

MINUTES

LOUDON COUNTY WASTE DISPOSAL COMMISSION

June 8th, 2021

The Loudon County Solid Waste Disposal Commission met on June 8th, 2021 at 6:30 p.m. at the Loudon County Courthouse Annex. The Commission was represented by Ms. Tammi Bivens, Ms. Pat Hunter, Mr. Larry Jameson, Mr. Art Stewart, Mr. Steve Field, Mr. Terry Small and Chairwoman Ms. Kelly Littleton-Brewster. Other attendees included Attorney Mr. Kevin Stevens; Santek and Republic representatives included Mr. Ben Johnston, Mr. Randy Dixon, Mr. Adam Hall, Ms. Hannah Burrell and Ms. Shelby Boyer; Public attendees included Mr. Richard Anklin.

Ms. Kelly Littleton-Brewster called the meeting to order at 6:30pm.

Mr. Larry Jameson led the room in the Pledge of Allegiance, followed by prayer and invocation.

Ms. Kelly Littleton-Brewster asked for a motion to approve the May 11th, 2021 minutes. Due to being absent at the May meeting, Mr. Larry Jameson abstained.

MOTION: Mr. Field made a motion to approve the May minutes and Mr. Stewart seconded the motion. Ms. Pat Hunter objected to the approval of the May minutes. Discussion- Ms. Littleton-Brewster stated that due to multiple technical issues the May meeting was not recorded and the minutes may be incomplete. Mr. Field withdrew the motion to approve May minutes.

MOTION: Ms. Pat Hunter made a motion to roll the May minutes over to the July meeting requesting time to include additional information if a recording of the May meeting can be located. Mr. Art Stewart seconded. Discussion- Ms. Tammi Bivens stated that any member of the Board may submit comments regarding draft minutes to Attorney Stevens prior to the meeting and request that changes be made before the meeting. Motion passed unanimously.

MOTION: Chairwoman Ms. Kelly Littleton- Brewster made a motion to amend the agenda to add a fourth point under the Chairman's report, item #4 Meeting Time and Place. Ms. Tammi Bivens seconded the motion. The motion passed unanimously.

MOTION: Ms. Pat Hunter made a motion to remove item #3 on the agenda, leaving Items of Public concern but removing, "Public comments to be limited to 10 minutes per person. No one will be allowed to yield their time to someone else." Mr. Art Stewart seconded the motion. Discussion- Ms. Brewster stated that as agendas are growing longer and stands by her 10-minute limit. Ms. Hunter stated that better preparation by way of receiving reports a week in advance, will shorten meeting without yielding public concern time. Ms. Tammi Bivens stated many other committees do have time limits as a general guideline and it is successful. Mr. Field stated that a recommended time frame is a reasonable request to the public, encouraging the public to prepare written material if they feel the matter will require more than 10 minutes of discussion time. Under a roll call vote, this motion failed 3 to 4.

MOTION: Ms. Tammi Bivens made a motion to amend item #3 to state a 10-minute guideline is requested for items of public concern. Mr. Larry Jameson seconded. This motion passed 6 to 1. For the record, Ms. Hunter stated that she feels this is a policy issue and should have ample discussion in open meeting where the policy discussion itself is on the agenda.

MOTION: Ms. Bivens made a motion to approve agenda as amended. Mr. Jameson seconded. This motion received 6 in favor and 1 opposed.

During the items of public concern, Mr. Anklin addressed TDEC rule 0400-11-01-2 he discussed during the May meeting. Mr. Anklin stated that Santek has been acquired by Republic as a wholly owned subsidiary. Mr. Anklin also stated that the Board needs to find out who the new General Manager will be and where they are located. Also discussed at the May meeting, Mr. Anklin presented 11 drawings provided by Santek and asked what is the exact elevation of the existing cells? Mr. Anklin stated that the permit allows for 1108ft, but that the drawings indicate different elevations. Mr. Anklin stated that the Matlock Bend Landfill affects everyone in Loudon County, and his concerns are for what will happen at the end of the current contract and the decisions that will need to be made for any extension.

