

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**January 8, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on January 8, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Bill Waldrop, Ted Sitzlar, John Watkins, Robert Harrison, Aprell Patterson, and Jim Akins. Other attendees included Attorney Bud Gilbert; and Santek representatives Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order. There were no items of public concern.

**MOTION:** Mr. Waldrop made a motion to approve the December minutes. Motion was approved.

Ms. Maples presented Santek's Operations report to the Commission.

Commissioners reviewed their financials provided by the Trustee's office and the Loudon County Finance Department. Chairman Field asked if the format of the financial information provided was satisfactory to Commissioners. He explained the reports come from two different offices and the County does this pro-bono for the Commission. Mr. Gilbert suggested the Commission might pay for the service if they wanted to see the reports in a different format. Mr. Field did not sense it would be a problem for Finance to show a breakdown of their account on a one page report.

During the Attorney's report, Mr. Gilbert and Jim Akins discussed their meeting with Lenoir City. Mr. Gilbert distributed a draft settlement agreement between the Commission and Lenoir City. In the settlement, Lenoir City will pay \$12,000 for the period ending March 31, 2007 and an additional sum of \$670.00 per month commencing April 2007 until the disposal contract is terminated. Mr. Sitzlar asked if Lenoir City's contract with Waste Connections had any renewals. Mr. Gilbert said it had two options of additional three year terms. Mr. Akins said the meeting confirmed Lenoir City Utilities Board (LCUB) and Lenoir City schools are separate and pay their own garbage collection bills. Lenoir City Mayor Brookshire told them when the City goes out for a new disposal contract, he did not see any reason why LCUB and the schools would not join in on the request for proposals but that the city did not control this.

**MOTION:** Mr. Watkins made a motion to approve the settlement agreement. Motion was approved with Mr. Harrison abstaining.

Chairman Field spoke to the auditor, Mr. Hill who said the Loudon County Trustee should be able to setup a separate account to hold the closure and post-closure fees collected from Santek. He also said he had not heard from Dr. Bachus regarding the amount the Commission is booking for post-closure.

Chairman Field informed the Commission the company who did the study on the landfill-to-gas project would hopefully be ready to present in February.

Mr. Waldrop asked Chairman Field if he had found out anything about the Tellico Village glass. Chairman Field said he was informed by Recycling Coordinator Gordon Harless the glass is not being recycled by Waste Connections and is going into the garbage dumpster. Mr. Waldrop was

upset and stated that part of Waste Connections contract is to recycle the glass in Tellico Village. Mr. Field said the Commission might want to look at helping fund the convenience centers to help with recycling.

Mr. Harrison suggested scheduling a workshop with local officials on what we can do to help with recycling. Chairman Field asked Mr. Harrison if he would be willing to organize the workshop. Mr. Harrison agreed to do it. Chairman Field also suggested that Frank Sewell in Knox County's recycling department be invited and possibly a member from the County Technical Assistance Service (CTAS) and/or a representative from the Recycling Marketing Cooperative for Tennessee (RMCT). Ms. Patterson said a waste audit needed to be done on what kind of waste needed to be recycled. Chairman Field reminded the Commission a solid waste director could organize this type of workshop. Mr. Harrison said he would work on compiling a list of names to invite to the workshop.

**MOTION:** A motion was made to adjourn the meeting at 7:30 p.m. Motion was approved.

The next meeting of the Commission will be held on February 12, 2008 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman  
Loudon County Solid Waste Disposal Commission

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**February 12, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on February 12, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Bill Waldrop, Ted Sitzlar, John Watkins, Robert Harrison, and Jim Akins. Other attendees included Attorney Bud Gilbert; and Santek representatives Cheryl Dunson, Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order. There were no items of public concern.

Mr. Harrison requested the draft January 8, 2008 minutes be amended to say "we" instead of "they" on the second paragraph of Page Two.

**MOTION:** Mr. Waldrop made a motion to approve the January minutes with amended language, which motion was seconded by Mr. Watkins. Motion was unanimously approved by the members present.

A short discussion was held on the Commission's Cash Activity Report. Mr. Gilbert wanted to know what period the \$36,249.23 interest income covered on the report. He said the interest from the Trustee could be approximately \$8,000.00 per month based on his thumbnail calculation. Mr. Gilbert also suggested doing a model Income and Expenses Report form for the County to report the Commission's monthly revenue and expenses. Chairman Field asked Mr. Gilbert to email him the form and he would forward to Erin in the Loudon County Finance department. He also stated Auditor Richard Hill said it would be a good idea for the Commission to have the Trustee separate the Commission's revenues into two accounts – one for general revenues and the other to account for all closure/post closure fees.

Ms. Maples presented Santek's Operations report to the Commission. During the tonnage report, Mr. Harrison suggested showing a tonnage breakdown of the three government entities.

Ms. Maples informed the Commission that Lenoir City Utilities Board would be bringing in sludge in the near future as a result of the utility's cleanup at its wastewater plant. She said she had not yet seen the special waste approval, but since sewer sludge needs approval from the Commission she wanted to share this information.

**MOTION:** Mr. Harrison made a motion to approve the acceptance of this sanitary sewer sludge at the Matlock Bend Landfill pursuant to Section 5.14 of the Operations Contract between the Commission and Santek Environmental, Inc., contingent upon the issuance of the appropriate permit for special waste by TDEC and Lenoir City's compliance with all applicable state and local requirements. The motion was seconded by Mr. Akins and unanimously approved by the members present.

Ms. Maples reported Loudon County's date for Household Hazardous Waste Day was April 5<sup>th</sup>, 2008. Loudon County's Recycling Coordinator, Gordon Harless, will be heading up the event with Santek's support.

During the Attorney's report, Mr. Gilbert said the first amendment to the Commission's creation agreement mandating Ethical Standards for its members had been adopted by Loudon County on February 4, 2008. Lenoir City will be reviewing the amendment next week and he has not heard back from the City of Loudon on the status of the amendment. Mr. Gilbert will distribute an executed copy of the amendment once he receives the same from all parties.

He also reported Lenoir City would be scheduling the proposed settlement agreement on the waste stream diversion issue on city counsel's agenda next week. City Attorney Shannon Littleton told Mr. Gilbert he did not believe it would be necessary for anyone from the Commission to be present at that meeting.

Mr. Harrison said he would have a rough draft ready next month on his suggested plans for a recycling workshop. Chairman Field asked if Mr. Harrison could include who he thought should be involved and what topics should be discussed at the workshop.

