



Agenda Item Summary Sheet

Item No: **J-2**
Meeting Date: **February 5, 2020**

Item Title: Town Manager Ogburn – Sanitation/Recycling

Item Summary: Due to changes in the recycling market, we have been notified from our contractor that our material is being incinerated at a plant in Portsmouth, Va. rather than being recycled. We have received a three-month approval from the NC Department of Environmental Quality and the Executive Director of the Albemarle Solid Waste Authority has agreed to allow us to temporarily divert our recycling materials to an incinerator. The state DEQ is working to provide a solution for communities in North Carolina to continue recycling and providing markets for recycling materials. However, those solutions will likely take time.

Consideration of changes to the contract - In the meantime, the Board will need to decide if it wants to amend our contract with Bay Disposal as they are currently in violation of the following section:

Disposition of Recyclable Materials

The CONTRACTOR shall be responsible for all recyclables collected in accordance with this CONTRACT. **No more than 10% by weight of all collected recyclable materials is to be land filled and/or incinerated without the express, written permission from the TOWN.**

We could either amend the contract, write the letter granting permission for 100% of the materials to be incinerated, or cancel the contract.

Consideration of changes to the winter sanitation/recycling schedule – Please see Attachment 1.

Consideration of ordinance to rescind Town Code Sec. 30-6(e) *Storage and removal of trash and recycling carts* - Please see Attachment 2.

Number of Attachments: 2

Specific Action Requested: Provided for Board discussion.

Submitted By: Administration

Date: January 29, 2020

Finance Officer Comment:

Signature: Amy Miller

Date: January 29, 2020

Town Attorney Comment: I will participate in the discussion as necessary.

Signature: John Leidy

Date: January 29, 2020

Town Manager Comment and/or Recommendation:

However, staff was made aware through communications on Thursday, January 30 with Matt James, Division of Environmental Assistance and Customer Service with the NC Department of Environmental Quality, that there is a company interested in pursuing a recycling facility in eastern NC. Mr. James assured staff that this is a reputable company with the capital to be able to make this investment work. However it's too early to know if this will come to fruition and even if it does we still don't know the cost of the tipping fees the company would charge. We would also need to contract with a hauler to deliver the material to the potential new site. The Board may want to delay taking any action on amending the sanitation/recycling schedule to allow for more time to consider this option if it becomes more realistic.

The Board would still need to amend the contract or grant written permission to divert the material to an incinerator to coincide with the 3 months that DEQ has permitted us to do so.

Signature: Cliff Ogburn

Date: January 29, 2020