During The Attorney's Report, Mr. Kevin Stevens introduced Mr. Randy Dixon, Republic Services Area Sr. Manager for Municipal Sales, Southeast. Mr. Dixon spoke to the board about Republic Services and answered questions. Mr. Dixon stated that while Republic is a big company but is made up of local people within the various communities where it operates. Mr. Dixon assured The Board that nothing will change operationally other than that there will now be more support for the Landfill through additional resources. Mr. Kevin Stevens addressed topics discussed during a meeting between himself, Chairwoman Brewster, and Republic representatives. Mr. Stevens stated that the parties discussed: financial structure of the partnership; phased closure and the Board's liability for closure and post closure costs; out of state waste; and compliance issues. Mr. Stevens stated that from a size and engineering aspect, there seems to be great potential for improvement with Republic Services.

Ms. Hunter requested answers about whether Santek technically assigned the Landfill Contract to Republic and whether Santek's transaction violated the Contract in any manner. Mr. Stevens stated that the Contract was not assigned. The new ownership purchased stock of Santek and plans to operate it as a wholly owned subsidiary. Santek also sent the proper notice of the transaction under the Contract.

Mr. Ben Johnston reviewed the Operation Reports, omitting the Cash Activity Report due to the report not being made available before the meeting. The June Cash Activity Report will be sent to the Board, made available at the county building, and will be included in the July packet. Discussion about the Operation Reports included account information and tipping fees related to the new customer, Brewster's Sanitation. The question was asked why this customer does not appear on the customer activity report. Mr. Hall stated that this company pays via cash instead of a charge account, so they are included in the report under "cash paying customers." Mr. Hall also stated he would address his staff about the concerns the Board has with securing the landfill gate. In addition, Mr. Adam Hall announced that there were no reported areas of concern on the May TDEC inspection.

Ms. Littleton- Brewster also added that the land surveying at the Matlock Bend Landfill, requested by the Board, will begin on Thursday June 10th, 2021.

Mr. Kevin Stevens addressed the phased closure plan and stated that Dr. Bachus recently provided a report that he would distribute to the Board. Mr. Stevens stated that Dr. Bachus will present the report after the Board has a chance to review the report internally.

MOTION: Ms. Pat Hunter made a motion to request Dr. Bachus attendance at the next meeting to discuss and explain his report. Mr. Stewart seconded the motion, the motion passed unanimously.

Ms. Kelly Littleton- Brewster presented The Chairman's Report, providing The Board with the Attorney Invoice for the month of May as well as the liability insurance form. Ms. Littleton-Brewster reported data gathered about purchasing laptops/ipads for the Board, as previously discussed.

MOTION: Ms. Tammi Bivens made a motion to purchase one Microsoft Surface Laptop 3 "15 – i5/8/128 (platinum) Commercial for \$1299 for the Chairman's use, Mr. Stewart seconded the motion. Per a roll call vote, this motion passed 6 to 1.

Ms. Littleton-Brewster presented the additions to the Solid Waste Commission website.

Ms. Littleton-Brewster stated that the Board has been asked to consider changing the time and/or place of the monthly LCSWDC meeting. Ms. Tammi Bivens stated the Loudon City Hall may be an option to relocate, as they have the same technology to stream the meeting. Chairwoman Brewster stated that she will work on options for this change and revisit this at the July meeting. Attorney Kevin Stevens stated that any change would have to be published for the public.

Ms. Pat Hunter stated that the draft budget is moving slowly and requested assistance from Mr. Hill to get accurate information regarding the assets for the budget. Ms. Tammi Bivens stated that for the sake of a new budget, a base line budget should be established first; then additional options such as community programs to decrease waste could be added later.

Regarding the meeting minuets, Ms. Pat Hunter stated that the most beneficial way to accurately review the minutes would be to receive the monthly minutes at least 5 days in advance of the meeting. Ms. Pat Hunter requested the cooperation of Santek/Republic in doing so.

Ms. Pat Hunter also stated it would be helpful to have appropriately sized landfill maps for the Board to reference. Ms. Brewster stated that going forward the problem of map size has been addressed along with the issue of dates on maps.

Ms. Brewster requested that the Board review and make notes on the draft stakeholder questionnaire regarding future Landfill operations that was distributed so the Board can discuss it during the July meeting. Once finalized, the questionnaire can be distributed to the stakeholders for review.

MOTION: Ms. Tammi Bivens made a motion to adjourn the meeting, Mr. Jameson seconded this motion and it passed unanimously.

Respectfully submitted,

Kelly Littleton-Brewster

Loudon County Solid Waste Disposal Commission