Mr. Waldrop said he discussed the glass recycling issue with Jeff Gagley, Public Works Director for Tellico Village, who was unaware it was not being recycled. Mr. Waldrop was informed that Waste Connections was now taking all of Tellico Village's recycling to Advanced Polymer Recycling, and glass would be recycled. Chairman Field explained the change would be a revenue loss to the county recycling centers.

Mr. Waldrop said he had discussions with Dr. Bachus and Santek about investigating the feasibility of a landfill gas to energy project. He said he believed this was an air quality issue and had also spoken with Loudon County Air Quality Task Force individuals who recommended it. Mr. Waldrop requested the Commission take steps to begin the process, which would be first, to evaluate the potential rate of gas; second, explore potential uses of the gas; third, determine the costs; and fourth, research the eligibility of grants.

Chairman Field said he had a copy of Manufactured Methane Corporation's review of a landfill gas project at the Matlock Bend Landfill. The outcome of the report was they would not be investing their capital into the project for various reasons. Chairman Field requested Mr. Gilbert scan and email the document for Commission members.

Mr. Harrison said he knew Kathy Proaps with Loudon County had experience in writing grants and might be available to assist on the project. Ms. Dunson said Santek would be a resource and a partner to the Commission on this project. Mr. Waldrop suggested that the Commission needed to develop a business plan first. Mr. Gilbert also advised that Dr. Bachus was looking for a point person from the Commission to work on this project.

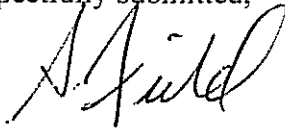
**MOTION:** Mr. Watkins made a motion to appoint Mr. Waldrop as the Commission's landfill gas contact, which was seconded by Mr. Akins. Motion was unanimously approved by the members present.

Mr. Gilbert said Dr. Bachus should have closure/post-closure fund information to share with the Commission at its next meeting.

**MOTION:** Mr. Waldrop made a motion to adjourn the meeting at 7:35 p.m., which was seconded by Mr. Sitzlar. Motion was unanimously approved by the members present.

The next meeting of the Commission will be held on March 11, 2008 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "S. Field", written in a cursive style.

Steve Field, Chairman  
Loudon County Solid Waste Disposal Commission

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**March 11, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on March 11, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Bill Waldrop, Ted Sitzlar, John Watkins, Robert Harrison, and Jim Akins. Other attendees included Attorney Bud Gilbert; and Santek representatives Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order. There were no items of public concern.

Mr. Harrison requested the draft February 12, 2008 minutes be amended to say "Kathy Proaps" instead of "Kathy Propes" on the seventh paragraph of Page Two.

**MOTION:** Mr. Harrison made a motion to approve the February minutes with the corrected language as noted, which motion was seconded by Mr. Waldrop. Motion was unanimously approved by the members present.

The Commission reviewed the cash activity report provided by the Loudon County Finance Department. Mr. Gilbert apologized for not having a new draft model for the cash activity report as discussed last month. He said he would email Chairman Field a copy by the end of the week, so he could forward to the Finance Department.

Ms. Maples presented Santek's Operations report to the Commission. Ms. Maples reported to the Commission she had changed the tonnage report, as requested last month, to reflect the three government entities. Mr. Harrison asked if the tonnages from the Loudon County Schools could also be separated from the Waste Services tonnages. Ms. Maples was not sure if the waste was comingled, but said she would follow-up on the request.

During the report, Chairman Field asked if Santek could provide a project timeline on the upcoming construction of the new cell for next month's meeting.

Ms. Maples reported she was almost finished with the 2007 Loudon County Annual Progress Report. She reported that the diversion percentages were currently at 34% for 2007. Mr. Waldrop asked if Tellico Village recycling figures were in the report. Ms. Maples said those figures were part of the Loudon County Convenience Center numbers. Mr. Waldrop said the cardboard and aluminum he did not believe went to the convenience centers. Ms. Maples said she would contact the public works director at Tellico Village. Chairman Field suggested contacting Brewster's about his yard waste.

Mr. Gilbert asked if all the accounts receivables for the Commission had been collected. Ms. Maples said George's Hauling Service still owed on his account. She said she would bring an update on this account at the next meeting.

During the Attorney's report, Mr. Gilbert distributed a copy of the draft financial statements from Auditor Richard Hill with a draft management analysis prepared by Mr. Gilbert for Commission review. Mr. Gilbert explained the management analysis and noted that the Commission's financial

statements were being adversely affected by the required recognition of closure/post closure costs as a liability of the Commission. He also stated that unless Dr. Bachus determined that these costs were materially less than that reported (which are based on state bonding requirements), that the trend may continue unless better performance results from the new operations contract are sufficient to offset these liabilities. He also noted he was waiting on Dr. Bachus' closure/post-closure report before he could take any action with the state to seek an adjustment of these future costs. Dr. Bachus' report may provide information that will allow the Commission to reduce its estimates for closure/post closure costs, which may in turn allow Loudon County to reduce the amount of financial assurance it posts with the State of Tennessee. A discussion was held regarding where the auditor gets his figures for closure. Mr. Gilbert said he takes them from the State's documents. He stated he would get with the auditor to see if any of these figures should change with the new landfill management contract. Mr. Sitzlar asked if Tennessee's closure formula was in line with other states. Mr. Waldrop said he would like to know where the auditor is getting his figures. Mr. Gilbert said he will get with the auditor to discuss how he calculates what is booked for closure.

Mr. Gilbert suggested that a future goal for the Commission might be to relieve Loudon County of its bond requirement for closure/post-closure costs with the State of Tennessee so that the landfill is one day financially self-sufficient in all respects.

**MOTION:** Mr. Waldrop made a motion to approve the draft management analysis and financial statements, which was seconded by Mr. Watkins. Motion was unanimously approved by the members present.

Mr. Gilbert reported Lenoir City Council had approved the Commission's proposed settlement agreement regarding Lenoir City's diversion of waste from the landfill. Mr. Gilbert provided a copy of the agreement. He also provided draft copies of the invoices Lenoir City requested for payment under the settlement agreement. One was for \$12,000 for the time period ending on 3/31/07. The second one was for \$7,370.00 for the period of April 1, 2007 through February 29, 2008. The third invoice reflected the monthly invoices for \$670 that are to commence in March 2008. A similar invoice will be sent out monthly until Lenoir City is in compliance with the third-party agreement requiring the solid waste it controls to be disposed of at the Matlock Bend Landfill.

Mr. Gilbert also remarked to the Commission that each of the government stakeholders had approved the amendment of the third-party agreement creating the Commission that adopts Ethical Standards for the Commission members.

