

Adopted by Council at its meeting held February 1, 2016 [CR64/2016]

/AC

Windsor, Ontario February 1, 2016

REPORT NO. 328 of the  
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY  
STANDING COMMITTEE  
of its meeting held January 20, 2016

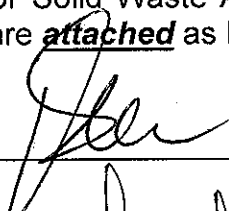
---


Present: Councillor Fred Francis  
Councillor Chris Holt  
Councillor Bill Marra (Chair)  
Councillor Hilary Payne  
Councillor Paul Borrelli

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

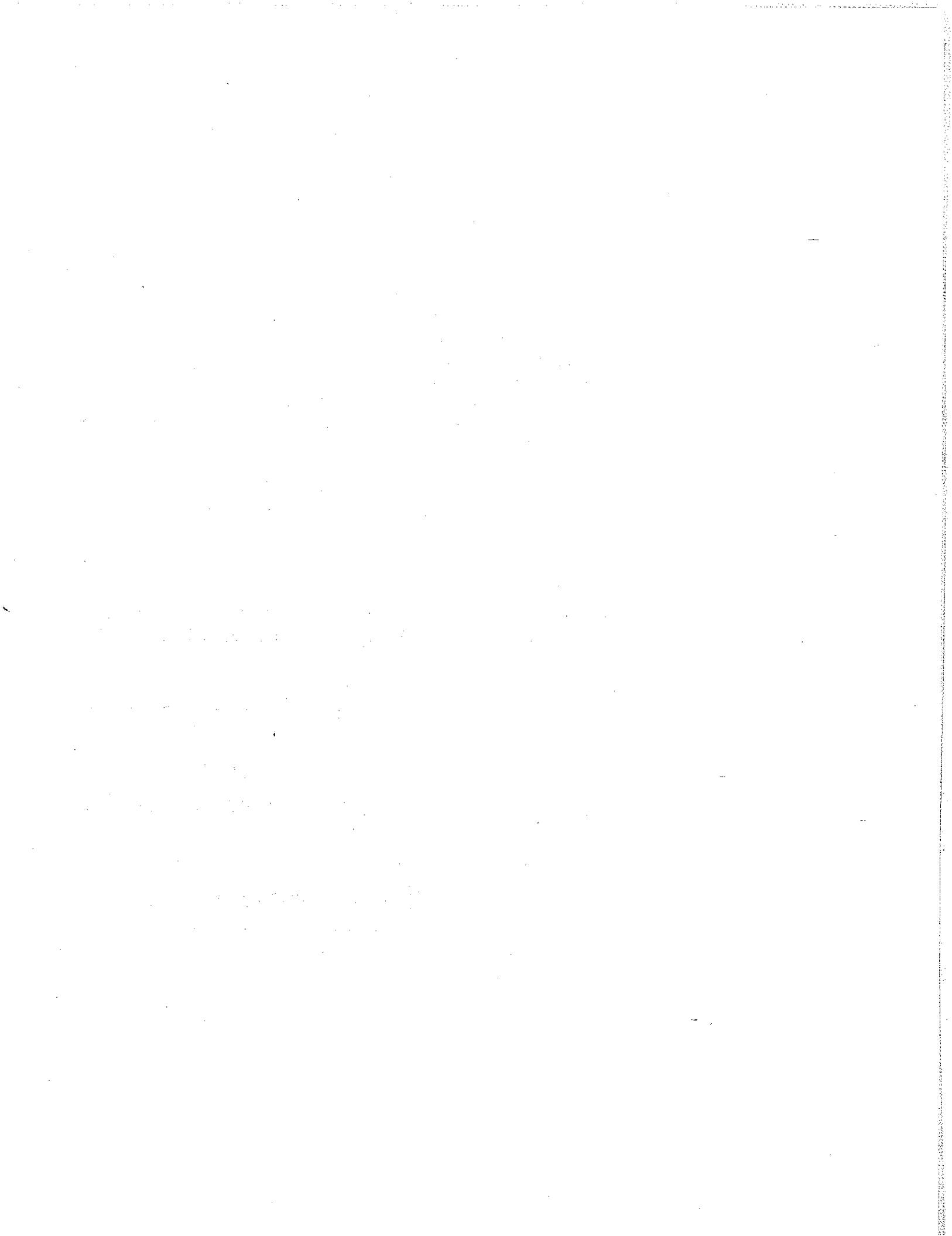
Moved by Councillor Holt, seconded by Councillor Payne,  
That the minutes of the Essex-Windsor Solid Waste Authority Regular Board meeting held September 1, 2015 **BE RECEIVED** for information  
Carried.

