

MINUTES

LOUDON COUNTY SOLID WASTE DISPOSAL COMMISSION

June 15, 2023

The Loudon County Solid Waste Disposal Commission met on June 15th, 2023, at 6:00 p.m. at the Loudon County Annex Building. The commission was represented by Chairman Mr. Adam Waller, Ms. Pat Hunter, Mr. Larry Rolen, Mr. Gary Busch, Ms. Monty Ross with Mr. David Hall absent and not in attendance. Other attendees included Republic Services representatives; Mr. Mike Classen, Mr. David Hollinshead, and Ms. Taylor Bobich. Additionally, the commission's appointed attorney Ms. Elizabeth Murphy was present.

Chairman Mr. Adam Waller called the meeting to order at 6:05 p.m.

Chairman Mr. Adam Waller opened the floor for items of public concerns – comments:

Public Comments:

- Richard Anklin of Tellico Village –
 - regarding last meeting's minutes adjustment. Point on C2 and C4 cells closure if brought up to final closer of the expansion cells would then close out in 2036 & 2038. Could Republic clarify why this is not being shown in latest closure estimates and confirmation.
 - Why all the MOTIONS made don't include the vote and final status, will be updated in future.
 - Mr. Hall not here, Contract statement while Republic is managing landfill and any cell that gets closed, they are responsible to post-closure cost estimates. Discussion on Bond total amount. Does not want to see any language in audit report that absolves Republic of any post closure cost care while operating landfill including cells C1, 2, 3, 4 up to 2038. Once closed it will be Loudon County responsibility. Republic – Post closure cost doesn't become Loudon County responsibility until total landfill is closed and handed over.
 - Discussion of language in 2nd Amendment vs. Audit Report, contact financial assurance to review language and clarify. Pg 18 last sentence "In addition the Amended Contract requires ..." LCSWDC was supposed to fill that out, follow up needed.
 - Ms. Hunter - The Audit verbiage needs to be approved by end of July, recommendation to establish audit committee and work with Lawyer to address language vs. Amendment to contract to be voted on in July meeting.
 - Mr. Anklin concern is the State could come in and raise their post closure costs from the current levels from \$13m up to something closer to \$20m for inflation.
- Ms. Gingrich raised concern related to back door being locked to support ADA requirements.

Roll Call _ Ms. Hunter, Ms Ross, Mr. Waller, Mr. Busch, Mr. Rolen present

MOTION: Chairman Mr. Waller asked for a motion for Nomination of Secretary –Mr. Rolen, Nominated Gary Busch, vote & motion carried - Unanimous

MOTION: Chairman Mr. Waller asked for a motion to approve March & April minutes as corrected & amended by Ms. Hunter – Mr. Busch made motion, seconded by Mr. Rolen, Vote taken approved - Unanimous

MOTION: Chairman Mr. Waller asked for a motion to approve May Minutes – Ms. Hunter had a number of changes, Mr. Waller requested that Ms. Hunter make the necessary changes and resubmitted for review and approval – tabled until next meeting.

Chairman Mr. Waller – Stated that there were no approvals for expenses tonight

- Ms. Hunter brought up a request for LCSWC to approve license for her Outlook account, only given partial license limiting her access. Not able to use laptop, wants to know what's involved with getting full license – Mr. Waller will discuss with IT
- Ms. Hunter also identified payment to Mr. Steven former attorney bill outstanding – Mr. Waller: saw payment going out should be take care of.

Chairman Mr. Waller brought up Workshops & Committee Meetings – committee discussion on necessity of workshops.

- Ms. Hunter – brought up she would like to see them continue, identified the permit part 2 status & financials as example, County Commission has workshops, we should
- Mr. Busch – recommends focused agendas and working sessions to get the work done
- Mr. Rolen – only if it's necessary every month.
- Ms. Hunter – brought up the current budget status
- Mr. Waller – budget doesn't need a budget committee, just a workshop

Chairman Mr. Waller - Financials: submitted in the package, Ms Hunter raised issue that this commission needs to establish the budget for submission by end of July.