Mr. Waldrop discussed his visit to the new Advanced Polymer Recycling plant in Loudon. Marketing Director Eddie Bales gave Mr. Waldrop a tour of the facility. He said they currently employ four people, but will soon grow to 20.

Mr. Waldrop also said he would not be working on the gas to energy project until after Dr. Bachus is done with the closure/post-closure analysis. He did mention Mr. Watkins has a good question on whether it is more cost-effective to put in gas pipes as you build a cell or later.

Mr. Harrison distributed a proposal for the solid waste workshop. He said the goal was to get everyone in the same room to talk about recycling. He said his wife would be willing to facilitate the meeting. Mr. Waldrop asked if they could use their May meeting to host the workshop. Suggestions were made to feed the attendees. Ideas of where to hold the workshop were the

Methodist Church or Loudon County High School. Chairman Field thought it might be a good idea to invite Richard McGowan with Tennessee Waste Exchange. Mr. Harrison said he would be absent at next month's meeting, but would email them an agenda to review at the meeting.

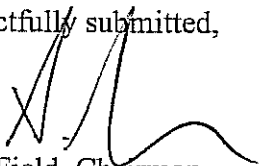
Ms. Maples informed the Commission on her progress with the Household Hazardous Waste Collection event. She told them she had 1,000 flyers printed that would be distributed by Recycling Manager Gordon Harless. Mr. Harless would be providing workers to help with the event. Former Keep Loudon Beautiful director Bruce Opsahl of Tellico Village also has volunteered to help. Chairman Field said he believed Jennifer Brewster had signs made up last year to promote the event. Ms. Maples said she would try and locate them. Chairman Field also noted that the State of Tennessee was trying to get counties to be more responsible for paint all year-round.

Lastly, Chairman Field reminded the Commission members that he needed their Annual Solid Waste Conference applications within the next two weeks if they wanted the Finance Department to pay for their conference registration fees upfront. Mr. Waldrop noted there would be a Tellico lake cleanup on March 29, 2008. Ms. Maples said Santek would be accepting the waste at the landfill free of charge.

**MOTION:** Mr. Watkins made a motion to adjourn the meeting at 8:40 p.m., which was seconded by Mr. Akins. Motion was unanimously approved by the members present.

The next meeting of the Commission will be held on April 8, 2008 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman  
Loudon County Solid Waste Disposal Commission



**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**April 8, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on April 8, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Bill Waldrop, Ted Sitzlar, John Watkins, Jim Akins, and Aprell Patterson. Other attendees included Attorney Bud Gilbert; Loudon County Convenience Center Director Gordon Harless, and Santek representatives Rob Burnette, Ron Vail, Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order.

**MOTION:** Mr. Waldrop made a motion to approve the March minutes. Motion was unanimously approved by the members present.

Gordon Harless, Loudon County Convenience Center Director was introduced to the Commission. Mr. Harless educated the Commission about the County's recycling program and the costs associated with it. He said he was working with the schools to encourage recycling. Mr. Waldrop asked if they made any money on electronic recycling. Mr. Harless said they did not make any money on those items. Chairman Field noted the State of Tennessee was encouraging counties to manage their own paint recycling year-round. Mr. Harless said he had briefly looked into the paint program, but needed to do a lot more research on costs and other concerns with handling paint at his convenience centers. Mr. Waldrop asked what the County's policy was on fluorescent bulbs. Mr. Harless told him they collected them and brought them to the recent household hazardous waste event. Mr. Watkins inquired about Mr. Harless' thoughts on glass recycling. Mr. Harless said it was a challenge because the closest end user was in Atlanta. He said if the glass was separated, it would pay for the transportation fees. Chairman Field thanked Mr. Harless for coming to the meeting and complimented him on his efforts at the convenience centers.

The Commission reviewed its cash activity report for the month. Mr. Gilbert apologized for not putting together a sample report for the Loudon County Finance Department to model. After review, Mr. Gilbert commented it did not look like Lenoir City had paid the recent invoices issued by the Commission in connection with the Settlement Agreement with the city. He also stated the Commission needed to determine what portion of the settlement would go to Santek.

Ms. Maples presented Santek's Operations report to the Commission. During the tire report, she reported that the County would be requesting additional funds for the current year's tire grant to help cover the costs of that program.

Ms. Maples included a construction schedule for Module F in the Operation's report. Chairman Field asked what the acreage was on Module F. Ms. Maples informed him it was 3.9 acres.

As part of the engineering report, a minor modification request to the TDEC for the addition of Methane Monitoring Well (MMW-1) was distributed to the Commission. Chairman Field said he did not remember TDEC asking for the additional monitoring well in their initial request. Mr. Vail said the decision was made through phone conversations with TDEC. Chairman Field asked if Mr. Vail could get something in writing from TDEC stating the need for the methane monitoring well. He said he would like to have a paper trail on this well. Mr. Watkins asked if there were limits that

had to be met on the landfill gas. Mr. Vail said the regulations do have limits that must be met and that Santek did quarterly monitoring. Chairman Field asked Mr. Vail if he thought it would be beneficial to install wells as new cells are constructed in anticipation of a future landfill gas project. Mr. Vail said he did not see any cost benefits. Mr. Waldrop commented he wanted to sit down with Santek and Dr. Bachus to discuss a landfill-to-gas project when Dr. Bachus was finished with his current task from the Commission.

During a discussion of the landfill's permit status, Mr. Vail requested the assistance of the Commission in obtaining letters from the Loudon County Commission and the City of Loudon approving a planned permit expansion. He stated the permit expansion was a major modification. Mr. Burnette added that the intent of the design of the permit was to allow Santek to meet its 22-year contractual obligation for operating the Landfill. Mr. Gilbert asked the Commission whether it would be wise to first complete any property acquisition plans before the permit expansion is requested from the County Commission and the City of Loudon. He stated he believed Santek had some time before the operator needed to get the permit. Mr. Burnette stated the permit was time sensitive and he believed that one could not get a permit too soon. He stated the property purchase could take 2 to 3 years. Mr. Gilbert said every year that goes by could make it harder to get the Jackson Law approval and he was concerned about having to obtain two Jackson Law approvals when it could be done with one if the property acquisition was handled first. Mr. Sitzlar said he believed the climate was different than years past and that it might be easier to obtain Jackson Law approval from the County Commission than before. Mr. Waldrop reminded the Commission that Tennessee National was now in the picture, which might complicate the process. Mr. Gilbert said he did not think giving the Commission two or three months to find out whether the additional property could be acquired should be a problem for Santek and its needs. Chairman Field mentioned the Commission relied on Dr. Bachus' independent opinion on these matters and his input might be important in making the best decision. Mr. Burnette said that the permit expansion plans were consistent with the Commission's request for bids process, during which Santek made these plans a part of its proposal. He reminded them Dr. Bachus had already reviewed the maps and planned landfill expansion. Chairman Field said he understands the Commission needs to expand the landfill but stated that he was not sure they needed to push it through immediately before considering the landfill property acquisitions as part of the total equation. Ms. Patterson asked Mr. Burnette how long it takes to obtain a landfill permit. He told her the quickest is generally 18-24 months and the slowest around 36 months. Mr. Waldrop expressed his view that the Commission needed to move as soon as possible, but needed the time to explore the opportunity to acquire the additional property. Chairman Field said he would like to see Mr. Gilbert contact the two property owners. Mr. Sitzlar said once the landfill owners are contacted he believed the Commission would have a quick answer to the timing question.

