

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**March 13, 2012**

The Loudon County Solid Waste Disposal Commission (Commission) met on March 13, 2012 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Jim Akins, Robert Harrison, Aprell Patterson, Ted Sitzlar, Bill Waldrop and John Watkins. Other attendees included Attorney Bud Gilbert; Santek representatives Lisa Humphres and Levi Higdon; Aileen Longmire, Pat Hunter, Lawrence Johnson and other unidentified residents.

Mr. Field called the meeting to order at 6:32 p.m.

Mr. Field asked for a motion to approve the minutes of February 14, 2012. Mr. Watkins mentioned receiving an email from Cheryl Dunson about a correction to the 2011 4<sup>th</sup> Quarter Waste Origin Report. Warren County was erroneously included in Loudon's report. Mr. Watkins also noted that the word "annul" should be "annual" in the seventh paragraph on the first page of the minutes.

**MOTION:** Mr. Waldrop made a motion to approve the minutes with the correction noted by Mr. Watkins. Mr. Watkins seconded the motion. The Commission approved the motion unanimously.

Mr. Field asked for Items of Public Concern. Pat Hunter asked why all residents in attendance are not identified in the meeting minutes. Mr. Gilbert stated that in the State of Tennessee there are no laws requiring the identity of unidentified residents. Residents such as Pat Hunter, whose identity is known, will be listed. Mr. Johnson submitted a list of questions to Mr. Field and offered several opinions related to landfill operations, Commission decisions and legal counsel.

**MOTION:** Mr. Watkins made a motion not to include Mr. Johnson's list of questions and comments in the minutes. Mr. Akins seconded the motion and it passed unanimously.

Ms. Humphres presented the Cash Activity Report. There were no Landfill Host Fees and Closure/Post Closure Security Fees accounted for in the report. Ms. Humphres stated that due to a new employee in Santek's Accounts Payable department, the checks did not go out on time. Cheryl Dunson discovered the error and Santek's chief financial officer had the checks expedited via Fed Ex to the Loudon County Trustee March 12<sup>th</sup>. Payments will be noted on next month's report.

Ms. Humphres presented Santek's Operations Report. During the Material Classification Report, Mr. Watkins inquired about the landfill's sludge limits. Levi Higdon stated Tate and Lyle and Kimberly Clark loads have decreased during the last few weeks. Mr. Field asked Mr. Higdon if fly ash is entered in Santek's computer system as Special Waste and, if so, can it be reported separately to better track month-to-month fluctuations. Mr. Higdon will talk to Santek's David Hollinshead and report back to the Commission next month. Ms. Humphres told the Commission the aerial survey has been re-flown. Drawings are being completed and will be emailed by Cheryl Dunson prior to the next meeting.

During the Attorney's Report, Mr. Gilbert provided the Commission with a draft copy of the Management Discussion and Analysis for the pending 2011 audit report, which he had marked with underlining to show several revisions from the previous year's audit he was suggesting for the Commission's consideration. The Commission took time to review the document, after which Mr. Field asked for discussion from the Commission. Mr. Waldrop stated an extraordinary event had taken place that directly affected the operating costs and it warranted an explanation. Mr. Harrison said the Commission needs to continue to monitor to ensure a trend is not developing. The Commission discussed the tonnage cap of 800 tons per day and the recent increase in tonnage.

**MOTION:** Mr. Waldrop made a motion to accept the revised Management Discussion and Analysis as presented by Attorney Gilbert and Mr. Harrison seconded the motion. The motion passed unanimously.

Mr. Gilbert addressed the issue of the outstanding \$20,000 penalty handed down by TDEC in the consent order related to the slope failure. The total fine was \$25,000 with Santek paying \$5,000. Mr. Gilbert is working with Ms. Dunson to determine responsibility for this outstanding amount. Mr. Gilbert also asked the Commissioners to bring their commissioner manuals prepared by his firm to the next meeting. He will update each manual with several revised sections and return the manual at the following meeting.

Mr. Gilbert reported briefly on his review of each Commissioner's appointment to the Commission and noted that his office had recently received the various appointment resolutions for each of the Commissioners that had been previously requested from the three governmental stakeholders. He will be providing a report to the Commission next month with the various resolutions and will advise the Commission at that time on any action that may be required for any appointments that were deficient. He noted that Commissioners are supposed to be appointed for terms of six years as opposed to three years, according to the Solid Waste Management Act of 1991. Mr. Gilbert asked if anyone on the Commission has ever been asked to take an Oath of Office and they had not. Mr. Gilbert said he plans to further address this concern next month.

Mr. Field presented a worksheet to estimate dollars per ton required to accrue estimated closure and post-closure liability. The Commission agreed to monitor the accruals to determine if a trend is developing and, if so, how to adjust accordingly. Mr. Harrison suggested consulting with a third party to help the Commission better understand the situation.

Mr. Field provided the Commission with a Matlock Bend Master Plan Working Group document. He challenged everyone to review and think about the ideas presented, and be prepared to discuss the plan during next month's meeting. Mr. Waldrop added he recently has researched Solar Power Generation. He is working with an individual to acquire assessments for incorporating solar power equipment on multiple locations. He stated there are grants available with tax credits that may provide a return on investment in as little as 2-1/2 years. Of these locations, the landfill (south slope) and new property were mentioned as possible sites for locating this solar power equipment. Mr. Field added that TVA's rates are so low when tapping into the power grid, it does not offer much to offset the initial cost. Overall, he liked the idea and said that he will look at it from a financial standpoint once the figures are presented. Mr. Field encouraged Mr. Waldrop to continue to explore this idea.

Mr. Watkins asked Gordon Harless for confirmation on the date for the upcoming Loudon County Household Hazardous Waste Day. Mr. Harless stated the date is set for April 14, 2012 and he is prepared to accept material.

**MOTION:** Mr. Waldrop made a motion to adjourn the meeting at 8:45 and John Watkins seconded the motion. The motion passed unanimously.

The Commission's next regularly scheduled meeting is April 10, 2012 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,

  
Steve Field, Chairman  
Loudon County Solid Waste Disposal Commission