

AT A MEETING OF THE NEW RIVER RESOURCE AUTHORITY  
HELD ON WEDNESDAY, JANUARY 25, 2023, AT NOON,  
NRRRA ADMINISTRATION BUILDING,  
DUBLIN, VIRGINIA:

PRESENT: Mr. Barry Helms, Chairman  
Mr. Paul Baker, Vice-Chair  
Mr. Robert Asbury, Member  
Mr. Dirk Compton, Member  
Mr. Steve Fijalkowski, Member  
Mr. Tye Kirkner, Member  
Mr. Tom Starnes, Member  
Mr. Jonathan Sweet, Member

STAFF: Mr. Joseph Levine, NRRRA Executive Director  
Ms. Marjorie Atkins, NRRRA Recording Secretary  
Mr. David Rupe, NRRRA Administrative & Compliance Manager  
Mr. Howard Estes, NRRRA Legal Counsel  
Ms. Sherry Johnson, NRRRA Administrative Assistant  
Ms. Monica Furrow, NRRRA Administrative Assistant

GUESTS: Mr. Brian Tew, Thompson & Litton, Inc.

Chairman Helms called the meeting to order.

The motion to approve the January 25, 2023, agenda was made by Mr. Baker. The motion was seconded by Mr. Compton and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The Chairman opened the floor for nominations for the office of Chairman.

The motion to nominate and elect Mr. Paul Baker as Chairman was made by Mr. Fijalkowski. The motion was seconded by Mr. Starnes and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>abstain</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion to nominate and elect Mr. Steve Fijalkowski as Vice-Chairman was made by Mr. Baker. The motion was seconded by Mr. Asbury and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion to nominate and elect Mr. Robert Asbury as Secretary/Treasurer was made by Mr. Starnes. The motion was seconded by Mr. Baker and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion to approve the minutes of the November 16, 2022, Board Meeting, as presented, was made by Mr. Baker. The motion was seconded by Mr. Fijalkowski and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>abstain</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion to approve the minutes of the November 16, 2022, Audit Committee Meeting, as presented, was made by Mr. Asbury. The motion was seconded by Mr. Baker and approved by a recorded roll call vote of the Authority's Audit Committee as follows:

Mr. Asbury	<u>yes</u>
Mr. Baker	<u>yes</u>
Mr. Helms	<u>yes</u>

The motion to approve the minutes of the December 7, 2022, Budget Committee Meeting, as presented was made by Mr. Fijalkowski. The motion was seconded by Mr. Starnes and approved by a recorded roll call vote of the Authority's Budget Committee as follows:

Mr. Fijalkowski	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Starnes	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion to approve the minutes of the January 11, 2023, Budget Committee Meeting was made by Mr. Starnes. The motion was seconded by Mr. Sweet approved by a recorded roll call vote of the Authority's Budget Committee as follows:

Mr. Fijalkowski	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Starnes	<u>yes</u>	Mr. Helms	<u>yes</u>

No Old Business was presented for the agenda.

New Business and Administrative Items included Items of Consent.

The Check List for the months of November and December 2022 were included in the Agenda.

The motion to approve the Check Lists for the months of November and December 2022 was made by Mr. Starnes. The motion was seconded by Mr. Baker and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>no</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>



The draft Financial Statements for November and December 2022 were presented.

The motion to approve the draft Financial Statements for November and December 2022, as presented was made by Mr. Sweet. The motion was seconded by Mr. Fijalkowski and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion to ratify Area D Pay Request 29, paid in December, in the amount of \$28,646.08 was made by Mr. Asbury. The motion was seconded by Mr. Baker and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion to approve Area D Pay Request 30 in the amount of \$1,424.00 was made by Mr. Baker. The motion was seconded by Mr. Asbury and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion to authorize the Executive Director to pay Area D Pay Request 31 in February and to ratify the Request at the March meeting was made by Mr. Compton. The motion was seconded by Mr. Baker and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