**MOTION:** Mr. Waldrop made a motion for Mr. Gilbert to contact the two property owners to determine their interest. The motion was seconded by Mr. Sitzlar. Motion was unanimously approved by the members present.

Mr. Burnette suggested to the Commission that any options on the adjoining property be made subject to the Commission's obtainment of the expansion permit.

Mr. Gilbert said he thought Dr. Bachus' analysis and drawings related to his study of the landfill expansion showed a longer potential life related to the expansion area acquisition. He encouraged the Commission to inquire whether the 22-year design proposed by Santek was the most efficient

way to capture the potential life of the facility if the property acquisitions could be accomplished in the near future.

Chairman Field reminded the Commission the next meeting would be the solid waste workshop.

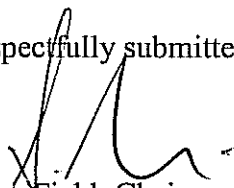
**MOTION:** A motion was made by Mr. Waldrop to give Mr. Harrison the latitude to pursue food for the workshop. Mr. Watkins seconded the motion. Motion was unanimously approved by the members present.

Mr. Waldrop added he had spoken with Bryan Crawford of Kimberly Clark and was told Kimberly Clark would be interested in using landfill gas for energy.

**MOTION:** Mr. Waldrop made a motion to adjourn the meeting at 9:00 p.m., which was seconded by Mr. Watkins. Motion was unanimously approved by the members present.

The next regular meeting of the Commission will be held on June 10, 2008 at 6:30 p.m. at the Courthouse Annex. In lieu of its regular May meeting, the Commission will host a recycling workshop on May 13, 2008 starting at 6:00 p.m. at the Loudon County Technology Center, 4380 Harrison Road, in Lenoir City, Tennessee.

Respectfully submitted,



Steve Field, Chairman  
Loudon County Solid Waste Disposal Commission

## **Loudon County Solid Waste Disposal Commission**

### **Recycling Workshop**

**May 13, 2008**

In lieu of its regularly scheduled meeting for May, the Loudon County Solid Waste Disposal Commission hosted a recycling workshop on May 13, 2008 starting at 6:00 p.m. at the Loudon County Technology Center, 4380 Harrison Road, in Lenoir City, Tennessee. The workshop was facilitated by Mrs. Robert Harrison and members of the Commission were in attendance. The public was also invited to attend.

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**June 10, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on June 10, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Robert Harrison, Ted Sitzlar, John Watkins, Jim Akins, and Aprell Patterson. Other attendees included Attorney Bud Gilbert; and Santek representatives Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order.

**MOTION:** Mr. Watkins made a motion to approve the April minutes. Motion was unanimously approved by the members present.

The Commission reviewed its cash activity report for the month. The report included Lenoir City's settlement payments to the Commission. Mr. Gilbert distributed copies of the model cash activity report. The line item for Debt Service- Sewer will be changed to residential water lines. Chairman Field educated Mr. Gilbert on the history of the water lines.

Ms. Maples presented Santek's Operations report to the Commission. She reported Santek had built a new shop at the landfill and would be completing a new tire wall for customers to dump their tires into an open top trailer. She also informed them the landfill would stay open until 4 pm Monday through Friday. This was done in order to accommodate several of the larger industrial customers.

Chairman Field asked Ms. Maples if Santek had obtained a letter from TDEC regarding the need for installation of Methane Monitoring Well 1 (MMW-1). Ms. Maples said she had not seen this document, but would follow up on it.

Mr. Gilbert noticed an error on the host fee check and Ms. Maples said she would have it corrected.

Mr. Sitzlar asked Ms. Maples if she knew anything about the *Knoxville News Sentinel* article concerning the tire shred fire. Mac Tire Recycler was reportedly stockpiling tire shreds at an unpermitted area.

During Mr. Gilbert's Attorney report, he recommended realtor Doug Berry to assist with the Commission's property acquisition project. He said he has discussions with Mr. Berry who was willing to assist with the project. Mr. Gilbert said he had spoken with Mr. Harrison on the matter, who also agreed Mr. Berry would be a good choice. Mr. Gilbert said Mr. Berry mentioned a 10% commission as the usual standard for projects of this type. Chairman Field asked Mr. Harrison his opinion on whether this commission was in line with this type of real estate transaction. Mr. Harrison said he believed it was and that it might be negotiated if it was a larger transaction.

Mr. Sitzlar mentioned his concern that Mr. Berry might have some negatives with some residents in the landfill's area because of some of his previous work in the community. Years ago he said Mr. Berry was involved in trying to put a smelting plant, the landfill, and other projects in the area that upset some of the residents in the area and that this history should be explored with Mr. Berry to make sure he is the best professional for the project. Mr. Gilbert said he could also recommend a

former client who might be well suited for the Phase I transaction (the three parcels that do not involve Monterrey Mushrooms).

Mr. Harrison recommended that the Commission approach Monterrey Mushrooms directly for that phase of the project (Phase II). He believed that no one else had much use for this property but the Commission. He also said he thought it would be unnecessary to make the real estate contract contingent on whether the Commission received a permit because the additional land would have value for other purposes, including buffer. Chairman Field said he was fine with using Mr. Berry or Mr. Gilbert's recommendation on Phase I of the transaction so long as progress was being made on the project. Chairman Field will speak with the County Mayor regarding his relationship with Monterrey Mushrooms and try to get Phase II of the project in the works. Mr. Gilbert will work with Mr. Harrison and Mr. Sitzlar to determine whether Mr. Berry is the suitable professional for Phase I of the project and proceed with his engagement if he is determined to be so.

Mr. Gilbert also distributed copies of a one page summary that would be given to the County Commission to answer any questions concerning the acquisition of additional property. He also reported that his firm's research of city council records had revealed that the City of Loudon had not opted into the Jackson Law.

