

**Minutes**  
**Loudon County Solid Waste Disposal Commission**  
**September 13, 2016**

The Loudon County Solid Waste Disposal Commission (Commission) met on September 13, 2016 at 6:30 p.m. at the Loudon County Office Building. The Commission was represented by Steve Field, Larry Jameson, Bruce Hamilton, John Watkins, Kelly Littleton-Brewster, Dennis Stewart and Art Stewart. Other attendees included Attorney Kevin Stevens; City of Loudon Mayor Jim Greenway; Santek representatives Tim Watts, Raymond Givens and Cheryl Dunson; and residents Aileen Longmire, Betty Jo McAllister and Kaye Wallace.

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

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

**MOTION:** Mr. Watkins made a motion to approve the minutes. Mr. Art Stewart seconded the motion. Ms. Littleton-Brewster questioned whether copies of summary invoices from the Luna Law Group were distributed at the August 9, 2016 meeting. The minutes were amended to reflect that certain Commissioners specifically recalled that the invoices were distributed whereas others did not. The amended minutes were approved unanimously.

During Items of Public Concern, Mayor Greenway expressed his appreciation for the recent tour of the Matlock Bend Landfill.

Ms. Pat Hunter said she received a copy of CPI increase information from Santek, but it only detailed the stakeholder rates and the gate rate. She said she was concerned that CPI increases are not being applied to special users of the landfill. Mr. Field said all customer disposal rates are listed in the monthly customer activity reports. Mr. Jameson asked Santek to provide information regarding CPI increases for all customers.

Ms. Hunter asked about the status of the landfill's Title V air permit. Mr. Field said he had no news.

Ms. Dunson presented the Cash Activity Report and Santek's Operations Report.

Ms. Dunson introduced Mr. Watts to the Commission. She said Mr. Watts is Santek's new chief operating officer and was in attendance to lend his support to Santek's new closure/post-closure proposal. Ms. Dunson then explained the new proposal which includes increasing the security fee to \$1.50 per ton. During a proposed five-year extension to the existing management agreement, the increase will generate approximately \$4.5 million in security fees in addition to the Commission's current closure/post-closure accrual. Santek will close also 32 acres of the landfill and will lower the elevation of the landfill from 1,125 feet to 1,093 feet. At the termination of the contract, there would be no remaining constructed airspace, but the Commission would have the option to continue landfill operations or close the facility. If the Commission approved the funding mechanism, Santek would modify the major permit modification to the Tennessee Department of Environment and Conservation (TDEC) and would submit a phased closure plan.

Mr. Watts said the new proposal is a good faith effort on Santek's behalf to be a better partner to the Commission and to take responsibility for its portion of closure activities. Mr. Dennis Stewart said the proposal was much better than anything he'd seen in the past, and was encouraged that Santek wanted to work with the Commission as partners. Mr. Jameson said he's not sure \$1.50 per ton is adequate, but the proposal was good. Ms. Littleton-Brewster said she appreciated the new proposal, but said the Commission should be very deliberate in its evaluation of the proposal and should present it to its third-party stakeholders, engineer and auditor. Mr. Watts said he encourages this type of deliberation.

Mr. Watkins questioned the fact that the proposal did not include additional constructed airspace at the termination of Santek's contract. Mr. Field said the Commission would need to plan ahead, perhaps five years in advance, and decide in which direction it wanted to go. Mr. Stevens asked how many acres the Commission would be responsible for closing under the proposal. Mr. Watts replied 22 acres. Mr. Jameson asked about financial assurance with TDEC. Mr. Stevens said responsibility for financial assurance remains with the owner of the landfill. Mr. Field said the only way to fully transfer liability for financial assurance would be to obtain a bond, which is cost prohibitive. However, Mr. Field added that auditor Richard Hill could include a note in the next audit to detail Santek's responsibility for closure under the contract. This would provide the Commission with a more accurate analysis of any remaining contractual liability for closure activities.

Regarding the Poplar Springs Landfill, Mr. Field said he had a conversation with Loudon County Mayor Buddy Bradshaw and was told that there has been a lot of discussion with the land owners but the terms are not fully resolved.

Mr. Field also addressed record management. He said the Commission has been relying on the Loudon County Mayor to manage its records. Mr. Stevens this process was established to keep an accurate log of all records requests and responses. He indicated that this process was necessary due to the vast number of records requests that the Commission receives. He said in 2014 the Commission formalized the process by (1) adopting the Loudon County Open Records Policy; and (2) administering all record requests through the County Mayor's office. Mr. Stevens said he believes the policy is working adequately, given that the County has staff to maintain records and the Commission has no full-time staff members. Mr. Jameson said the process is a big improvement than what was in place prior to the new policy and doing something different would cost the Commission money. Ms. Hunter said information is incomplete and pages are missing from the meeting packet. Mr. Field said all packets can be found online. Ms. Littleton-Brewster asked if all records are in one central location. Mr. Field said records are located in the office where the County's IT personnel used to be next to the Loudon County Board of Education.

During the Attorney's Report, Mr. Stevens distributed copies of the interlocal government agreement which created the solid waste disposal commission. He said the Commission needed to consider the approval process for any contract amendment and how it would obtain input from the stakeholders. He specifically referred to paragraph 4 (a) 3 & 4 of the agreement. Mr. Jameson said there are a lot of different opinions about input from the stakeholders, but he said the Commission should decide what is best collectively and, then, take it to the stakeholders.

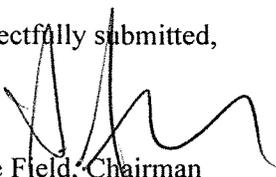
Mr. Jameson said the No Hunting and No Trespassing signs for the Commission's property should be ready next week.

Mr. Field presented two invoices for payment: \$2,500 for legal services and \$3,750 from Loudon Utilities for the quarterly water line bill.

Mr. Field adjourned the meeting at 8:05 p.m.

The Commission's next regularly scheduled meeting is October 11, 2016 at 6:30 p.m. at the Loudon County Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman  
Loudon County Solid Waste Disposal Commission