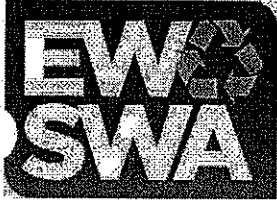
Clerk's Note: The minutes of the Essex-Windsor Solid Waste Authority Regular Board meeting held September 1, 2015 are **attached** as background information.

  
\_\_\_\_\_  
CHAIRPERSON

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

NOTIFICATION:	
NAME	CONTACT INFORMATION





# Essex-Windsor Solid Waste Authority Regular Board Meeting Minutes

**Meeting Date:** Tuesday, September 01, 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
	Hilda MacDonald	County of Essex
	Aldo DiCarlo	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
	Rob Maisonville	Director of Corporate Services / Treasurer
<b>City of Windsor Staff:</b>	Tony Ardovini	Deputy Treasurer Financial Planning
	Dwayne Dawson	Executive Director of Operations, Engineering
	Anne Marie Albidone	Manager of Environmental Services

---

## 1. Call to Order

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

## 2. Declaration of Pecuniary Interest

The Chair called for any declarations of pecuniary interest. Fred Francis declared a conflict with agenda item 9.C) as it relates to his employer. The Chair 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.

**3. Approval of the Minutes**

**A) July 7, 2015 Regular Meeting Minutes**

Moved By Tom Bain

Seconded By Hilda MacDonald

THAT the Minutes from the Essex-Windsor Solid Waste Authority regular meeting, dated July 7, 2015 be approved and adopted.

**-Carried Unanimously  
56-2015**

**4. Business Arising From the Minutes**

There was no business arising from the minutes.

**5. Correspondence**

**A) Letter From City of Windsor RE Request that the 2016 Budget be the Same as the 2015 Budget**

Moved By Ken Antaya

Seconded By Ed Sleiman

THAT the Board receive the letter from City of Windsor Administration as information and to refer it to the 2016 Budget deliberations.

**-Carried Unanimously  
57-2015**

**B) Article "Money Watch" RE: Curbside Recycling Feels the Global Commodity Squeeze – August 20, 2015**

The General Manager discussed the article, noting that the commodity prices that the EWSWA has been able to obtain for the sale of recycled materials has been similar for all markets in North America and Globally. He noted that supply and demand dictate the prices, as with all commodities.

Moved By Rino Bortolin  
Seconded By Fred Francis  
THAT the Board receive the article from Money Watch RE Commodity Prices as information.

-Carried Unanimously -  
58-2015

**6. Delegation**

There were no delegations present.

**7. Finance and Administration**

**A) January to June 2015 –Six Month Financial Operations Review**

The Manager of Finance and Administration provided a summary of the report. She indicated that the purpose of the report was to provide a status of the financial position of the Authority after six months. Notable figures were related to a favourable Total Revenue of \$5,600 as well as favourable Expenditures of \$56,100. She further noted that Municipal Tipping Fee Revenue was unfavourable, as was organics.

The Manager of Finance and Administration discussed the Industrial Commercial and Institutional (ICI) tipping fee revenue was also favourable due to an unbudgeted quantity of soil material that was delivered to the Authority for disposal. She further noted that after six months the Authority is under budget on the sale of recyclable material revenue, which will be elaborated upon in a following report.

