

## Minutes

### Loudon County Solid Waste Disposal Commission

January 8<sup>th</sup>, 2019

The Loudon County Solid Waste Disposal Commission met on January 8<sup>th</sup>, 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, Justin Givens, and Brandon Shirk; and residents Aileen Longmire, Mike Orr, and Brian Bowers.

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.

The minutes that were included in the meeting packet were in rough draft form.

**MOTION:** Mr. Larry Jameson made a motion to wait to approve the final copy of the minutes from December 11th, 2018 during February's scheduled meeting. Ms. Kelly Littleton-Brewster seconded the motion. It passed unanimously.

During items of Public Concern, Mr. Mike Orr voiced his concerns about the amount of mud and sediment being tracked onto the highway by trucks exiting the landfill. His concerns were also that the road leading from the wheel wash to the landfill exit is graveled, which allows trucks to collect more debris after exiting the wash bay. He said that in the past month, the issue had gotten worse and he would like to know that the proper steps are being implemented to correct the situation.

Mr. Justin Givens spoke of plans to pressurize the rumble wheel wash, which would spray water on each side of the vehicle as well as the undercarriage. He updated that the supplies and parts had been ordered earlier that day and he anticipated that Piney Ditching would start the construction early the following week. He also updated that the gravel leading to the landfill exit had silted over and was not allowing water to drain correctly; however, he cut the existing rock as much as 9 inches and laid new gravel to allow for better drainage, resulting in less build-up and debris.

Mr. Larry Jameson also spoke of the additional measures that Santek had taken to reduce the issue of debris on the highway by using a street sweeper to collect the existing debris from the highway as well as washing the roadways with a pressurized water truck. However, he expressed concern with the potential for contaminated water to wash into the creek.

Ms. Kelly Littleton-Brewster also raised concerns of build-up in the ditches and under the guardrail along Highway 72. Mr. Steve Field suggested that Santek collaborate with TDOT or the City of Loudon to correct this issue.

Ms. Kaitlyn Hampton presented the Cash Activity Report for December 2018.

Mr. Steve Field suggested separating the interest from the Security Fee that is being garnered every month into a more appropriate fund. Mr. Kevin Stevens then suggested segregating the Security Fee from the Host Fee altogether. Mr. Steve Field requested that Mr. Bruce Hamilton check with Ms. Tracy Blair about her recommendations regarding how each fee can be separated into individual accounts.

Ms. Kaitlyn Hampton presented the Operations Report for December 2018.

Mr. Kevin Stevens provided an update regarding the Contract Modification process. He referenced a redline draft of the proposed amendment, which was previously emailed to the Board. In this document, Santek had proposed language that could potentially extend the expansion an additional two years beyond the proposed five-year term, contingent on filling Module 3 in the event that the waste stream and levels drop drastically; however, Dr. Bachus recommends that the extension allow for a fixed term. Mr. Kevin Stevens also added more definitive language with regard to the use of adjacent soil from the LCSWDC's property outside of the permitted landfill footprint, which would include an erosion and sediment control plan. Mr. Kevin Stevens has also added language to the phased closure plan to allow for more rapid phased closure to reduce the liability of the Commission. This included closing 14 acres by no later than the end of 2021 and thereafter closing an additional 14 acres every 5 years, which would put Santek on track to close 42 acres by the end of the contract in 2032. Dr. Bachus is currently working on the formula that will allow the annual security fee rate to be adjusted on a yearly basis to ensure that two targets are met: LCSWDC not having any net liability by the year 2027, and to have a surplus of \$1.6 million in the Security Fee account by the year 2032.

**MOTION:** Tammi Bivens made a motion to send the revised amendment to Santek, noting that it has not been formally approved and may be subject to additional revisions in the future. Mr. Art Stewart seconded the motion. It passed unanimously.

Mr. Kevin Stevens presented an invoice from Dr. Bachus for his services to date, regarding the analysis of the contract modification negotiations. This invoice totals \$5,801.67.

**MOTION:** Mr. Bruce Hamilton made a motion to pay the invoice for Dr. Bachus' services. Mr. Larry Jameson seconded the motion. It passed unanimously.

Mr. Kevin Stevens also updated about a request that was sent to Mayor Bradshaw from an attorney in Chattanooga which requested information relative to Santek's contract and tipping fees. Mr. Kevin Stevens will forward the email to Santek.

Mr. Kevin Stevens' assistant updated the meeting notices with the News Harold for the year.

Mr. Steve Field mentioned the need to update the Commissioner's manuals.

Mr. Steve Field provided a Poplar Springs update. He updated that the grant money from Poplar Springs had not yet been issued. He also presented an invoice from Smith Gardner totaling \$2049.66 for the monitoring, maintenance, and inspection plan of Poplar Springs. The Board discussed making a request to see the plan for monitoring and maintenance made by Smith Gardner.

**MOTION:** Mr. Larry Jameson made a motion to pay the invoice for Smith Gardner's services. Mr. Art Stewart seconded the motion. Mr. Steve Field held a roll call vote in which Ms. Kelly Littleton-Brewster and Mr. John Watkins did not approve. The motion passed.

Mr. Steve Field presented two invoices as follows: two months of employee payroll taxes totaling \$53.83; and monthly legal fees from Kennerly Montgomery.

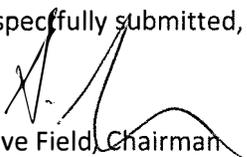
Mr. Steve Field also presented a document from a random landfill inspection conducted by TDEC representative Mr. Patrick Mulligan on December 21<sup>st</sup>, 2018, stating that Santek was found to be in

compliance; however, the Board discussed the evidence of mud on the tires in the picture that he provided. The Board discussed changing the language during the contract modification from "reasonable effort" to be more concrete and measurable in terms of prohibiting debris exiting the landfill.

**MOTION:** Ms. Kelly Littleton-Brewster made a motion to adjourn the meeting at 8:09 p.m. and Mr. Art Stewart seconded the motion. It passed unanimously.

The Commission's next regularly scheduled meeting is February 12th, 2019 at 6:30 p.m. at the Loudon County Courthouse Annex.

Respectfully submitted,



Steve Field, Chairman

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