

## MINUTES

### LOUDON COUNTY SOLID WASTE DISPOSAL COMMISSION NOVEMBER 9<sup>TH</sup>, 2021

The Loudon County Solid Waste Disposal Commission met on November 9<sup>th</sup>, 2021 at 6:00 p.m. at the Loudon City Municipal Building. The Commission was represented by Chairwoman Ms. Kelly Littleton-Brewster, Ms. Pat Hunter, Mr. Larry Jameson, Mr. Steve Field and Mr. Art Stewart. Other attendees included Attorney Mr. Kevin Stevens; Republic/Santek representatives included Mr. Ben Johnson, Mr. Adam Hall, Mr. Mike Classen and Ms. Shelby Boyer; Public attendees included Mr. Richard Anklin.

Chairwoman Ms. Kelly Littleton-Brewster called the meeting to order at 6:05 p.m.

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

**MOTION:** Chairwoman Ms. Littleton-Brewster asked for a motion to approve the August 10<sup>th</sup>, 2021, minutes. Mr. Jameson made a motion and Mr. Field seconded this motion. Ms. Hunter stated that Attorney Stevens has a copy of the original August 10<sup>th</sup> minutes as well as her revised copy. The motion passed unanimously.

**MOTION:** Chairwoman Ms. Littleton-Brewster asked for a motion to approve the September 14<sup>th</sup>, 2021, minutes. Ms. Littleton-Brewster stated that Ms. Hunter passed out a revised copy of the September 14<sup>th</sup>, 2021 minutes; yellow highlighted areas were corrected, and red highlighted areas were to be omitted. Mr. Jameson made a motion to approve the September minutes as written. Mr. Stewart seconded this motion. Along with Ms. Hunters revisions that she printed and handed out, Ms. Littleton-Brewster and Mr. Stevens also verbally added corrections to the minutes. Ms. Hunter made a motion to accept the corrected September minutes, Mr. Stewart seconded this motion. The motion passed unanimously.

**MOTION:** Chairwoman Ms. Littleton-Brewster asked for a motion to approve the November agenda. Mr. Jameson made a motion and Mr. Field seconded this motion. Ms. Hunter stated that under #10 Old Business, she would like to add discussion of the top cash customers at the landfill, status of Dr. Bachus' itemized statements, questions with regards to the executive session and providing a signed copy of the recently amended bylaws from the attorney. Ms. Littleton-Brewster stated that under #8 Chairman's Report she would like to add meeting recordings. Ms. Hunter made a motion to approve the amended November agenda, Mr. Field seconded this motion. The motion passed unanimously.

During items of public concern, Mr. Anklin asked for clarification on wording in the September minutes concerning the process and progress of the negotiation between the Commission and Republic Services. Mr. Anklin stated that he had been trying to get copies of the August and September minutes for a week. Ms. Littleton-Brewster stated per the bylaws, draft minutes do not have to be made public before the approval of minutes, which occurs at the meeting. Mr. Anklin stated the draft minutes should be made available to the public at the time they become available to the Commission. Mr. Anklin stated that his reports from the previous month's meeting were calculated using the past numbers, assuming that nothing changes. Mr. Stevens stated again that those numbers are inaccurate and misleading. Mr. Anklin asked for a copy of the projected numbers leading to the estimated \$12 million change in financial position that Mr. Stevens spoke of previously. Mr. Jameson requested a copy of the documents signed by

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Mr. Anklin, acknowledging that he received them. Mr. Anklin stated he would be turning The Commission into the State Office of Open Records on November 10<sup>th</sup> due to not receiving draft minutes immediately when requested. Ms. Hunter stated that a possible solution could be to send the draft minutes to Anita Wells, making them available upon request. Ms. Littleton-Brewster stated that having multiple drafts as public records may cause confusion and inaccuracy in the information. Mr. Jameson stated that only the approved minutes should be made public to keep from having inaccurate information being circulated. Ms. Hunter stated that the County Commission posts their draft packets on the website before the meeting, clearly stating that they are drafts and subject to change, along with the final approved packets so the public can clearly see if any changes have been made. Ms. Littleton-Brewster stated that those boards have a designated person for that specific job and the LCSWDC works in conjunction with Republic/Santek who draft the minutes along with their own job duties, making the comparison different.