Mr. Helms made the motion on behalf of the Budget Committee to recommend the Proposed Budget for FY 2023/24 be adopted by the NRRRA Board. The motion was seconded by Mr. Starnes and Mr. Helms opened the floor for discussion. Mr. Asbury asked Mr. Levine if there were any significant unforeseen changes in waste streams or revenues that were not included in the proposed budget. Mr. Levine answered, not at this time. Mr. Sweet asked how did variables like COLA and raises discussed by the Budget Committee factor into the budget. Mr. Helms and Mr. Levine answered the amounts originally proposed were included in the budget presented. Mr. Helms stated that difference provided a cushion. Mr. Sweet noted the increase in legal fees proposed. Mr. Helms noted that review for renewal of member agreements will begin next budget year. Mr. Estes explained that agreements must be renewed, per State Code, at least every forty years. Mr. Baker added that legal counsel provides valuable service of attending General Assembly sessions and keeping the Authority advised of potential solid waste legislation.

Mr. Sweet proposed that since the increase in legal services seemed to be a priority of the Board that \$30,600 be taken from the Board Member Compensation line item and applied to the Legal Services line item. Mr. Helms noted that the budget was balanced and he did not see a need for that. Mr. Helms asked for further discussion. No other discussion was offered, and Mr. Helms called for the vote to approve the proposed budget.

The motion to adopt the proposed FY 2023/2024 Budget was made by Mr. Starnes. The motion was seconded by Mr. Baker and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>no</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

Mr. Helms noted that the Board needed to schedule a Public Hearing to be held at the March meeting as part of the Budget process.

**NEW RIVER RESOURCE AUTHORITY  
PUBLIC HEARING  
NOTICE OF PROPOSED WASTE DISPOSAL AND TIPPING FEE RATE INCREASES**

*New River Resource Authority (“NRRR”) provides, among related services, waste disposal services for the businesses, citizens and communities of the City of Radford, the Town of Dublin, Giles County, Pulaski County and within the jurisdictional boundaries, and incorporated jurisdictions therein, of Montgomery County and the Counties of Wythe, Bland, and Floyd. Pursuant to Va. Code § 15.2-5136 and § 15.2-5114, NRRR proposes the following changes to the waste disposal and tipping fees:*

*POTW Sludge from \$22.00 per ton to \$24.00 per ton  
Tires (per pound) from \$0.10 per pound to \$0.12 per pound*

*Fees proposed not to change:*

<i>Municipal Solid Waste</i>	<i>\$34.00 per ton</i>
<i>Construction Debris</i>	<i>\$34.00 per ton</i>
<i>VPI Ash</i>	<i>\$10.00 per ton</i>
<i>Non-Friable Asbestos</i>	<i>\$54.00 per ton</i>
<i>Unsecured Loads</i>	<i>\$25.00 each</i>
<i>Minimum Ticket Fee</i>	<i>\$ 5.00 each</i>
<i>Admin (Copy) Fee</i>	<i>\$ 0.25 each</i>
<i>Clean Wood</i>	<i>\$25.00 per ton</i>
<i>Appliances</i>	<i>\$34.00 per ton</i>
<i>Recycling</i>	<i>\$60.00 per ton</i>

*A public hearing on the rates set forth above will be held on Wednesday, March 22, 2023, at Noon, or as soon thereafter as may be heard, in the administrative conference room of NRRR at 7100 Cloyd’s Mountain Road, Dublin, Virginia.*



*Interested persons may appear at the aforementioned time and place to present their views or may submit written comments prior to the hearing. Accommodations for disabled persons can be made with the Office Manager by calling (540) 674-1677 at least five (5) days prior to the hearing date.*

**NEW RIVER RESOURCE AUTHORITY  
7100 CLOYD'S MOUNTAIN ROAD  
POST OFFICE BOX 1246  
DUBLIN, VIRGINIA 24084**

The motion to schedule and advertise a Public Hearing during the March 22, 2023, Board Meeting was made by Mr. Starnes. The motion was seconded by Mr. Sweet and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

Mr. Asbury requested that staff and the Executive Director specifically notify the member jurisdictions about the public hearing and proposed rate changes.

