

Minutes

Loudon County Solid Waste Disposal Commission

April 9th, 2019

The Loudon County Solid Waste Disposal Commission met on April 9th, 2019 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Art Stewart, John Watkins, Bruce Hamilton, Kelly Littleton-Brewster, Larry Jameson, and Tammi Bivens. Other attendees included Attorney Kevin Stevens; Santek representatives Ben Johnston, Kaitlyn Hampton, and Justin Givens; and residents Pat Hunter and JJ Cox.

Mr. Steve Field called the meeting to order at 6:30 p.m.

Mr. Larry Jameson led the Commission in the Pledge of Allegiance and the invocation.

MOTION: Mr. Larry Jameson made a motion to approve the minutes of March 12th, 2019. Mr. Bruce Hamilton seconded the motion. Ms. Kelly Littleton-Brewster abstained since she was absent for the March meeting. The minutes were approved.

There were no items of Public Concern.

Ms. Kaitlyn Hampton presented the Cash Activity Report and the Operations Report for March 2019.

Mr. Larry Jameson voiced his concerns about large clumps of mud and dirt being tracked onto the highway by trucks exiting the landfill.

Mr. Justin Givens stated that he had recently regraded the road leading to the dumpsite and is also continuing to actively put loads of rock at both the dumpsite and the road leading thereto. He stated that employees were also assigned to the task of pressure washing the truck tires and undercarriages as they were exiting the dumpsite during inclement weather.

Mr. Kevin Stevens provided an update regarding the Contract Modification process. After several discussions between Dr. Bachus and Santek's engineering team, Santek has proposed a concept change.

Mr. Ben Johnston presented a document which outlined the implementation of a performance bond which would eliminate the county's paper liability to cover closure costs and expenses as well as Santek's continuation in paying the existing security fee while increasing the host fee from 5% to 5.5%. The only remaining liability for the commission and stake holders would be for post closure care.

Mr. Kevin Stevens suggested that the LCSWDC procure an affirmative answer from TDEC that the proposed performance bond would eliminate the tax revenue that is pledged in the county's annual financial assurance letter as well as consulting with Mr. Richard Hill to clarify that the bond would eliminate the paper liability on the annual financial statements.

Mr. Kevin Stevens also raised concerns regarding the open-ended duration of the new concept. If waste volumes persist at the current value of between 600-650 tons, then a fill date would be no later than December 2035; however, if waste streams decline precipitously then Santek could require as much time as the year 2044 to fill the proposed 53 acres.

MOTION: Mr. Larry Jameson made a motion to hold a special called meeting on April 30th to discuss the new concepts proposed by Santek regarding the Contract Modification. Mr. Bruce Hamilton seconded the motion. It passed unanimously.

Mr. Steve Field provided a Poplar Springs update. Mr. Field stated that he is waiting on the inspection plan from TDEC, which he will share once received.

Mr. Kevin Stevens presented the Attorney's Report. He updated that Mr. Richard Hill submitted the final audit report to the State Comptroller. Mr. Stevens distributed the documents and stated that he would be mailing copies to the stakeholders as well.

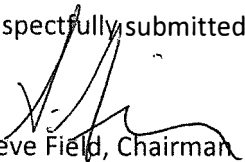
Mr. Steve Field presented the following invoices: auditing services provided by Mr. Richard Hill totaling \$8,400; monthly legal fees from Kennerly Montgomery totaling \$2,500; Dr. Bachus' services through the end of March totaling \$8,495.42.

MOTION: Mr. Art Stewart made a motion to pay Dr. Bachus' invoice and Ms. Kelly Littleton-Brewster seconded the motion. It passed unanimously.

MOTION: Mr. Larry Jameson made a motion to adjourn the meeting at 7:50 p.m. and Mr. Art Stewart seconded the motion. It passed unanimously.

The Commission's next regularly scheduled meeting is May 14th, 2019 at 6:30 p.m. at the Loudon County Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman

Loudon County Solid Waste Disposal Commission

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Special Called Meeting

April 30th, 2019

The Loudon County Solid Waste Disposal Commission met on April 30th, 2019 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Art Stewart, John Watkins, Bruce Hamilton, Kelly Littleton-Brewster, Larry Jameson, and Tammi Bivens. Other attendees included Attorney Kevin Stevens; Santek representatives Ben Johnston, and Justin Givens; and residents Pat Hunter and JJ Cox.

Mr. Steve Field called the meeting to order at 6:30 p.m.

Mr. Larry Jameson led the Commission in the Pledge of Allegiance and the invocation.

Mr. Kevin Stevens provided an update regarding the Contract Modification process.

After several discussions between Dr. Bachus and Santek's engineering team, Santek has proposed a concept change.

Santek's proposal included the use of a performance bond for the entire site and having a fixed footprint of 53 acres that would include a Life of Site Contract relative to those 53 acres. The closure obligations would also be bonded to eliminate the longstanding obligation for the stakeholders. The post closure care costs would then be the responsibility of the stakeholders. Santek also proposed that the security fee remain fixed at the current contract rate but the host fee would increase to 5.5% to offset the cost of using the adjacent soil.

Mr. Kevin Stevens contacted TDEC regarding whether a performance bond would release the County from its annual financial assurance contract. TDEC was able to verify that it would. Mr. Stevens clarified that he would obtain formal documentation of that information before finalizing the proposal.

Mr. Kevin Stevens also spoke about the parameters for the term of the proposed contract potentially extending to the year 2044. He stated that a 2044 term would reflect Santek's daily tonnage dropping to roughly 400 tons. Mr. Steve Field said that Dr. Bachus had projected that if tonnage is maintained at the current volume then airspace would be consumed around 2036.

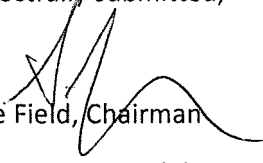
The board discussed countering Santek's proposal with the definitive full date of 2036.

Mr. Kevin Stevens spoke about permitting more than 53 acres to allow the Commission more flexibility in the future. The Commission discussed permitting up to 67 acres. The Commission decided to have further discussions with Santek and TDEC regarding the permitted acreage.

MOTION: Mr. Bruce Hamilton made a motion to adjourn the meeting at 7:28 p.m. and Mr. Art Stewart seconded the motion. It passed unanimously.

The Commission's next regularly scheduled meeting is May 14th, 2019 at 6:30 p.m. at the Loudon County Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman

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