Lower than expected expenditures for the hauling of waste and landfill compensation as well as lower diesel fuel prices have contributed to a surplus in those areas however some of the savings have been offset by higher than expected costs for equipment repairs and other programs.

The Manager of Finance and Administration indicated that there will be a full projection for 2015 as well as the presentation of the 2016 budget at the November Authority meeting.

Mr. Payne questioned whether the sale of recyclable materials is trending to lower overall prices.

The Manager of Finance and Administration indicated that the sale of recyclable materials are tied to the market and are sold as commodities. As with any commodity, prices will fluctuate over time but overall in 2015 the market has been more stable with less dramatic fluctuations than have been witnessed in previous years.

Mr. Sleiman questioned whether the variance in recycling participation was related to the lower than expected waste tonnes received as indicated on page 15.

The Manager of Finance and Administration indicated that the two were not necessarily related. More of a factor in the reduced tonnes is time of year and weather conditions. Seasons that see more precipitation generally are followed by increases in organics tonnes. Lightweighting of recyclables has skewed the data as far as participation levels versus tonnes of recyclables collected, people may be participating more, but the weight of the materials is less overall. Both the recycling and waste tonnes are showing decreases.

Ms. MacDonald questioned whether the last six months of the year generally mirror the first six months?

The Manager of Finance and Administration indicated that figures are not necessarily matched in the latter part of the year compared with the first six months. It is difficult to predict what the recycling and waste tonnes that will be collected will be.

Moved By Rino Bortolin

Seconded By Fred Francis

THAT the Board receive the report pertaining to the January to June Six Month Financial Review as information.

**-Carried Unanimously  
59-2015**

#### **B) Appointment of an Auditor for the Essex-Windsor Solid Waste Authority**

Moved By Tom Bain

Seconded By Ken Antaya

THAT the Board approve the appointment of KPMG as the Authority's auditor for a five year period commencing with the fiscal year ending December 31, 2015.

**-Carried Unanimously  
60-2015**

#### **C) Summary of Legal Accounts**

Moved By Fred Francis

Seconded By Aldo DiCarlo

THAT the Board approve the payment of the legal invoice on the statement presented.

**-Carried Unanimously  
61-2015**

## 8. Waste Disposal Issues

### A) Waste From Outside Essex-Windsor

Mr. Francis questioned whether Administration was seeking direction in order to pursue the inquiry further.

The General Manager indicated that the Board has already made a resolution with regard to waste from outside Essex-Windsor, but it was felt that this inquiry was financially significant enough that it warranted being presented to the Board as information. It is at the Board's discretion to make any kind of decision with regard to the opportunity presented in the report.

Mr. Francis questioned until what year the landfill is expected to last and what year was it originally sited to last until.

The General Manager indicated that the site is estimated to last approximately until the year 2040 and was originally sited to last for 25 years to 2022.

Mr. Francis questioned how the estimated tonnes expected to come to Essex-Windsor should the contract be pursued will impact the life expectancy of the landfill site.

The General Manager indicated that the impact would be a reduction by less than one year off the life of the landfill bringing that date to 2039.

Mr. Francis questioned how much revenue would be associated with the tonnes of waste?

The General Manager indicated that the net revenue could be in the area of \$700,000 annually for the duration of the contract.

Mr. Payne questioned how great the deficit on the Authority budget is for 2015.

The General Manager indicated that the budgeted deficit for 2015 is \$670,000.

Mr. Payne questioned what will happen over time, should the Authority continue to budget for annual deficits.

The General Manager indicated that the planned deficits are as a result of the Business Review undertaken in 2011. The Authority is implementing a 10 year forecast model to utilize the funds within the Rate Stabilization Reserve to mitigate to some degree annual increases to municipalities. At the end of the planned deficit period, the Reserve is projected to have a balance of approximately \$4 million. Over time the funds required to operate the landfill and recycling programs will be allocated to municipalities on a full recovery basis. At that point there would be balanced annual budgets.