Mr. Levine presented the Executive Director's Report. Revenue was 12.8% above projections; expenses were 3.6% below projections. 17,388.79 tons of waste was managed in November; 17,862.16 was managed in December. 225,064.27 tons was managed in 2022. On November 28, 2022, 105 students from Blacksburg Middle School toured the NRSWM facility. On December 6, officers from the Pulaski County Sheriff's Department toured the site performing a risk assessment. The report was being reviewed by staff. Mr. Rupe updated the Board on the carbon credits. 81,150 credits have been submitted for approval and the market price was between \$6.00 and \$9.00 per credit. Once the credits are approved, SCS will assist in the selling process.

Mr. Levine presented the Engineering Section of the Agenda.

Ingles Mountain – no report.

NRSWMF – Thompson and Litton working on the final two comments from DEQ for the permit amendment (Area D). The pre-construction meeting for the litter fence project was held on January 10, 2023. Work had started on the permit amendment to include Smyth and Patrick Counties' emergency agreements for submittal to DEQ.

West Fork – Report had been submitted for required five-year review.

The Chairman invited Public Comments.

No comments were presented.

The motion to enter a closed meeting pursuant to Virginia Code §2.2-3711 (A) (1) for the purpose of the Executive Director's annual review was made by Mr. Compton. The motion was seconded by Mr. Fijalkowski and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion to reconvene the regular meeting and to certify the closed meeting:

I hereby move to reconvene the regular meeting and for certification pursuant to the Code of Virginia, that the Board of Directors, to the best of each Director's knowledge, heard, discussed or considered only public business matters lawfully exempted from open meeting requirements by the Freedom of Information Act in the closed meeting of this date, and only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board of Directors of the New River Resource Authority was made by Mr. Compton. The motion was seconded by Mr. Baker and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>yes</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

The motion for the Board to consider providing the Executive Director a bonus equivalent to 5% of his annual salary and that the money be taken from account number 500.01, Board Member Compensation was made by Mr. Sweet. The motion was seconded by Mr. Compton and then withdrawn by Mr. Compton. The motion failed for lack of a second.

The motion to give the Director a one-time bonus equivalent to 5% of his current salary on his anniversary date of March 3 was made by Mr. Starnes. The motion was seconded by Mr. Fijalkowski and approved by a recorded roll call vote of the Authority as follows:

Mr. Asbury	<u>yes</u>	Mr. Kirkner	<u>yes</u>
Mr. Baker	<u>yes</u>	Mr. Starnes	<u>yes</u>
Mr. Compton	<u>yes</u>	Mr. Sweet	<u>no</u>
Mr. Fijalkowski	<u>yes</u>	Mr. Helms	<u>yes</u>

Mr. Helms reminded the Board members of the Board dinner on February 10.

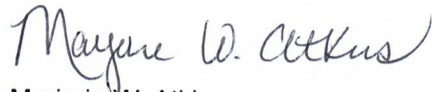
Mr. Asbury thanked Mr. Helms for working as Chairman for the past two years.

The meeting was adjourned by consensus.

The meeting adjourned at 12:59 pm.

The next scheduled meeting of the Authority is scheduled for Wednesday, March 22, 2023, 12:00, NOON at 7100 Cloyd's Mountain Road.

Respectfully Submitted,



Marjorie W. Atkins  
NRRRA Recording Secretary

Approved at 4/26/2023 Board Meeting.



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Paul Baker, Chairman



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Robert P. Asbury, Secretary



**NRRA  
PROPOSED  
FISCAL YEAR 2023/2024 RATES  
PUBLIC HEARING  
REGISTRATION  
APRIL 26, 2023**

Please register below if you wish to speak during the "Public Hearing regarding proposed rates" portion of the Agenda. Speakers are limited to five minutes.

**NAME:** \_\_\_\_\_ **ADDRESS:** \_\_\_\_\_ **PHONE OR EMAIL:** \_\_\_\_\_

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**NRRA**  
**PUBLIC COMMENT**  
**REGISTRATION**  
**APRIL 26, 2023**

Please register below if you wish to speak during the "Public Comment" portion of the Agenda. Speakers are limited to five minutes.

**NAME:** \_\_\_\_\_ **ADDRESS:** \_\_\_\_\_ **PHONE OR EMAIL:** \_\_\_\_\_

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