

Adopted by Council at its meeting held July 6, 2015 [M258-2015]  
/AC  
Windsor, Ontario July 6, 2015

**REPORT NO. 276** of the  
**ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY**  
**STANDING COMMITTEE**  
of its meeting held June 17, 2015

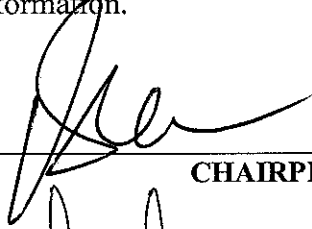
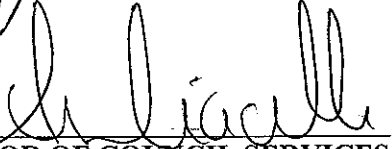
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**Present:**  
**Councillor P. Borrelli**  
**Councillor F. Francis**  
**Councillor C. Holt**  
**Councillor H. Payne**  
**Councillor B. Marra (Chair)**

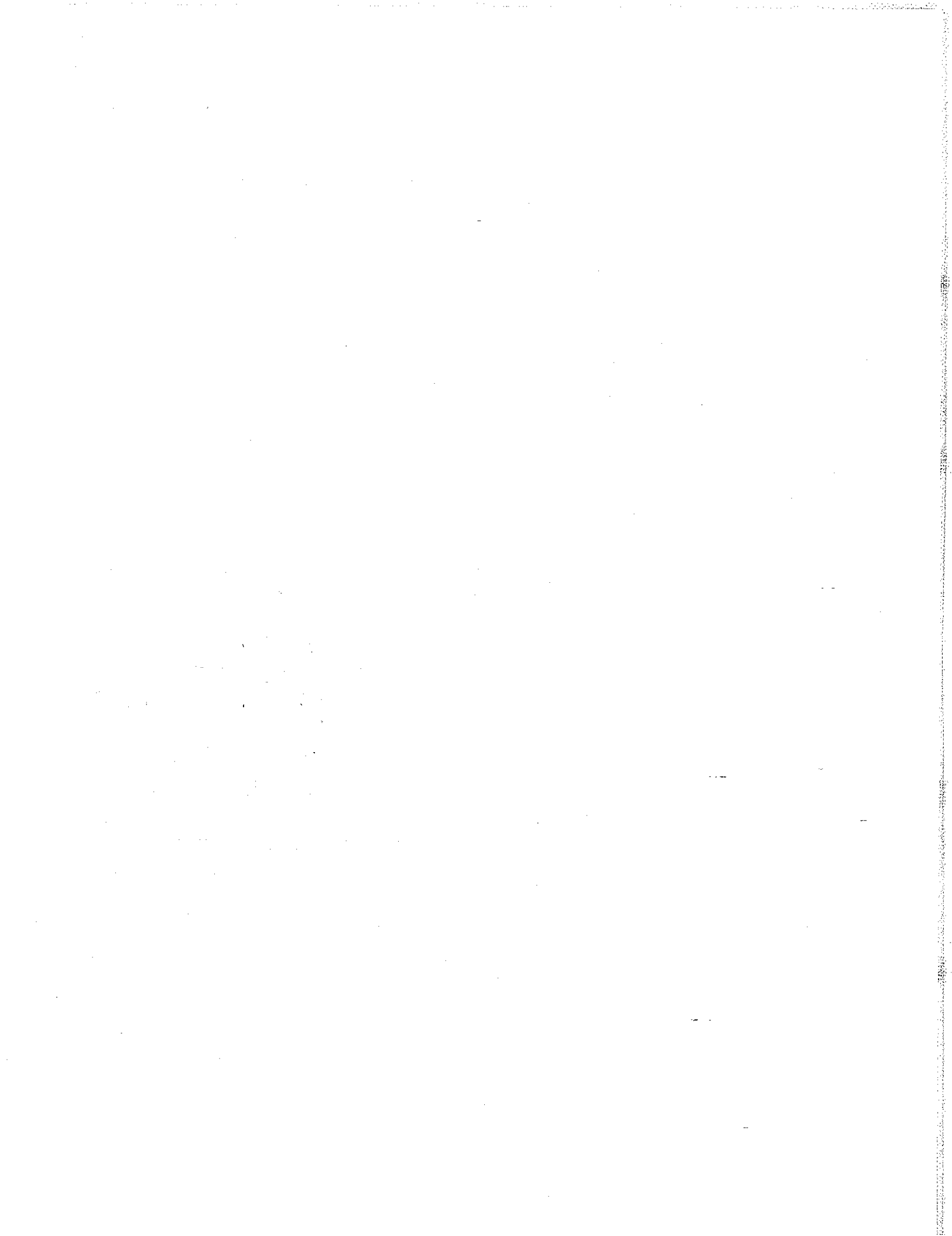
That the following recommendations of the Environment, Transportation and Public Safety Standing Committee **BE APPROVED:**

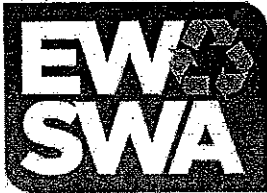
Moved by Councillor Borrelli, seconded by Councillor Payne,  
THAT the minutes of the Essex Windsor Solid Waste Authority Regular Board Meeting held March 3, 2015 **BE RECEIVED** for information.  
Carried.