During the Attorney's Report, Mr. Stevens stated that there was a meeting held with himself, Ms. Littleton-Brewster and Republic Services representatives, Mike Classen and Randy Dixon. Mr. Stevens stated that during this meeting they discussed many concerns of the Commission including most importantly the stakeholder's rates, as well as waste mileage limits, engineering for the soil borrow areas and keeping the ridgeline accessible. Mr. Stevens stated they are waiting to hear a response back from Republic Services. Mr. Jameson asked Mr. Classen when this report may be available. Mr. Classen stated that they can have a progress report available by the December meeting and they are expecting an official answer to be conducted at the beginning of the year.

Ms. Boyer presented the cash activity report for the month of September. Ms. Boyer also presented the Commission with the operations reports as outlined in the packets distributed to the Commission. During the review of the landfill inspection, Mr. Hall noted that the one area of concern marked has been addressed and fixed. Mr. Hall stated that a third party came to the landfill and cleaned the pond, bringing it back to a satisfactory working order; which had been an area of concern the previous month.

During the Chairman's report Ms. Littleton-Brewster presented the Commission with an invoice for the attorney and payment for the meetings. Ms. Littleton-Brewster stated that Loudon TV3, who records and uploads the monthly meetings, will be charging \$50 per recorded meeting going forward.

**MOTION:** Mr. Jameson made a motion to hire Loudon TV3 to record and upload monthly meetings for \$50 per recording. Mr. Field seconded this motion. Ms. Hunter stated that she believes all county meetings should be recorded because of the annual \$6100 donation made to TV3. Ms. Littleton-Brewster stated that there is not contract or agreement tied to that donation. Mr. Stevens stated that this will not be a contract with TV3, and the Commission may stop using their service at any time. During a rollcall vote, the motion passed unanimously.

During the items of Old Business, Mr. Hall addressed the top three cash customers at the landfill for September and stated they will continue to gather this information for the Commission for two more months. Mr. Johnston handed out the top three cash customer report for September, these customers

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do not have an account and they pay the gate rate. Mr. Stevens addressed the services rendered by Dr. Bachus stating that he has not received an invoice, or a response about one. Mr. Stevens addressed a question raised about Dr. Bachus' report, Dr. Bachus acknowledged a mistake in his report regarding maximum permitted elevation of 1125. Mr. Stevens provided a copy of the new bylaws for the Chairman to sign, which will then be circulated.

During the items of New Business Mr. Hall asked the Commission to approve a new tarp fee at the landfill. Mr. Hall stated this will be beneficial to the landfill as having loads arriving tarped will decrease the amount of litter, adding efficiency to the operations as they will not have to pull operators away to retrieve litter from the road inside the landfill. Mr. Hall stated that this will also keep litter off the county's roads as customers drive to the landfill. Mr. Hall stated that this fee will only be implemented to customers driving to the working face of the landfill, and not to passenger cars who use the convenience boxes located near the scale house. Mr. Hall stated that he will provide information in the future on the effectiveness on litter control both before and after the fee is implemented. Mr. Jameson asked for a point of clarification for the record, on where the additional revenue from the tarp fee will be going. Mr. Johnston stated that the tarp fee will go into the customer activity report, and the Commission will receive its percentage share. Mr. Jameson asked Mr. Hall to post signage at the landfill asking FEL trucks to leave their door closed until they arrive at the working face inside the landfill. Mr. Hall stated that he will post a sign to address that issue. Mr. Hall stated that the new tarp fee will be posted for a month in advance allowing customers advanced noticed of this fee, as well as the scale house attendants informing customers as they leave the landfill. This fee will be implemented on December 9<sup>th</sup>, 2021.

**MOTION:** Mr. Jameson made a motion to approve the tarp fee of \$20 per load at the landfill, Mr. Stewart seconded this motion. The motion passed 4 to 1, Ms. Hunter said no.

**MOTION:** Mr. Jameson made a motion to adjourn, Mr. Stewart seconded this motion. The motion passed unanimously.

The next Loudon County Solid Waste Disposal Commission meeting will be held December 14<sup>th</sup>, 2021, at 6 p.m. at the Loudon City Municipal Building.