	<u>Year to Date</u>	<u>Budget</u>	<u>Variance</u>	
Computer equipment	\$ -	\$ -	\$ -	\$ -	
Office equipment	\$ -	\$ -	\$ -	\$ -	
Total Capital Outlay	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	

**Central Virginia Waste Management Authority
Statement of Revenues and Expenses – Budget and Actual
July 2013 – February 2014**

Other Special Projects					
	Month to Date	Year to Date	Total		% Budget
	<u>Actual</u>	<u>Actual</u>	<u>Budget</u>	<u>Variance</u>	<u>Remaining</u>
Revenues:					
Project Service Fees	\$ 176,213	\$ 1,244,920	\$ 2,355,000	\$ 1,110,080	47.1%
Materials Sales Rebate	14,027	156,673	375,000	\$ 218,327	58.2%
Interest on Investments	-	-	-	\$ -	0.0%
Total Revenues	<u>190,240</u>	<u>1,401,593</u>	<u>2,730,000</u>	<u>1,328,407</u>	<u>48.7%</u>
Expenses:					
Personnel services	-	39	-	(39)	98.0%
Fringe benefits	-	3	-	(3)	98.0%
Professional services	-	-	-	-	100.0%
Repairs and maintenance	-	-	-	-	100.0%
Advertising and Promotions	-	88	1,000	1,000	0.0%
Materials and supplies	-	196	-	(196)	59.0%
Other services and charges	128	576	-	(576)	84.0%
Contractual services	176,761	1,245,292	2,355,000	1,109,708	90.0%
Materials sales rebate	<u>11,497</u>	<u>153,017</u>	<u>375,000</u>	<u>221,983</u>	<u>59.2%</u>
Total Expenses	<u>188,386</u>	<u>1,399,211</u>	<u>2,731,000</u>	<u>1,331,877</u>	<u>48.8%</u>
Transfers In (Out)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
Totals	<u>\$ 1,854</u>	<u>\$ 2,382</u>	<u>\$ (1,000)</u>	<u>\$ (3,470)</u>	