Clerk's Note: The minutes of the Essex Windsor Solid Waste Authority Regular Board Meeting held March 3, 2015 are attached as background information.

  
\_\_\_\_\_  
CHAIRPERSON  
  
\_\_\_\_\_  
SUPERVISOR OF COUNCIL SERVICES

NOTIFICATION:	
NAME	CONTACT INFORMATION





# Essex-Windsor Solid Waste Authority Regular Board Meeting Minutes

**Meeting Date:** Tuesday, March 03, 2015  
**Time:** 4:30PM  
**Location:** Essex County Civic and Education Centre – Meeting Room C  
360 Fairview Avenue West, Essex Ontario

## Attendance:

<b>Board Members:</b>	Ken Antaya	County of Essex
<b>Chair</b>	Ron McDermott	County of Essex
	Aldo DiCarlo	County of Essex
	Hilda MacDonald	County of Essex
	Tom Bain	(Ex-Officio) County of Essex
	Rino Bortolin	City of Windsor
	Fred Francis	City of Windsor
	Ed Sleiman	City of Windsor
<b>Vice Chair</b>	Hilary Payne	City of Windsor
<b>Absent:</b>	Drew Dilkens	(Ex-Officio) City of Windsor
<b>EWSWA Staff:</b>	Eli Maodus	General Manager
	Katherine Hebert	Executive Secretary
	Cameron Wright	Manager of Waste Diversion
	Ralph Reiser	Manager of Waste Disposal
<b>County of Essex Staff:</b>	Mary Brennan	Director of Council Services / Clerk
<b>City of Windsor Staff:</b>	Anne Marie Albidone	Manager of Environmental Services
	Natasha Couvillon	Manager of Performance Measurement & Financial Administration
	Mark Winterton	Executive Director of Operations/City Engineer
	Michael Dennis	Financial Planning Administrator

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## 1. In-Camera Agenda

Moved By Aldo DiCarlo

Seconded By Fred Francis

THAT the Board move into an In-Camera session as permitted under the Municipal Act 2001 "Section 239(2) (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;"

-Carried Unanimously  
13-2015

Moved By Hilary Payne  
Seconded By Fred Francis

THAT the Board Authorize the General Manager to select and engage legal counsel in order to defend the Authority and the General Manager against the MOECC charges.

**-Carried Unanimously  
14-2015**

Moved By Ken Antaya  
Seconded By Fred Francis

THAT the Board move out of the In-Camera session at 4:28 PM.

**-Carried Unanimously  
15-2015**

**2. Call to Order**

The Chair called the meeting to order at 4:30 PM.

**3. Declaration of Pecuniary Interest**

The Chair called for any declarations of pecuniary interest and none were noted. He further expressed that should a conflict of a pecuniary nature or other arise at any time during the course of the meeting that it would be noted at that time.

**4. Approval of the Minutes**

**A) February 3, 2015 Regular Meeting Minutes**

Moved By Aldo DiCarlo  
Seconded By Tom Bain

THAT the Minutes from the Essex-Windsor Solid Waste Authority regular meeting, dated February 3, 2015 be approved and adopted.

**-Carried Unanimously  
16-2015**

**5. Business Arising From the Minutes**

There was no business arising from the minutes.

**6. Correspondence**

**A) Letter from County of Essex RE 2015 EWSWA Budget Approval**

Moved By Aldo DiCarlo

Seconded By Ken Antaya

THAT the Correspondence from the County of Essex relating to the EWSWA Budget Approval be received as information.

**-Carried Unanimously  
17-2015**

**B) Letter from County of Essex RE Refuse From Outside Essex-Windsor**

Moved By Aldo DiCarlo

Seconded By Ken Antaya

THAT the Correspondence from the County of Essex relating to County Council's resolution on the matter be received.

**-Carried Unanimously  
18-2015**

**7. Delegation**

There were no delegations present.

**8. Finance and Administration**

**A) Appointment of Board Member to Closed Landfill #3 Technical Review Committee**

The General Manager provided an overview of the Technical Review Committee scope and the role of the Board member on the committee. He noted that previously the Board was represented by Cheryl Hardcastle.