Mr. Payne questioned what impact this waste from outside Essex-Windsor would have on the budget.

The General Manager indicated that the revenue would reduce the deficit budgeted by \$700,000 annually.

Mr. Payne questioned whether accepting some quantity of waste would eliminate the need for municipalities to offset the deficit in the budget?

The General Manager indicated that the financial model the Authority is using allocates an increase for municipalities over time as part of the budget.

Mr. Payne reiterated that the waste quantity will earn revenue but not enough to offset the planned increase for municipalities, only to settle the budgeted deficit with the impact being a one year reduction in landfill life.

The General Manager confirmed.

Mr. Antaya expressed that the Board has already passed a resolution that waste from outside the region is not to be considered. The debate has been undertaken, the discussions and opinions heard and taken into consideration and from there the decision was made. The matter is not open for debate. Although it is the General Manager's responsibility to advise the Board of proposals, it would not be a responsible consideration for the future of the region to accept any waste from outside Windsor-Essex.

Mr. Sleiman questioned whether there are other municipal landfill sites in Ontario that accept waste from outside of their regions?

The General Manager indicated that there are a couple exceptions that accept a small quantity of waste from outside their own regions, but generally no.

Mr. Sleiman noted that there is a figure of 35,000 tonnes noted in the discussion as what could be a consideration for the Authority as opposed to the proposed 50,000. Why the difference?

The General Manager indicated that the quantity of 35,000 tonnes of waste would be a manageable amount that would not have a great impact on the site. It is also the amount required to be delivered for a customer to get the Authority's bet rate of \$30 per tonne. If administration were instructed to make a recommendation it would not be for the full requested tonnes.

Mr. Sleiman questioned why there is a budgeted deficit in the Authority's finances, shouldn't any costs be allocated to municipalities?

Mr. Bain declared a point of order with regard to untimely discussion on a matter that has already been decided.

The Chair acknowledged the point of order and requested a motion to receive the report.



Moved by Fred Francis

Seconded By Rino Bortolin

That the Board reverse its decision to refuse waste originating from outside Essex-Windsor.

Discussion took place with regard to the procedure for a motion to reconsider a previous decision of the Board.

The General Manager indicated that although a motion to reconsider typically requires a two-thirds majority, in the case of the Authority, given that it has established a new Board since that decision was made, may not require the same ratio for voting.

Mr. Antaya noted that a motion to reconsider requires a two-thirds majority. He further reiterated his concern that importing any amount of outside waste is irresponsible and contravenes the decision already on file by the Board. This Board must protect the best interest of the residents of the City and the County municipalities and conserve landfill space.

Mr. Payne expressed a civic responsibility and duty as an elected official that the best interest of the voting public must always be at the forefront of every decision, and that includes controlling costs by balancing budgets. Voters and property owners do not want to see increases to their taxes as much as they don't want to see outside waste in the landfill. What must be considered is what is best for all parties and discuss the implications of a one year reduction over the life of the landfill as compared to a deficit budget. Which is more significant?

Mr. Bain declared a point of order on the same premise of discussion on a previously decided issue.

Mr. Payne requested a recorded vote.

The Chair called the question.

Moved by Fred Francis

Seconded By Rino Bortolin

That the Board reverse its decision to refuse waste originating from outside Essex-Windsor.

**-Defeated**

In Favour – Payne, Francis, Bortolin

Opposed – Sleiman, MacDonald, Antaya, DiCarlo, Bain and McDermott

Moved By Ken Antaya

Seconded By Tom Bain

THAT the Board receive the report pertaining to the waste originating from outside Essex-Windsor as information.

**-Carried Unanimously -  
62-2015**

**B) Regional Landfill Gas and Feed-In Tariff (FIT) 4 Application**

The General Manager noted that the recommendation within the report is that the Board support the submission of an application under FIT 4 by IGRS and in collaboration with the Essex-Windsor Solid Waste Authority pertaining to the Regional Landfill gas and energy production. The Authority has made several other applications in previous years however, those have not been successful in securing a project. There is no downside to submitting an application.

