

SUMMARY OF ACTION
SANTA FE SOLID WASTE MANAGEMENT AGENCY
JOINT POWERS BOARD
LEGAL CONFERENCE ROOM
SANTA FE COUNTY ADMINISTRATION BUILDING
102 GRANT AVENUE
THURSDAY, AUGUST 15, 2019, 5:00 PM

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None.		
 <u>CONSENT CALENDAR</u>		
REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH BLUEWATER ENVIRONMENTAL CONSULTING OF SANTA FE, NM, FOR ENVIRONMENTAL SERVICES FOR THE CAJA DEL RIO LANDFILL AND BUCKMAN ROAD RECYCLING AND TRANSFER STATION (RFP NO. '16/56/P)	APPROVED ON CONSENT	2
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**AGREEMENT WITH ALLIED
UNIVERSAL SECURITY SERVICES
OF ALBUQUERQUE, NM, FOR
SECURITY SERVICES FOR THE
SANTA FE SOLID WASTE MANAGEMENT
AGENCY (RFB NO. '17/01/B)**

**REQUEST FOR APPROVAL OF
AMENDMENT NO. 1 TO THE PRICE
AGREEMENT FOR BULK FUEL TO
MULTIPLE VENDORS AT THE SAME
PRICE, TERMS AND CONDITIONS)
BID NO. '19/02/B); AND** **APPROVED ON CONSENT** **4**

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EXECUTIVE SESSION

**DISCUSSION OF LIMITED PERSONNEL
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SECTION 10-15-1 (H)(2).** **INFORMATION/DISCUSSION** **7-8**

**ACTION ON ITEMS DISCUSSED DURING
EXECUTIVE SESSION**

**POSSIBLE ACTION(S) REGARDING THE
EMPLOYMENT AGREEMENT BETWEEN
THE EXECUTIVE DIRECTOR RANDALL
KIPPENBROCK AND THE SANTA FE
SOLID WASTE MANAGEMENT AGENCY.** **APPROVED** **8**

NEXT MEETING

SEPTEMBER 19TH

8

ADJOURNMENT

ADJOURNED

8

SFC CLERK RECORDED 10/16/2019

**SANTA FE SOLID WASTE MANAGEMENT AGENCY
JOINT POWERS BOARD
LEGAL CONFERENCE ROOM
SANTA FE COUNTY ADMINISTRATION BUILDING
102 GRANT AVENUE
THURSDAY, AUGUST 15, 2019, 5:00 PM**

I. CALL TO ORDER

The meeting of the Santa Fe Solid Waste Management Agency Joint Powers Board was called to order by Councilor Renee Villarreal, Chair, at 5:00 pm on Thursday, August 15, 2019, at the Santa Fe County Administration Building, 102 Grant Avenue, Santa Fe, New Mexico.

II. ROLL CALL

MEMBERS PRESENT

Councilor Renee Villarreal, Chair
Commissioner Anna Hansen, Vice Chair
Commissioner Ed Moreno
Councilor Michael Harris
Commissioner Anna Hamilton
Councilor JoAnne Vigil Coppler

MEMBERS ABSENT

OTHERS PRESENT

Randall Kippenbrock, Executive Director, SWMA
Rosalie Cardenas, SWMA
Nancy Long, Long, Komer and Associates
Olivia Romero, Santa Fe County
Les Francisco, Santa Fe County
Shirleen Sifton, City of Santa Fe, Environmental Services
Elizabeth Martin, Stenographer

III. APPROVAL OF AGENDA

MOTION A motion was made by Commissioner Hamilton, seconded by Commissioner Hansen, to approve the agenda as presented.

VOTE The motion passed unanimously by voice vote.

IV. APPROVAL OF CONSENT CALENDAR

Councilor Harris pulled item B for discussion.

MOTION A motion was made by Commissioner Hansen, seconded by Commissioner Hamilton, to approve the consent calendar as amended.

VOTE The motion passed unanimously by voice vote.