Mr. Sleiman noted that he would be open to representing the Board on the Landfill #3 Technical Review Committee.

Moved By Tom Bain

Seconded By Ken Antaya

THAT the Board appoint Ed Sleiman, who volunteered to the Landfill #3 Technical Review Committee for 2015 or longer as may be required.

**-Carried Unanimously  
19-2015**

**B) Appointment of a Board Member to the Regional Landfill Liaison Committee**

The General Manager provided an overview of the Landfill Liaison Committee scope and the role of the Board member on the committee. He noted that previously the Board was represented by Ed Sleiman.

Mr. Antaya nominated Hilda MacDonald as the Board representative on the LLC.

Hilda MacDonald accepted the nomination.

Moved By Ken Antaya

Seconded By Ed Sleiman

THAT the Board appoint Hilda MacDonald to the Landfill Liaison Committee for a term of 1 year.

**-Carried Unanimously  
20-2015**

**9. Waste Disposal Issues**

**A) Disposal of Dewatered Sewage Sludge**

Moved By Tom Bain

Seconded By Rino Bortolin

THAT the Board of the Essex-Windsor Solid Waste Authority supports an application to the Ministry of the Environment that the Essex-Windsor Regional Landfill ECA be amended to accept dewatered sewage sludge from the Leamington Pollution Control Plant subject to the following conditions:

- a) Dewatered sewage sludge will only be accepted on an emergency basis.
- b) The maximum amount of dewatered sewage sludge disposed of on a daily basis be restricted to no more than one tractor trailer load per day, Monday through Friday.
- c) The total amount of sludge received on an annual basis is not to exceed 600 tonnes.

**-Carried Unanimously  
21-2015**

**B) Refuse from Outside Essex-Windsor**

The General Manager provided a summary of his report noting that some points to consider are the financial impact of receiving additional waste, the impact on the host municipality, geographic impact on neighbouring residents, traffic impact and reduced landfill life. He noted that on the report's first page there are resolutions from County Council and the previous EWSWA Board pertaining to accepting waste originating from outside Essex-Windsor.

Mr. Bain questioned how competing landfills in the United States can offer such low tipping fees, when the Authority's lowest rate is \$30/tonne .

The General Manager noted that most American landfills are private enterprises and operate on a 'for profit' model. Although they have environmental regulations and compensation for the host municipalities, they are not interested in landfill life longevity. They want to get as much waste as possible, as quickly as possible, make money and move on to the next site.

The General Manager noted some challenges in soliciting waste, mainly that even some local Ontario municipalities export their waste to the US for the cost savings. Michigan and New York State both have extremely competitive tipping fees as noted on page 33 of the agenda. He further noted that should the Board decide to seek and accept waste originating from outside Essex-Windsor, it may only be available sporadically and not as a long term solution.

Mr. Francis questioned whether the best rate we have is only available for one year?

The General Manager indicated that the rates the Authority offers are tied to waste quantities and contracts for put-or-pay. Further, these rates can be negotiated should the waste generator request a longer term for a reduction on the rate. If that situation should occur, as with all contracts, the Board would make the final decision.

Mr. Sleiman questioned what the break-even point is on the tipping fee as it relates to the Authority costs for landfilling.

The General Manager noted that considering that there are costs that are fixed and will not increase with the addition of outside waste, the items to consider are the variable and incremental costs such as the compensation to the host municipality and inflation. Those factors range in the area of \$9-\$10/tonne.

Discussion took place with regard to the forecasted \$500,000 budget increase for 2016 and how it relates to the 10 year forecast.

Mr. Payne questioned how it is possible that no additional operational costs are associated with bringing in the additional waste?

The General Manager indicated that the example amount of 35,000 tonnes amounts to 4 transfer trailers of waste per day or one every two hours. Landfill operations can

accommodate the additional waste, thus the impact of the added trailers would not be significant operationally nor will they be financially unfavourable.

Discussion took place with regard to the existing location of the Regional Landfill and the potential for expansion of the property should the need arise in the future. It was noted that the Authority owns several parcels and buffer lands around the area but it is not known without an engineering assessment as to whether the lands would be appropriate for future landfilling purposes. A full MOEE application process would be required should that option be pursued in the future.

Mr. Antaya expressed appreciation for the detail in the report, and noted that it is due diligence to undertake such an exercise. Although the information points to financial benefit in the short term, it is not appropriate to ignore the negative impact over the long term that the decision to accept waste from outside Essex-Windsor would have on the area.

Mr. Bortolin questioned what discussions took place that lead to the resolution from County Council.

