



**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
www.nyc.gov/bic

Noah D. Genel
Commissioner and Chair

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

Date and time: October 22, 2020 at 10:00 a.m.

Location: Telephonic conference

Attendees:

Business Integrity Commission

Noah Genel, Commissioner and Chair
David Feldman, Deputy Commissioner and General Counsel
Salvador Arrona, Director of Policy
Giselle Ramirez, Senior Legal Analyst (notes)

Industry

Ron Bergamini, CEO, Action Carting Environmental Services, Inc.
David Biderman, Executive Director and CEO, Solid Waste Association of North America (SWANA)
Steven Changaris, Regional Manager, National Waste & Recycling Association (NWRA)
John DiNardi, Secretary and Treasurer, D&D Carting Co. Inc.
Andy Moss, Government Affairs Manager, Waste Connections
Thomas Toscano, CEO, Mr. T Carting Corp.
Michele Van Orden, General Counsel, Cardella Trucking Co. Inc.

BIC agenda items

- New York City COVID-19 updates
 - City offering free COVID-19 and antibody testing
 - a. The City of New York has hundreds of free convenient testing sites.
 - b. BIC has sent a number of bulletins and notifications during the pandemic. BIC encourages everyone to read the bulletins and use those resources.
 - Open Streets and Open Restaurants programs – permanent and year-round
 - a. Restaurants are able to operate if guidelines are strictly followed. Certain streets will be closed to traffic to allow for additional seating.
 - NYC’s Localized COVID-19 Restrictions – October 9th bulletin
 - a. In response to an increase in the spread of COVID-19 in particular neighborhoods, the City of New York has implemented restrictions in zones designated as red, orange, and yellow. A “micro-cluster” strategy has been adopted to tackle COVID-19 hotspots.

- BIC Safety Rules
 - Despite the impact of the pandemic on the process, BIC is close to finalizing its first set of safety rules. BIC will keep members updated of the progress.
- Vision Zero Safety Bulletins
 - BIC issued safety bulletins regarding school reopenings and partial indoor restaurant dining. The next bulletin pertains to daylight saving time. A fourth bulletin will be issued to remind the industry about the City's truck routes.
 - BIC has observed an increase in speeding violations. BIC is working with NYPD to conduct joint enforcement operations.
 - Commissioner Genel would like to resume safety talks at trade waste companies in accordance with social distancing guidelines. Industry members can provide suggestions to make this possible in accordance with health requirements.
- BIC sideguard rebate program
 - BIC has collaborated with NYC DOT and DCAS. NYC DOT has allocated funds for this program; BIC encourages members to participate in this program.
- Commission Meeting scheduled for Friday, October 30 at 10 a.m. (by phone)
 - This will mark the third remote Commission Meeting since the pandemic started.
- Local Law 145 compliance update
 - There is approximately 98% compliance across the industry.
- 3rd Quarter Customer Registers due on October 31
 - Companies can complete certifications online.

Agenda items requested by non-BIC TWAB members

- Election Day-related protests
 - BIC has been in regular communication with NYPD's Special Operations Command throughout the pandemic. BIC and NYPD have been successful in coordinating with carters to respond and will continue to do so. BIC advises companies to coordinate with customers for alternate stops.
- Rate cap
 - Industry members stated that the current rate cap is an added hardship due to the reduced number of customers. BIC will request additional information to assess this issue in light of the dynamic economic situation that affects both carters and customers.
- CWZ update
 - BIC is working with DSNY, the lead agency regarding CWZ. TWAB members are encouraged to reach out to DSNY for more information.
- Commercial Recycling (pandemic impacts)
 - BIC has not issued a commingling violation since March 12. BIC has not suspended enforcement but is allocating its limited resources to the areas that need it most at this time.
- Routing difficulties – waste, recycling and organics (pandemic impacts)
 - Members stated that the rate cap is also related to organics. BIC reminded members that DSNY is the lead agency that requires commercial establishments to separate organics from refuse.

- DSNY/BIC press release re commercial recycling and organics grace period and enforcement
 - Industry members are concerned about how the pick-ups may change and diminish once restaurants are not allowed to continue indoor dining.

The next TWAB meeting will take place on Thursday, January 28, 2021 at 10:00 a.m.