**V. APPROVAL OF MINUTES
JULY 18, 2019**

Mr. Kippenbrock said on page 5 it should be eight tenths of a mile and on page 7 it should be MRF.

MOTION A motion was made by Commissioner Hansen, seconded by Councilor Harris, to approve the minutes as amended.

VOTE The motion passed unanimously by voice vote.

VI. MATTERS FROM THE PUBLIC

None.

VII. CONSENT CALENDAR

- A. REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH BLUEWATER ENVIRONMENTAL CONSULTING OF SANTA FE, NM, FOR ENVIRONMENTAL SERVICES FOR THE CAJA DEL RIO LANDFILL AND BUCKMAN ROAD RECYCLING AND TRANSFER STATION (RFP NO. '16/56/P); AND**
- 1. EXTEND THE TERM OF THE AGREEMENT THROUGH AUGUST 18, 2020.**
 - 2. INCREASE THE AMOUNT OF COMPENSATION BY \$31,750 FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$179,675.**

Approved on consent.

SFC CLERK RECORDED 10/16/2019

B. REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO THE SERVICES AGREEMENT WITH ALLIED UNIVERSAL SECURITY SERVICES OF ALBUQUERQUE, NM, FOR SECURITY SERVICES FOR THE SANTA FE SOLID WASTE MANAGEMENT AGENCY (RFB NO. '17/01/B); AND

- 1. EXTEND THE TERM OF THE AGREEMENT THROUGH AUGUST 18, 2020.**
- 2. INCREASE THE AMOUNT OF COMPENSATION BY \$92,558.00 FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$365,796.69**

Councilor Harris said we had a very serious discussion at the Airport Advisory Board regarding their performance. We had a sleeping security guard at the Airport and were fined \$35,000 by TSA. The City has to pay that and be reimbursed by Universal. That guard was fired and another guard was fired as well. This is the second incident for them. We have established a different protocol. The problem also with TSA is they required an armed guard so the guard was armed. Here at Solid Waste we have Level 1 guards. What kind of performance have you seen. He felt he should bring it up. Also he did not quite understand that we have a Level 1 and a supervisor weekly and a vehicle. Do we need two security officers.

Mr. Kippenbrock said it is one employee from Thursday evening through Sunday and one person Monday to early Thursday evening. The Supervisor is responsible for all the paperwork.

Commissioner Hamilton asked do you have information on the source of the problem with guards sleeping and fired. Is it training or job requirements and selection criteria.

Councilor Harris said prior to Allied Universal we had Chavez in certain locations. They were followed by G4S who was really bad and we got rid of them. He would expect Level 3 to be screened as to experience and attitude. Beyond that he doesn't really know the process.

Mr. Kippenbrock said he is very critical of who they bring on site. The Level 1 guard we have has been with us at least three years and the Supervisor seven years. They are from Santa Fe and are responsible. You get some people who don't work and we can't accept that. We are on top of that.

Councilor Harris said he really questioned the qualifications of a certain individual on another occasion.

Mr. Kippenbrock said Allied Universal is a \$5 billion company. The Albuquerque

branch oversees the Santa Fe area.

Councilor Harris said generally they are getting higher marks than G4S. It is important that you have civility with the personnel. He is not going to oppose this amendment, but wanted to hear what you had to say.

Commissioner Hamilton said it is not hard to imagine that the training is inadequate.

Councilor Harris said he meets with the City Manager on Monday and will put this on the agenda. He will talk to Allied Universal about performance and training for Level 3.

Commissioner Hansen said seeing that these individuals have been with you for years gives her a bit more reassurance.

MOTION A motion was made by Commissioner Hansen, seconded by Councilor Vigil Coppler, to approve the request.

VOTE The motion was approved unanimously by voice vote.

Commissioner Hamilton said thank you for bringing that up Councilor Harris.

C. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO THE PRICE AGREEMENT FOR BULK FUEL TO MULTIPLE VENDORS AT THE SAME PRICE, TERMS AND CONDITIONS)BID NO. '19/02/B); AND

- 1. EXTEND THE TERM OF THE AGREEMENT THROUGH AUGUST 24, 2020.**

Approved on consent.

