



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: October 25, 2018 at 10:00 a.m.

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

Attendees:

Business Integrity Commission

Daniel Brownell, Commissioner and Chair
Noah Genel, First Deputy Commissioner and General Counsel
David Mandell, Deputy General Counsel for Regulatory Enforcement
Giselle Ramirez, Senior Legal Analyst (notes)

Industry

Ron Bergamini, CEO, Action Carting Environmental Services, Inc.
John DiNardi, Secretary and Treasurer, D&D Carting Co. Inc.
Kendall Christiansen, Executive Director, New Yorkers for Responsible Waste
Management (NYRWM)
Thomas Toscano, Mr. T Carting Corp.
Nino Tristani, COO, GPB Waste NY, LLC
Michele Van Orden, General Counsel, Cardella Trucking Co. Inc.
Andy Moss, Government Affairs Manager, Waste Connections

Not in attendance

Salvador Arrona, Director of Policy, Business Integrity Commission
Steven Changaris, Regional Manager, National Waste & Recycling Association (NWRA)
David Biderman, Executive Director and CEO, Solid Waste Association of North
America (SWANA)

Discussion Items

1. Guest speaker: Diniece Peters, NYC DOT, Director of Office of Freight Mobility, presentation on off-hours delivery program
 - a. The goal of the program is to promote the delivery of goods during off-hours between 7 p.m. to 6 a.m. The target participants are businesses located in highly congested areas of New York City.

- b. There was a discussion regarding how delivering goods at night might conflict with the trade waste industry's operations.
- 2. Safety
 - a. Fifth Safety Symposium recap
 - i. Several industry members gave positive feedback regarding the symposium.
 - b. Sponsors must provide expenses to BIC
 - c. Sixth Safety Symposium
 - i. January 2019
 - ii. Topic: train the trainers on the trade waste safety manual
 - a) Industry will give ideas regarding the safety manual and communicate with Sal Arrona.
- 3. Commission meeting occurred October 9, 2018
 - a. Commission approved three rules (1) safety rules; (2) emissions hardship waiver rule; and (3) markets penalty schedule
 - b. All three rules go into effect on November 16, 2018
 - i. Industry members asked questions regarding how to follow the guidelines under the new safety rule. There was a discussion regarding what the protocol will be in the future to report violations and crashes.
- 4. LL 145 of 2013: update on BIC website
 - a. There was a discussion regarding how the Commission will enforce the law.
- 5. Customer register: 3rd quarter due on October 31st
- 6. L train shutdown outreach
 - a. BIC advised that there will be several street closures due to the shutdown. Additional information to be provided when it is available.

Agenda items requested by non-BIC TWAB members

- 7. Hours of service and driver fatigue – how to structure a meaningful discussion about them
 - a. Industry members asked how BIC will increase conversations regarding the issue of driver fatigue. BIC suggested for companies to look over drivers' schedules more carefully. BIC also suggested that companies must create a culture of safety starting from within.
- 8. Update on LL 145 compliance by commercial fleets
 - a. There was a discussion regarding compliance with the requirements of this law. BIC advised that companies that are not in compliance by the deadline will receive a violation.
- 9. The next TWAB meeting will take place on **Wednesday, December 5, 2018** at 10:00 a.m. and will cover both November and December.