Mr. Harrison said he would be emailing commissioners a spreadsheet of the discussions that were held in connection with the Commission's recycling workshop in May. Chairman Field asked Mr. Harrison to discuss with the workshop facilitator what she thought they should do with the information gathered at the workshop. Mr. Harrison said he would invite the facilitator to the next Commission meeting.

**MOTION:** Mr. Sitzlar made a motion to adjourn the meeting at 8:20 p.m., which was seconded by Mr. Akins. Motion was unanimously approved by the members present.

The next regular meeting of the Commission will be held on July 8, 2008 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,

  
Steve Field, Chairman  
Loudon County Solid Waste Disposal Commission

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**July 8, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on July 8, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Robert Harrison, Ted Sitzlar, John Watkins, Bill Waldop, Jim Akins, and Aprell Patterson. Other attendees included Attorney Bud Gilbert; Loudon County Recycling Manager Gordon Harless; and Santek representatives Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order.

**MOTION:** Mr. Waldrop made a motion to approve the June minutes. Motion was unanimously approved by the members present.

The Commission reviewed its cash activity report for the month. Mr. Harrison asked if there had been any action taken with the Trustee's office regarding putting the Commission's security fees in a separate long-term account. Mr. Gilbert and Chairman Field will schedule a call with the Trustee's office to discuss the best way to invest the Commission's money.

Ms. Maples presented Santek's Operations report to the Commission. Mr. Sitzlar asked if the tire wall was complete. Landfill Superintendent Paul Thomas said it should be completed tomorrow.

Ms. Maples informed the Commission that Santek would be constructing Module G next rather than Module F. She said the reason for this change was due to higher waste volumes. Module G is a much larger area than Module F.

Next item on the agenda was a draft letter regarding Methane Monitoring Well-1. A verbal recommendation was given to Santek to install MMW-1, but Chairman Field said he would like TDEC to put it in writing. Three options were presented to TDEC in the letter. One, continue to monitor the well quarterly; two, keep it in place but not monitor it unless requested in writing by TDEC, and three, abandon the well and reinstall a new well upon request from TDEC. The Commission decided to modify the letter.

The Commission was given a copy of an email sent from Auditor Richard Hill to Chairman Field. The email explained that the fee for 2007-08 audit will be \$5,500. A short discussion was held regarding the \$275 increase from last year's audit.

**MOTION:** Mr. Waldrop made a motion to accept Mr. Hill's proposal, which was seconded by Mr. Sitzlar. Motion was unanimously approved.

Next, Chairman Field said he had spoken to Mayor Arp regarding the Monterrey Mushroom property. Mayor Arp and Pat Phillips will set up a meeting with Monterrey Mushroom to discuss the property purchase.

Mr. Gilbert said after discussions with Mr. Sitzlar and Mr. Harrison, Realtor Doug Berry of Blue Ridge Development, LLC would be working on the acquisition of the smaller properties. Mr. Gilbert said he was waiting for Mr. Berry to send an engagement contract.

Mr. Harrison apologized for not having his wife at the meeting to discuss May's workshop. He distributed a spreadsheet of all the topics discussed at the meeting. Mr. Gilbert will clean it up and forward to attendees.

Mr. Waldrop updated the Commission on the landfill gas to energy meeting earlier in the day with Santek representatives Rob Burnette, Ron Vail, and Lorie Maples. Mr. Waldrop said there was still much exploration to do in regards to characterizing the waste and determining a methane production rate. Chairman Field asked if there has been any cost estimates determined. Mr. Waldrop said he was given an estimate of \$30,000 per acre for installation.

Chairman Field said he had spoken to Mayor Arp about holding an "Amnesty Day" at the landfill, sponsored by LCSWDC, Loudon County, and Santek. Ms. Maples discussed some of the logistics that would have to be considered for the event. Mr. Harrison commented he would also like to see the money spent on helping the convenience centers with recycling.

Mr. Harrison asked if Dr. Bachus has provided the Commission with any post-closure financial information they had requested quite awhile ago. Neither Mr. Gilbert nor Chairman Field had received anything regarding this project. Mr. Harrison also asked if anyone knew the status of Keep Loudon County Beautiful and where the litter grant was being used. Mr. Harless said the litter grant was now coming to the convenience centers for education.

**MOTION:** Mr. Waldrop made a motion to adjourn the meeting at 8:30 p.m., which was seconded by Mr. Akins. Motion was unanimously approved by the members present.

The next regular meeting of the Commission will be held on August 12, 2008 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman  
Loudon County Solid Waste Disposal Commission



**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**August 12, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on August 12, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Robert Harrison, Ted Sitzlar, John Watkins, Jim Akins, and Bill Waldrop. Other attendees included Attorney Bud Gilbert; Loudon County Recycling Manager Gordon Harless and Assistant Alisha Neil; Realtors Doug Berry and Jay Cobble; and Santek representatives Cheryl Dunson, Paul Thomas, and Lorie Maples.

Chairman Field called the meeting to order.

**MOTION:** Mr. Watkins made a motion to approve the July minutes with changes. Motion was unanimously approved by the members present.

Mr. Harless introduced Alisha Neil to the Commission. Ms. Neil will be educating the public on recycling and working with the "Stop Litter" campaign.

The Commission reviewed its cash activity report for the month. As requested by the Commission, Loudon County Finance provided the Commission with the revised cash activity reports from October 2007 through July 2008. Ms. Maples informed the Commission that George's Hauling Service has brought their account up to date, which meant the Commission no longer had any accounts receivables left for collection.

Ms. Maples presented Santek's Operations report to the Commission. Ms. Maples informed the Commission there was a mishap with the tire wall and it would be next week before the wall would be completed. She also stated there had been some complaints from the Co-op regarding the landfill not having room for their tires. She told them Mac Tire has had some operational issues in Knoxville and does not always pick up the tires in a timely manner.

During the Attorney's Report, Mr. Gilbert said the Commission needed to determine Santek's portion of the Lenoir City reimbursement payments. He said he would work on a proposal and present it to the Commission in the near future for further consideration.

Mr. Gilbert distributed copies of the "Questions and Answers about the Proposed Modification", which will be used when the time comes to educate the government entities on the landfill permit modification.