VIII. MATTERS FROM THE EXECUTIVE

Mr. Kippenbrock said he and Nancy Long met with in the office of the NM Environment Department Cabinet Secretary with the Hazardous Waste Bureau Chief, the Division Director and NMED by phone. The bottom line is we did not get any results in the conversation. They issued a penalty on the violation of \$57,000. They were going to send us the information and we have not received it yet. What we did learn was when it comes to radiation DOE is self regulated. The Hazardous Bureau cannot supercede that. They have no control of it. They do have a group of people at the Environment Department designated just for LANL.

Commissioner Hansen said they have an Oversight Bureau.

Mr. Kippenbrock said that is what he is talking about. We were hoping for more and explained our situation. They indicated a lack of communication in notifying us of waste coming in to us. They said they would do a better job of that.

Commissioner Hansen asked who is being fined the \$57,000.

Mr. Kippenbrock said we have not seen the notice of violation yet.

Ms. Long said it is a government fine probably. DOE or the Nuclear Safety Agency. We will get that information. On the communication issue we did not understand why we are getting push back from Solid Waste. They said that has to do with Hazardous Waste. They said the Bureaus do have to talk more and will do a better job and report. That was our major complaint. We had to find out about it way after it happened by seeing it in the paper. They did get that message. If they will follow up on it or not is still a question. John Keeling and Jennifer Hower, General Council and Stephanie Stringer, Division Director were present. Mr. Kippenbrock asked about any enforcement or possible enforceable action against the waste hauler. They said they would look at that again. They had not taken any action against the hauler. We thought that should be looked at as well.

Ms. Long said when we get the final order we will get that to you.

Chair Villarreal thanked Mr. Kippenbrock and Ms. Long for representing the Agency and the Board,

Mr. Kippenbrock said today marks one month with the new recycling operation. The first couple of weeks were shaky and rough in terms of sorting out the material. Cardboard, mixed paper and mixed containers. Their goal is to market the material. The cardboard is going to a mill in LA. The mixed containers will go to Juarez, Mexico to further sort it out. They have yet to send out a test load to see if it works or not. Mixed paper will go to Mexico as well. There is very little value to that. Our contamination rate has been 20% to 25%. We are seeing it at less than 20%. Until we do an audit we will not know for sure. We expect them to give us a higher value on some of it.

Commissioner Hansen asked are we capable of recycling 1 and 2 plastics.

Mr. Kippenbrock said they are packaged as a mixed container bale to be sorted in Juarez, Mexico. We are doing 1-7 in the mix. 80% of the plastic is from 1 and 2. We will have a better picture after an audit.

Chair Villarreal asked where does it go from Juarez.

Mr. Kippenbrock said we do not have that answer yet. If we were able to sort the 1 and 2 plastic it would end up in the southeast.

Commissioner Hamilton said in the long run she can't get around the idea that the potential efficiencies were before single stream. There was less contamination. You would think keeping marketable recycling separate rather than mixing it is more efficient. It seems like we are spending a lot of effort to generate a certain amount of trash.

Ms. Sitton said single stream does include participation and is safer for collection. It was still mixed containers with glass separate. The mixed containers are the only things mixed now that were not before.

Councilor Harris asked do they still have a mountain to deal with.

Mr. Kippenbrock said it has come down.

IX. MATTERS FROM THE BOARD

Councilor Harris said he was at the transfer station today and he wants to compliment your staff. The guy out there was trying to monitor behavior with the green waste. Your employee was very good about working with the guy who dumped in the wrong spot. On the other side they did not have waste, but hassled our employee to the point of saying there is so much dust out here. Our employee was calm, cool and collected. He talked to two employees and they handled themselves well.

Commissioner Moreno said he has a new employee in the County. Olivia Romero just started recently with him.

Ms. Romero said she a writer and artist and glad to be here. She is learning a lot and it is wonderful working with Commissioner Moreno. She is getting a crash course and is going to meetings to try to soak up everything. She worked with the Northern New Mexico Acequia Association for years. It is exciting to learn and support constituents.

