



The City of New York
BUSINESS INTEGRITY COMMISSION
100 Church Street · 20th Floor
New York · New York 10007
Tel. (212) 437-0500 · Fax (646) 500-7096

Daniel D. Brownell
Commissioner and Chair

**Minutes of a Meeting of the
Trade Waste Advisory Board**

Date and time: February 25, 2016 at 10:00 a.m.

Location: New York City Business Integrity Commission,
100 Church St., 20th Floor, New York, N.Y. 10007

Attendees:

Business Integrity Commission

Daniel Brownell, Commissioner and Chair
Noah Genel, Deputy Commissioner of Legal Affairs and General Counsel
John Curry, Assistant Commissioner of Legal Affairs
Sal Arrona, Director of Policy
Santiago Mueckay, Policy Analyst, BIC (notes)

Industry

Ronald Bergamini, CEO, Action Carting Environmental Services, Inc.
Jessica Mayorga, Senior Director, NWRA
John DiNardi, Secretary and Treasurer, D&D Carting Co. Inc.
Andy Moss, Assistant Secretary, IESI NY/Progressive Waste Solutions
Thomas Toscano, CFO/CLO, Mr. T Carting Corp.
Nino Tristani, Vice President, Five Star Carting, Inc.
Michele Van Orden, General Counsel, Cardella Trucking Co. Inc.

BIC agenda items:

- 1) Rate Cap Hearing
 - a. The proposed amendment to the rules regarding the rate cap increase was published on the City Record on February 19, 2016.
 - b. A CAPA hearing on the proposed amendment will take place on March 21 at 10:00am at 100 Church Street, Room 2-160C, New York, NY, 10007.
- 2) DOT Side Guard Project
 - a. The Commission, in collaboration with the Department of Transportation and the Department of Citywide Administrative Services, held an event on February 19, 2016, to announce a new incentive program for early adopters of truck side guards.

- b. Licensed or registered carters who are in good standing with the Commission may apply for a rebate of 50% of the total cost or up to \$2,000 dollars (whichever is lower) for the installation of new side guards.
 - c. The event was a success and there was a very positive response from the carters in attendance.
- 3) Update on Community Composting Agreement
 - a. On February 9, 2016, in front of the Community Composting Council, BIC announced a pilot program in which community composters will be able to enter into an agreement with BIC in order to collect organic waste from commercial establishments.
 - b. The purpose of this agreement is to allow not-for-profit groups and groups that have written agreements with City agencies to collect organic waste without having to obtain a license from BIC.
 - c. The pilot program will run for one year with the option to renew for a second year and will serve as a way for BIC to collect data about community composters in order to make an informed policy decision later on.
 - d. BIC asked for and received input from the industry regarding this pilot program.
- 4) Rules Regarding Sales Between Carters
 - a. BIC wanted to make it clear that any sales between carters must be notified to the Commission prior to the sale. (BIC note: BIC will review the rules regarding sales in greater depth at the next TWAB meeting.)
 - i. BIC will do its best to process sale applications in a timely manner in order to allow the carters to complete their sales accordingly.
- 5) Fatal Accident Caused by a Trade Waste Truck/Safety Discussion
 - a. BIC informed the members of the advisory board about a fatal truck accident which took place on 37th St and 11th Ave on February 15, 2016.
 - i. This led to a thorough conversation on the safety issues that the industry faces.
 - 1. Jessica Mayorga offered to send relevant documents and information on safety that is collected by SWANA and NWRA.
 - ii. John Curry mentioned a helpful resource from the NYPD which tracks Accident Prone Locations which the carters can use to increase their safety efforts.
 - iii. BIC is happy to work with the industry to put together an all day safety event, possibly as a continuation of the safety event that was postponed at the end of last year.
 - iv. Noah Genel also noted SWANA's website relating to safety.
- 6) Learning From The Industry
 - a. BIC made a request to include in each meeting a presentation from a non-BIC member of the advisory board about an aspect of the industry of interest to that member that BIC may not be aware of.
 - i. Ron Bergamini offered to present on a topic of his choosing at the next TWAB meeting on March 24, 2016.
- 7) Zone Collection Study Update
 - a. The study is expected to be completed by late spring.

- b. The consultants are currently conducting interviews with carters and customers as supplementary information to the route data collected by the Commission.
- c. BIC thanked the carters for being forthcoming with data, information, and their participation in informational interviews with the consultants.

Issues Raised by non-BIC TW Advisory Board members:

8) Glass Recycling

- a. Glass recycling has become an issue for the carters.
 - i. No one accepts glass locally for recycling.
 - ii. Glass has almost no value.
- b. The carters would like to know what DSNY does with the glass it collects in order to see if a solution can be found to their issues with glass recycling.

9) Issues With Trade Waste Brokers

- a. Tom Toscano discussed issues that he has been facing with trade waste brokers, mainly, issues with late payments and overcharging.
- b. BIC requested more information about this and will look into the practices of some of the trade waste brokers.