He also distributed copies of the "Exclusive Representation Agreement" from Mr. Doug Berry of Blue Ridge Development, LLC. Mr. Berry explained the \$100 hourly contingency fee would be compensation for their work if the Commission decided to not purchase the property after a viable offer to sell was presented. Mr. Berry explained he would be working under a Buyer's Representation contract and that is why the Commission would be paying the commission and not the seller. He said sellers would not be willing to pay a real estate commission under the circumstances where their property was not on the market. Mr. Harrison asked Mr. Berry how many hours he would need to put into the project. Mr. Berry said 40 to 80 hours. Mr. Harrison also asked if they could use one parcel without the others. Dr. Bachus explained that they needed a

better look at the property boundaries before this could be determined. Mr. Berry said they would also probably have to get appraisals on each of the three parcels.

Mr. Sitzlar expressed his concern about the contingency fee being an open amount. Mr. Gilbert said the Commission could change the agreement to include a limitation on the hourly charge. Various discussions were held regarding the value of the property and the contingency fee provision in the proposed contract. Mr. Cobble explained to the Commission that once appraisals are done it will help determine how much the land is worth. Mr. Gilbert said his best advice would be to let the professionals do the work in determining these answers before the Commission decides on what amounts it should offer on the property.

**MOTION:** Mr. Watkins made a motion to accept Mr. Berry's agreement with a maximum number of hours on the contingency fee to be established in the agreement by the Chair and Mr. Berry's firm. Mr. Harrison seconded the motion.

Mr. Watkins noted that he would probably oppose the agreement because he would like the government bodies to be more involved in the decision. Chairman Field explained his process of educating Mayor Arp on the project and how the Mayor is involved in the Monterrey Mushroom property acquisition. Mr. Harrison said the tri-party agreement has empowered the commission to take the politics out of these decisions and that is why he was personally comfortable with going this route. He said the time to get the government bodies and the public involved will come after we acquire options on the property. Mr. Gilbert also reminded Mr. Watkins that at the September 11, 2007 Commission meeting the steps and process the Commission would be taking in order to buy additional property was discussed and finalized. He stated that the planned approach was designed to allow the Commission's agents to get the best price on the property and not to keep officials out of the loop. Mr. Harrison said the Commission might have to decide to proceed even if the County Commission prefer that it not. He said it would be a grave mistake to turn over the property acquisition to County Commission. Mr. Waldrop agreed the government bodies want the Commission to make the decision. Mr. Sitzlar said he would really like to get the information on what the property was worth before they proceeded.

**MOTION:** With a vote of 4 -1-1, Mr. Harrison, Mr. Akins, Mr. Waldrop, and Chairman Field voted to pass the motion. Mr. Sitzlar voted no and Mr. Watkins abstained. Motion carried.

Next on the Attorney's Report was a project list and calendar for the Commission. Commissioners reviewed the list and marked off the projects they have already completed. Mr. Gilbert said he would be composing a letter to the State regarding the methane well issue.

Mr. Gilbert and Chairman Field provided the Commission with an update on their meeting with the Loudon County Trustee's office. Mr. Gilbert said the Trustee educated them on the process the office followed when investing the Commission's money. Mr. Gilbert said his view after their meeting was that the Trustee's office was the best place for the Commission's money at this time. He also said the Trustee believed the Commission did not have an option of removing its money from the Trustee's office. Mr. Sitzlar said the Commission looked at investing its money elsewhere years ago. He remembered there was a lengthy process to do it. Mr. Gilbert said he did not think the Commission would achieve anything by hiring a financial advisor at this time. Chairman Field said he was very surprised to discover how proactive the Trustee was on moving the Commission's

money around when necessary or appropriate to obtain higher interest rates when possible. Mr. Watkins said he would like to know the rate of return on the Commission's money.

Next on the agenda was an informative presentation from Dr. Bachus on landfill gas to energy. Dr. Bachus explained that in evaluating the closure/post-closure funding mechanism, he needed to gather some additional information regarding a possible landfill gas project. He said these two things were tied together. Mr. Harrison said the Commission needed to see the post-closure numbers fairly quickly. Dr. Bachus said he would have the numbers available by the next meeting. Additional discussions were held concerning the possibility of partnering with Santek on selling carbon credits.

Chairman Field said he was approached by a representative of U.S. Cellular regarding the company's desire to place a 190 foot cell tower on landfill property. He commented that the Tennessee National neighbors might not like the idea of a cell tower.

**MOTION:** Mr. Waldrop made a motion to authorize Mr. Gilbert to hire an appraiser for the Monterrey Mushroom property with a ceiling of \$5,000.00, which was seconded by Mr. Akins. Motion was unanimously approved by the members present.

**MOTION:** Mr. Waldrop made a motion to adjourn the meeting at 9:30 p.m., which was seconded by Mr. Harrison. Motion was unanimously approved by the members present.

The next regular meeting of the Commission will be held on September 8, 2008 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman

Loudon County Solid Waste Disposal Commission

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**September 9, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on September 9, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Robert Harrison, Ted Sitzlar, Jim Akins, Bill Waldrop, and Aprell Patterson. Other attendees included Attorney Bud Gilbert; Loudon County Recycling Manager Gordon Harless; and Santek representatives Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order.

**MOTION:** Mr. Waldrop made a motion to approve the August minutes with change. Motion was unanimously approved by the members present.

The Commission reviewed its cash activity report for the month. Chairman Field said the Trustee's number and what is reported on the cash activity report seem to be in line with each other. Mr. Waldrop said he would like to ensure they match.

Mr. Harless informed the Commission his department was creating a new website to educate the public on litter and recycling.

Ms. Maples presented Santek's Operations report to the Commission. She told them the tonnage report would now include a running 30 day average. She also reported the tire wall was complete and should be operational this month once they receive an open-top trailer. Mr. Harrison asked if Santek had looked at hauling tires directly to a cement kiln. She said they had in the past but believed they needed to be shredded.

A copy of the hydrogeology study for the permit expansion was provided to the Commission. Also, included in the Operation's report was a letter from the President of Santek asking the Commission for an anticipated date of when they would be signing the Part One Permit Application. Chairman Field said he hoped the Commission had an answer on the property within a month or two. Mr. Gilbert reported Mr. Berry had spoken to Mr. Thornton to discuss Tennessee National's interest in selling a small area of their property. Mr. Thornton has requested the expected maximum elevation of the landfill once it was permitted to include the additional property. He also reported the appraisals for both locations should be available no later than October 1<sup>st</sup>. Mr. Harrison asked if the other two property owners had been contacted. Mr. Gilbert said it was Mr. Berry's plan to approach Tennessee National first. It was agreed Mr. Gilbert would respond to Santek's letter with a January 1<sup>st</sup> date. Mr. Harrison said he wanted to continue to pursue the additional property, but noted the Commission might need to decouple the proposed permit expansion and property acquisition. He also commented that Mr. Berry should communicate to Tennessee National the Commission will not be restricted on current land. Mr. Waldrop asked the question if growing trees such as evergreens would help minimize the view of the landfill to neighbors. Mr. Harless said it might be something Keep Loudon County Beautiful could do as a service project. Mr. Sitzlar said it was already a heavily wooded area. Discussions were held on how high the elevation would eventually be at final elevation. Chairman Field said he would get with Dr. Bachus and Santek's engineering department to get the answer.

