

JEFFREY K. BARTON

Clerk to the Board



December 20, 2011

SOLID WASTE DISPOSAL DISTRICT MEETING MINUTES

The Board of Commissioners of the Solid Waste Disposal District met at the County Commission Chambers, 1801 27th Street, Vero Beach, Florida, on Tuesday, December 20, 2011. Present were Chairman Gary C. Wheeler, Vice Chairman Peter D. O'Bryan, Commissioners Wesley S. Davis, Joseph E. Flescher, and Bob Solari. Also present were County Administrator Joseph A. Baird, County Attorney Alan S. Polackwich, Sr., and Deputy Clerk Maureen Gelfo.

Chairman Wheeler called the meeting to order at 2:38 p.m.

15.B.1. APPROVAL OF MINUTES MEETING OF OCTOBER 18, 2011

The Chairman asked if there were any corrections or additions to the Minutes of the Regular Meeting of October 18, 2011. There were none.

ON MOTION by Commissioner Solari, SECONDED by Commissioner Flescher, the Board unanimously approved the Minutes of the Regular Meeting of October 18, 2011, as written.

**15.B.2. RETENTION OF SPECIALIZED OUTSIDE COUNSEL FOR
ENVIRONMENTAL & SOLID WASTE PROJECTS**

MOTION WAS MADE by Commissioner Flescher,
SECONDED by Vice Chairman O'Bryan, to approve
staff's recommendation.

Vice Chairman O'Bryan noted that only \$20,000 of the \$25,000 not-to-exceed amount specified in the original agreement has been paid to outside counsel. He wanted to know if the \$5,000 amount would be used or if the new contract would supersede it.

Himanshu Mehta, Managing Director Solid Waste Disposal District, explained that close to \$25,000 will be spent once the final bill is received for the Landfill Gas Interconnect Agreement with INEOS New Planet BioEnergy; the \$20,000 is an additional amount.

The Chairman CALLED THE QUESTION, and the Motion carried unanimously. The Board approved: (1) the continuation of outside specialized counsel with the law firm of Gardner, Bist, Wiener, Wadsworth, Bowden, Bush, Dee, LaVia & Wright, P.A., for a not-to-exceed budget of \$20,000; and (2) authorized the Chairman to execute the engagement letter for environmental law services, as recommended in the memorandum of December 13, 2011.

DOCUMENT ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD

15.B.3. REQUEST FOR GENERAL FUNDS – PACE PROJECT AND OTHER
COMMUNITY PROJECTS

ON MOTION by Vice Chairman O’Bryan, SECONDED by Commissioner Flescher, the Board unanimously authorized the donation of up to \$11,000.00 to the Protocol for Assessing Community Excellent (PACE) program from the General Fund Reserve for Contingencies for the sole purpose of paying associated landfill fees, as recommended in the memorandum of December 12, 2011.

ALL BACKUP DOCUMENTATION, RESOLUTIONS, AND ORDINANCES ARE ON FILE IN THE OFFICE OF THE CLERK TO THE BOARD AND ARE HEREBY MADE A PART OF THESE MINUTES

There being no further business, the Chairman declared the meeting adjourned at 2:39 p.m.

ATTEST:

Jeffrey K. Barton, Clerk

Gary C. Wheeler, Chairman

Minutes Approved: _____

SWDD/MG/2011Minutes