



AGENDA

Minutes of Meeting

ESSEX COUNTY SOLID WASTE ADVISORY COUNCIL
MEETING OF January 27, 2015 HELD ON FEBRUARY 10, 2015 DUE TO WEATHER. AT
GARIBALDI HALL, ESSEX COUNTY ENVIRONMENTAL CENTER, 621 EAGLE ROCK
AVE., ROSELAND NEW JERSEY.

START TIME: 1:05 PM

1. Call to Order at 1:04 P.M. – Chairman Nick Salese
2. Open Public Meetings Statement – Wayne DeFeo, ECUA
3. Roll Call – Introductions for benefit of guests
4. Approval of Minutes for November Meeting
 - a. Deferred to March Meeting
5. Chairperson’s Comments – Nick Salese, West Orange
6. Committee Reports
 - a. Covanta
 - i. Concrete work has started on the tipping floors this week. Curing will take a week.
 1. On the 23rd there will be a second round of repairs made. This will result in some delays on the tipping floor.
 2. Report on scheduled outages:
 - a. March 16-27 is next scheduled outage.
 3. Administrative Action on ID25 waste.
 - a. Jack met with Ironbound Community Corporation to discuss the issue.
 - b. ECUA – DeFeo Associates
 - i. Status of 2014 Tonnage Submissions –
 1. Information has been coming in and will be distributed to the Towns as it is compiled.
 - ii. E-waste hearings – An outline was provided on the legislative hearings that have begun on electronic waste.
7. Old Business
 - a. SWAC Resolution member update – Need updates from the following towns:
 - i. Belleville
 - ii. Irvington
 - iii. Montclair
 - iv. Newark
 - b. Ordinance Update Status – Still pending most of the municipalities.
8. New Business
 - i. Galaxy Recycling Bankruptcy – A summary was provided to the members regarding the bankruptcy. The following advice was provided.
 1. Check your contracts for performance bonds.
 2. Be certain that the bonds are current.

3. Be aware that back payments can be required from a bankruptcy court that can take money away from towns already paid to them. Money should be banked until clarification on funds has been received.
9. Public Comments – Chairman Salese opened the meeting to public comments.
 - a. None being made, the comment period was closed.
10. Presentation(s)
 - a. NJDEP – Report on Electronics Recycling
 - i. Frank Pillere & Dana Lawson of the NJDEP presented information regarding the status of Electronics Recycling in New Jersey
 1. The problem has arisen because there was no anticipation in the current law that E-waste markets would change so quickly.
 - a. CRT plants are closed. Thus CRT's are negative in value.
 - i. Drop in the market caused significant disruptions in the market.
 - b. Some recyclers have started to charge fees for CED's in NJ.
 - i. This is prohibited in NJ. – For CED's manufacturers must cover all costs for this program.
 2. DEP sent out letters to all parties on this issue.
 - a. Clarifies the responsibilities of manufacturers.
 - b. 2015 plans from manufacturers MUST not result in charges for consumers for the recycling of CED's.
 3. Local government is not required to provide e-waste recycling programs.
 - a. Local government is permitted to enter a contract that requires a payment to an e-waste recycler.
 - i. If the town elects to pay for the recycling, they will receive a letter from DEP asking for details on tonnage and types.
 1. Authorized recyclers in a manufacturers' plan, must meet R2 and/or E-stewards recycler
 2. TOWNS SHOULD ONLY ENTER CONTRACTS WITH RECYCLERS THAT ARE IN A MANUFACTURERS' APPROVED PLAN AND THE TOWN'S SITE SHOULD BE LISTED AS AN APPROVED SITE IN THAT APPROVED PLAN.
 4. DEP will provide historical plan approval information to ECUA and we will forward to the municipalities.
 - ii. There were a number of questions as to who is a licensed recycler in NJ. This information will be provided to the municipalities.
 - iii. **To determine if a charge is supposed to be reimbursed to the towns, they will need to be in touch with DEP and provide tonnage receipts that can be compared to the manufacturers responsibility for the CEDs. This will determine whether or not there is a refund to be made.**
 1. ECUA to survey the towns and get that information.

- iv. The 2015 plans will be more heavily scrutinized on a going forward basis from each manufacturer.
 - 1. DEP is asking for a list of the recyclers in each plan.
 - 2. A list of the manufacturer's authorized recyclers.
 - 3. The tonnage obligations for each manufacturer.
- v. Under the current law, the recycler for a manufacturer cannot stop collecting the material if the allotment is met before the end of the year. However, the allotments are large enough that this should not happen.
- vi. DEP was authorized to have 6 staff. None were hired.
 - 1. There is now more staff for the e-waste issues.
- vii. DEP has been working to draft notices of non-compliance regarding e-waste to non-conforming manufacturers.
- viii. DEP would prefer more data as a means of checks and balances on the manufacturers.

11. Adjournment at 2:30 P.M.