During the Attorney's Report, Mr. Gilbert said he had changed the language of the contingency fee in Mr. Berry's engagement agreement to read "not to exceed \$12,000 based on 120 hours" as requested by the Commission.

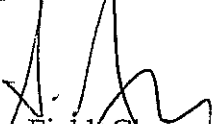
Mr. Waldrop reported his research on a potential landfill gas project. He summarized his discussions with TVA, Monterrey Mushroom, and Kimberly Clark. TVA was not currently accepting landfill gas but would possibly be around January. Monterrey Mushroom would need to retrofit their boiler to be able to use methane and were told by another source the landfill did not generate enough landfill gas at this time. He said Kimberly Clark was very interested in a landfill gas project but needed more data about the landfill's methane generation. Mr. Waldrop said he would like to get with Santek and Dr. Bachus to shore up some of the numbers.

Chairman Field said it looked like the cell tower company had found another location.

**MOTION:** Mr. Sitzlar made a motion to adjourn the meeting at 8:00 p.m., which was seconded by Mr. Akins. Motion was unanimously approved by the members present.

The next regular meeting of the Commission will be held on October 14, 2008 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman

Loudon County Solid Waste Disposal Commission

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**October 14, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on October 14, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Robert Harrison, Ted Sitzlar, Jim Akins, Aprell Patterson, and John Watkins. Other attendees included Attorney Bud Gilbert and Santek representatives Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order.

**MOTION:** Mr. Harrison made a motion to approve the September minutes. Motion was unanimously approved by the members present.

The Commission reviewed its cash activity report for the month. Chairman Field confirmed the Commission's Cash Activity Report was balanced every month with the Trustee's Report to the penny. Mr. Gilbert said he would like to see a running total of the closure/post-closure fees on the report as provided on the form. He said it should be a separate journal entry on the County's books.

Ms. Maples presented Santek's Operations report to the Commission. She reported the tire wall was in operation and customers were pleased with the change.

During the Attorney's Report, Mr. Gilbert distributed an email from Appraiser Bailey Sharp. Mr. Sharp needed additional information. On the Tennessee National property, he wanted to know how much of the tract the Commission needed to be appraised. After a discussion of the matter, it was decided that Mr. Sharp should appraise the approximate areas originally identified on the land acquisition map (which in the case of the three properties on the west side of the landfill represented approximately 3 total acres). Chairman Field said he was trying to setup a meeting with Monterrey Mushroom's Greg Sweet to discuss the appraisal for their property.

Next, Mr. Gilbert distributed a draft response to Santek's letter requesting that the Commission proceed with the permit application for modifying the landfill as first contemplated by Santek during the bid process for their current operating contract. He said Cheryl Dunson had also contacted him before the meeting regarding the Commission's response. After a discussion of the letter, Mr. Gilbert stated that he would send it to Santek tomorrow.

Chairman Field discussed a phone call he received from Santek President Eddie Caylor, Vice President Cheryl Dunson, Vice President Rob Burnette, and Lorie Maples. He said Mr. Caylor believed very strongly that the Commission should separate its land acquisition project from the landfill modification permit and proceed with signing the submitted Part One application to accomplish the same. Chairman Field observed that the Commission sometimes moved very slowly and Santek had a contractual obligation and wanted to move forward now to make sure it could fulfill its contractual obligations. Chairman also noted that one factor to be considered was that if the Commission proceeded with permitting the additional land now, the Commission would be responsible for the expenses. He said one approach would be to go with the submitted permit modification from Santek and make a pitch to County Commissioners about the LCSWDC's desire to acquire additional property for future landfill use. He concluded that by deferring the additional permitting, cost could also be deferred.

Mr. Gilbert expressed his concern that the decision was difficult to analyze and advise the Commission on because he had no cost information on the impact of the various options. He asked if Mr. Field knew what the amount of the cost would be to include the new land in the permit. Mr. Field believed it would be in the thousands of dollars and take at least 6 months. Mr. Harrison said the Commission had three responsibilities. First, to give the State of Tennessee 10 years of capacity; two, see that Santek provides the community with 22 years of service under the operating contract; and three, to look beyond 22 years to properly plan for the future. He said in his mind he has already separated the two responsibilities and believed it would simplify the land acquisition and allow the Commission more time to be cautious. He commented he was concerned about making additional capital expenditures before the Commission had a better understanding and control of the closure/post-closure costs. He said he was prepared to separate the two issues tonight. Mr. Gilbert said he was still having difficulty analyzing the options for the Commission because he did not know what opportunity costs or cost savings the Commission might lose by deferring the land acquisition project.

Mr. Harrison asked if they needed a third party to review the permit modification. Ms. Maples said Dr. Bachus had already looked at the drawings during the RFP process. Chairman Field observed that Santek were professionals who wanted to maximize the landfill space within the terms of their operating contract. Mr. Watkins commented that was what we hired Santek to do. Mr. Sitzlar said he was concerned that the land acquisition project was taking longer than expected. Mr. Gilbert encouraged the Commission to wait 30 more days, at which time he believed the Commission would have the appraisals on the land and a response to the Commission's letter to Santek and could then make a better decision.

Chairman Field informed the Commission about TDEC's revision to the solid waste regulations. He said some of the changes included banning cardboard and green waste from the landfill. He was told due to public outcry, the proposed changes were on hold until sometime next year. His comment was that the changes were to encourage recycling but the State was using a big hammer.

**MOTION:** Mr. Watkins made a motion to adjourn the meeting at 7:45 p.m., which was seconded by Mr. Harrison. Motion was unanimously approved by the members present.

The next regular meeting of the Commission will be held on November 11, 2008 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman

Loudon County Solid Waste Disposal Commission

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**November 11, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on November 11, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Robert Harrison, Ted Sitzlar, Jim Akins, Bill Waldrop, and John Watkins. Other attendees included Attorney Bud Gilbert, Realtor Doug Berry and Santek representatives Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order.

**MOTION:** Mr. Watkins made a motion to approve the October minutes. Motion was unanimously approved by the members present.