Mr. Bortolin questioned what the timeline was for submitting the application and final approval.

The General Manager indicated that the application period is September 30 to October 23, 2015 while it is uncertain as to the exact approval date but that it would be sometime in 2016.

Mr. Sleiman asked what is it that the Authority will benefit from the agreement with IGRS?

The General Manager indicated that any proposals and approvals will be brought back to the Board for review and consideration before any agreements are arranged.

Moved By Ken Antaya

Seconded By Fred Francis

THAT the Board of the Essex-Windsor Solid Waste Authority supports a FIT 4 application as submitted by IGRS, and in collaboration with the Essex-Windsor Solid Waste Authority, pertaining to the Regional Landfill located in the Town of Essex.

**-Carried Unanimously  
63-2015**

---

**9. Waste Diversion Issues**

**A) Gold Star Recycling Program**

The Manager of Waste Diversion provided a summary of his report.

Mr. McDermott questioned how the labour of existing students could be allocated to another project without impacting existing operations?

The Manager of Waste Diversion indicated that the workloads and hours of work will be re-allocated.

Moved By Rino Bortolin

Seconded By Ed Sleiman

That Authority staff be instructed to include a budget estimate for a "Gold Star" program as an option in the 2016 draft EWSWA Budget.

**-Carried Unanimously  
64-2015**

**B) Sale of Recyclable Materials – Six Month Report 2015**

The Manager of Waste Diversion indicated that if the Board required any clarification on the report he could answer any questions.

Moved By Tom Bain

Seconded By Ed Sleiman

THAT the Board receive the Sale of Recyclable Materials – Six Month Report 2015 as information.

**-Carried Unanimously  
65-2015**

**C) Recycling Contract Extension for County Collection and Processing of All Essex-Windsor Recyclables**

Further to the previously declared conflict, Mr. Francis removed himself from discussion on the matter.

The General Manager summarized the report and noted that the benefit of extending the existing contract with WDS is such that the extension will allow other City and County collection contracts to coincide with the expiry date, thus making it possible to issue a tender that encompasses a collective contract and possibly achieve an economy of scale in the future. If the Board does not wish to extend this contract then, the Authority would issue a new tender in the near future to follow the existing contract expiry date of August 27, 2016.

Mr. Antaya questioned whether the contractor was agreeable to the extension.

The General Manager indicated that the contractor agreed to the extension.

Moved By Ed Sleiman

Seconded By Ken Antaya

THAT the Board approve the extension of a contract between the Essex-Windsor Solid Waste Authority and Windsor Disposal Services Ltd., which expires August 27, 2016, to November 30, 2017 under the same terms and conditions as are contained in the current specifications and contract document for the provision of the collection of recyclables in the seven County municipalities and for the required labour to process all recyclables from the seven County municipalities and the City of Windsor at the Authority owned recycling centres.

**-Carried Unanimously  
66-2015**

**10. Any Other Business**

There was no other business raised.

**11. By-Laws**

**A) 06-2015 Being a By-Law to Confirm the Proceedings of the EWSWA Board Meeting of September 1, 2015**

Moved By Tom Bain

Seconded By Aldo DiCarlo

THAT By-Law 06-2015, 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 1st day of September 2015.

**-Carried Unanimously  
67-2015**

**12. Next Meeting**

The next Authority meeting is scheduled to take place on Tuesday October 6, 2015.

**13. Adjournment**

Moved By Rino Bortolin  
Seconded By Fred Francis  
THAT the Board stand adjourned at 5:20 PM.

**-Carried Unanimously  
68-2015**

All of which is respectfully submitted.

  
\_\_\_\_\_  
Ron McDermott  
Chair

  
\_\_\_\_\_  
Ilija Maodus  
General Manager