Mr. Bain noted that some members expressed that they are getting feedback from ratepayers that they would rather pay more in taxes than to accept waste from outside Essex-Windsor. Other issues are related to the reduced lifespan of the landfill, the issues and costs associated with the siting of a new landfill and the disdain that still remains from the last time a new landfill was required.

Ms. MacDonald expressed that when speaking with members of County Council she discovered that the impact of bringing in waste from outside Essex-Windsor had a significant negative connotation with the majority of those polled. Not only for the reasons expressed by Mr. Bain, but also the negative air tied to it. She expressed that as the motion's seconder at County Council she felt she was representing the majority.

Mr. Francis spoke in favor of analysing a business case for accepting waste from outside Essex-Windsor. He noted that considering the financial benefit that is potentially available, the consideration of the real numbers should not be forgone. It would be irresponsible to not even consider the option based on emotion.

The General Manager indicated that the Board would have to provide direction to administration in order for any contacting of outside generators to be undertaken, and ultimately the Board would review any potential customers/deals.

Mr. Antaya noted that in his years of experience in municipal administration and on Council, that once a revenue generating item is included in the budget it seldom is removed despite the initial short term plan. Experience and history shows that eliminating a revenue source from the budget is unlikely to happen in future years.

Mr. Bortolin expressed that the life of the landfill is not going to be truncated. Even if the Board requests that outside waste is sought, there may not be any or very little at best. This would simply be an exercise to see what waste is potentially available. The Board



has a responsibility to try and find revenue internally before it is added to the taxpayer burden. If the business case is made, then the Board could consider the example amount of 35,000 tonnes over 5 years, and that factor does not significantly impact the life of the landfill but does impact the health of the budget. Due diligence is imperative now as it is not known what will be in store for the future of waste disposal. There may be changes when 2040 comes around and the landfill is full.

Mr. Payne expressed that some discussion on refusing the potential to accept additional outside waste is compared to giving up \$700,000 per year for 5 years in revenue to avoid reducing the life of the landfill by 1 year.

The General Manager indicated that the analysis that Mr. Payne provided was correct.

Moved By Tom Bain

Seconded By Ken Antaya

THAT the report pertaining to refuse from outside Essex-Windsor be received as information.

-Carried  
22-2015

Opposed – Bortolin, Francis

Mr. Francis questioned what would procedurally be allowed as far as requesting a report from administration regarding making a business case for accepting waste from outside Essex-Windsor.

Mr. Bain noted a point of order on the basis that the nature of the resolution just passed by the Board prevents a reconsideration of the matter.

Mr. Antaya noted that in order to revisit and overturn the decision on the issue the Board would require a two-thirds reconsideration vote.

#### 10. Waste Diversion Issues

There were no Waste Diversion items for discussion.

#### 11. Any Other Business

Mr. Sleiman requested clarification on the real cost of disposal of one tonne of waste at the Regional Landfill taking into account the number of tonnes in place and the total cost of construction.

The General Manager indicated that page 34 of the agenda notes the costs as described in general. He further noted that the Authority cannot predict the costs of the future nor the waste quantities that will come in over the next 20+ years.

Ms. MacDonald noted that annual cost increases relate in part to the MFP (debenture) debt, and that cost will not be a consideration for a future site to the degree that it is today.

The General Manager confirmed Ms. MacDonald's comment. He further noted that when excluding compensation and debenture costs the costs associated with operating the landfill are reasonable and less than waste diversion programs. Landfilling is the cheapest means by which to dispose of refuse. It is all the non-landfill programs and mandated costs that increase the tipping fee and cost of operations. Waste Diversion programs are expensive, but mandatory and they are the environmentally right thing to do.

## 12. By-Laws

### A) 02-2015 Being a By-Law to Confirm the Proceedings of the EWSWA Board Meeting of March 3, 2015

Moved By Ken Antaya

Seconded By Aldo DiCarlo

THAT By-Law 02-2015, being a by-law to confirm the proceedings of the Board of the Essex-Windsor Solid Waste Authority be given three readings and be adopted this 3rd day of March 2015.

**-Carried Unanimously  
23-2015**

## 13. Next Meeting

The next Authority meeting is scheduled to take place on Wednesday April 8, 2015.

## 14. Adjournment

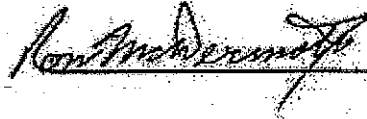
Moved By Fred Francis

Seconded By Ed Sleiman

THAT the Board stand adjourned at 5:15 PM.

**-Carried Unanimously  
24-2015**

All of which is respectfully submitted.



Ron McDermott  
Chair



Ilija Maodus  
General Manager