The Commission reviewed its cash activity report for the month. It was suggested the Commission might want to transfer a portion of their cash balance into the closure reserve fund. The Commission is still waiting on Dr. Bachus' closure/post-closure analysis before making a final decision.

Ms. Maples presented Santek's Operations report to the Commission.

Mr. Gilbert said he had been notified by Lenoir City's city manager, Dale Hurst, that the bid for solid waste collection would be out soon. He said he would send Mr. Gilbert a draft copy to ensure the disposal language is acceptable to the Commission. Mr. Hurst also mentioned Waste Connections wanted the RFP to allow them to bring in replacement tonnage for the tonnage that they picked up from the city since they had mixed loads in their trucks. Mr. Hurst also wanted confirmation that Lenoir City would be entitled to the government rate even if the city used a contractor to haul its solid waste to Matlock Bend. After a discussion of both questions, the Commission confirmed with Santek's representatives as the meeting that the government rate would be available under such circumstances and also decided that the replacement tonnage arrangement proposed by Waste Connections presented several operational issues that made it unacceptable.

Mr. Berry was present to discuss the property appraisals. Chairman Field asked Mr. Berry if the appraisal for Monterrey Mushroom in the amount of \$12,088 per acre seemed in line with the market. Mr. Berry said the price for unimproved industrial property averaged in the range of \$15,000 per acre. The other three properties appraised from \$6,000 per acre to \$7,500 per acre. The higher amount was based on the property having frontage on Highway 72.

Mr. Gilbert suggested the Commission seek an option on the property. It was decided Chairman Field and Mr. Gilbert would first speak with Monterrey Mushroom about the appraisal and get a sense of the company's interest of providing an option on the property. Mr. Berry will speak with other property owners about appraisals and see if they are interested in selling. Chairman Field said he would seek Santek's opinion on how much life the property would give the landfill.

During the Attorney's Report, Mr. Gilbert reported to the Commission he did not believe the Jackson Law applied to the Matlock Bend Landfill. He distributed copies of the Tennessee Department of Environment & Conservation's (TDEC) Standard Operating Procedures for the



Jackson Law. Ms. Maples said Santek's Engineering Department was told by the TDEC permitting office Loudon county would require Jackson law approval. Mr. Gilbert will do some additional research. Mr. Harrison said he would like to wait until next month to sign the Part One Application when the Jackson Law issue is resolved.

Mr. Harrison asked if the Commission was still waiting for Dr. Bachus to provide his analysis on the closure reserves. He said he would like the Commission to be able to offer solid waste grants to stockholders and build alliances.

**MOTION:** Mr. Sitzlar made a motion to adjourn the meeting at 8:50 p.m., which was seconded by Mr. Waldrop. Motion was unanimously approved by the members present.

The next regular meeting of the Commission will be held on December 9, 2008 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman

Loudon County Solid Waste Disposal Commission

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**December 9, 2008**

The Loudon County Solid Waste Disposal Commission (the "Commission") met on December 9, 2008 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Steve Field, Robert Harrison, Ted Sitzlar, Jim Akins, Bill Waldrop, and Aprell Patterson. Other attendees included Attorney Bud Gilbert and Santek representatives Paul Thomas and Lorie Maples.

Chairman Field called the meeting to order.

**MOTION:** Mr. Waldrop made a motion to approve the November minutes. Motion was unanimously approved by the members present.

The Commission reviewed its cash activity report for the month. Mr. Sitzlar asked about the line item "Closure Reserves." Mr. Gilbert said this line item reflected the total amount Santek has paid the Commission in closure fees under the new contract since October 1, 2007. He said this line item should be moved to the left since it is a component part and not an addition to the cash balance.

Ms. Maples presented Santek's Operations report to the Commission. Ms. Maples requested the Commission sign the part one permit application submitted by Santek for the Commission's approval in May. Mr. Gilbert updated the Commission on his discussions with TDEC about the Jackson Law and said he was waiting on a letter from TDEC confirming that the Jackson Law was not needed for this application.

**MOTION:** Mr. Harrison made a motion for Chairman Field to sign the permit application, which was seconded by Mr. Sitzlar. Motion was unanimously approved by the members present.

Chairman Field and Mr. Gilbert discussed their meeting with Monterey Mushroom's Greg Sweet. Mr. Sweet said he has forwarded the appraisal to the Monterey Mushroom's regional manager, who will be discussing it with the company's owner. Mr. Sweet wanted to know if the Commission was under a strict timeline, and said he should have an answer back in January. Mr. Gilbert added that Mr. Sweet indicated that Monterey Mushroom did not have any plans for the property in question.

During the Attorney's Report, Mr. Gilbert reported Mr. McGill with Waste Connection's had contacted him to discuss substituting Lenoir City's waste to densify their routes. Mr. Gilbert informed Mr. McGill of this meeting and recommended that he present his request to the Commission.

A draft copy of Dr. Bachus' closure/post-closure assessment was distributed. Chairman Field reminded the Commission that the goal of Dr. Bachus' analysis was to determine if the State of Tennessee's closure and post closure bond amount calculations were reasonable. Mr. Gilbert explained that if the analysis showed that the state's required bond amount was too high, the Commission could request that the bond amount be adjusted. Mr. Sitzlar said he would like to see the Phase I closure costs and also wanted to know how much Loudon County was responsible for under the security bonds. Chairman Field recommended that Commission members prepare a list of questions for Dr. Bachus.

Chairman Field said recycling revenues were really down and was wondering how it has affected the convenience centers. Mr. Waldrop said the watershed committee would be meeting next week and they were going to be discussing recycling and garbage. Mr. Harrison said he had a discussion with City of Loudon's Public Works Director Bill Fagg about the city's needs in the solid waste area. Mr. Fagg told Mr. Harrison the city would like to purchase a new chipper. Chairman Field recommended that the city apply for a recycling grant from the State of Tennessee and suggested that the City, the Commission, and Santek consider a joint effort to acquire a chipper for the yard waste.

Mr. Harrison said he spoke with four engineering firms who would be interested in working with the Commission and are located closer in proximity to the landfill than Dr. Bachus's Atlanta office. Mr. Gilbert recommended that the Commission consider issuing a Request For Qualifications for engineering services, which could be done when the Commission has a project needing a third party analysis or at any time if the Commission desired to retain an engineering firm on a standby basis.

**MOTION:** Mr. Waldrop made a motion to adjourn the meeting at 8:05 p.m., which was seconded by Mr. Sitzlar. Motion was unanimously approved by the members present.

The next regular meeting of the Commission will be held on January 13, 2009 at 6:30 p.m. at the Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman  
Loudon County Solid Waste Disposal Commission