Chair Villarreal said welcome.

X. MATTERS FROM STAFF - AGENCY, CITY, COUNTY

Ms. Sitton said we are in the last couple of weeks of our office remodel. We have completed pieces of Rubicon and are finishing up the pieces for creating on call tickets and graffiti tickets. We just finished the pre and post trip. Once we all get back in the office we will work with the PIO in the Mayor's Office to do promotion about it and customer service. Our outreach coordinator met with Randall last week on a

promotional and outreach campaign about the new recycling partnership. We are excited about it. It will give us the opportunity to know what is in recycling and people to see and understand why we are asking them to recycle correctly.

Commissioner Moreno said he is more familiar with the transfer station living in El Dorado. Do you monitor the volumes of the transfer stations around the County.

Mr. Kippenbrock said we do.

Commissioner Moreno asked could you produce a report with a years worth of information.

Mr. Kippenbrock said yes he can and will do that. The ticketing program has a thing called origin and we can do a report from that as to where it is coming from.

Commissioner Moreno said it would be interesting to know where the neighborhoods differ. Maybe engage a sociologist to see what we look like.

Commissioner Hansen said most of her constituents, if they go somewhere, they go to BuRRT. In Las Companas we did a program of separate haulers and she told Las Companas they would be better off if they just used one hauler with individual contracts. They have done that. MCT is the contractor.

Councilor Harris said you served them well.

XI EXECUTIVE SESSION

A. DISCUSSION OF LIMITED PERSONNEL MATTERS REGARDING THE EXECUTIVE DIRECTOR; PURSUANT TO NMSA 1978, SECTION 10-15-1 (H)(2).

MOTION A motion was made by Commissioner Hansen, seconded by Councilor Harris, to enter into Executive Session.

VOTE The motion passed unanimously by roll call vote as follows:
Councilor Harris - yes, Councilor Vigil Coppler - yes, Commissioner Hansen - yes, Commissioner Hamilton - yes, Commissioner Moreno-yes, Chair Villarreal - yes.

The Board entered into Executive Session at 5:43 pm

MOTION A motion was made by Councilor Vigil Coppler, seconded by Commissioner Hamilton, to return to the regular meeting.

VOTE The motion passed unanimously by voice vote.

The Board returned to the regular meeting at 6:02 pm.

VII. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION

A. POSSIBLE ACTION(S) REGARDING THE EMPLOYMENT AGREEMENT BETWEEN THE EXECUTIVE DIRECTOR RANDALL KIPPENBROCK AND THE SANTA FE SOLID WASTE MANAGEMENT AGENCY.

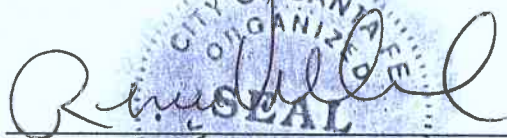
MOTION A motion was made by Councilor Vigil Coppler, seconded by Commissioner Moreno, to award a 3% increase to Mr. Kippenbrock.

VOTE The motion passed unanimously, including the Chair, by voice vote.

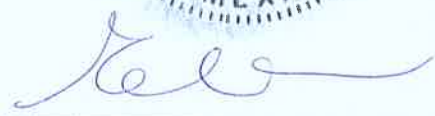
**XIII. NEXT MEETING
SEPTEMBER 19TH**

XIV. ADJOURNMENT

There being no further business before the Board the meeting adjourned at 6:15 pm.




Councilor Renee Villarreal, Chair



Elizabeth Martin, Stenographer

Attested to by:




Yolanda Vigil, City Clerk

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

SWAC MINUTES
PAGES: 11



I Hereby Certify That This Instrument Was Filed for Record On The 16TH Day Of October, 2019 at 08:47:50 AM And Was Duly Recorded as Instrument # **1899482** Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Geraldine Salazar
Deputy  County Clerk, Santa Fe, NM