Chairman Mr. Waller – raised the need for administrative assistant to commission,

- Ms. Hunter brought up recommendations, handed out list previously made by Mr. Field of job scope she would like to see included within this role.
- Ms. Hunter brought up concerns having someone help with collection of data to meet contractual 25% recycling requirements which county may be falling short of

Chairman Mr. Waller raised the Drop Box status and noted that it is set up and will forward an email link out to all committee members.

Chairman Mr. Waller – Raised questions regarding workshop budget and next meeting.

- Mr. Busch made a Recommendation to hold Workshop next month focused on three topics, Budget, 10yr plan, and audit. July 13th
- Commission will then vote on the budget and any changes at the July 20th Commission meeting.

Chairman Mr. Waller – raised matter regarding client records from previous attorney –

- Ms Hunter – asked Mr. Waller if all have been scanned, not complete yet. Ms. Hunter to send what she needs.

Chairman Mr. Waller – raised matter regarding Published Greens agreement

- Ms. Hunter made a records request to get 10yr agreement, it isn't signed, not sure where county is regarding adoption of document.
- Ms. Murphy – material received indicates Mr. Stevens had looked at it and clear statement that commission didn't have contract of operational responsibility. Would like to get the rest of the information to ensure County isn't responsible & liability with the money.

Chairman Mr. Waller – raised the matter of prior statement related to Regional Waste Authority, noting he misspoke at last meeting, that we have to have update of 10 yr plan to approve Part 1. We can approve Part 1 to get process started and convene within 90days as RWA to address and hold public hearing to address SW expansion either in July or Aug

- Chairman Mr. Waller - Public notification via New Herald 30 days in advance, whole list of requirements to be followed via TDEC
- Ms. Hunter – Requested notice to residents with adjoining property, Mr. Waller requested list to send out personal notification notice
- Ms. Murphy – notice requirements refers back to Title 8 chapter 44
- Chairman Mr. Waller – Has worked with Ms. Murphy addressing Jackson Law language. Read two main concerns with outstanding Part 1.

MOTION: Chairman Mr. Waller asked for a Motion to approve part 1 application to TDEC – Motion made by Mr. Rolan, seconded by Mr. Busch, vote taken 4 – 1 in favor, no vote Ms. Hunter

Chairman Mr. Waller requested a review of cell closure modules from Republic

- Mr. Classen responded and walked through the elements associated with cell closures. Currently working on Module J as active cell, surveys done on quarterly basis. Republic to provide last survey done in March along with latest survey along the laying out for all the closure grades on the final topography survey to allow lawyer to incorporate.

Chairman Mr. Waller requested review of Operations report by Republic – Ms. Bobitch went through packet provided by Mr. Hollinshead

- Airspace Utilization Report – discussion & questions addressed and updated in June
- Ms. Hunter questions on Host & Security Fees Letter – Tipping fees discussion tied to CPI May 2022 – May 2023, Ms Hunter requested information on the other fees including gate fee breakdown to be provided.
- Mr. Claussen addressed the CPI number could have a slight adjustment since number not release, May number came out earlier in the day and to be reflected in July report.

Ms. Hunter – regressed to approval of part 1,

- Ms. Hunter raised question if all the areas of concern were included into the draft that the commission approved. Mr. Hollinshead responded that all changes were incorporated into the packet submitted to Mr. Waller.
- Ms. Murphy asked Ms. Hunter if this was reason for no vote,
- Ms. Hunter stated she would not vote for th permit when it included wrong information.
- Ms. Hunter requested copy of the permit with corrections to Chairman Mr. Waller who agreed to send.
- Ms. Ross raised procedural request to request any questions by commission members prior to vote in future to help clarify potential no votes.

Ms Murphy – raised questions regarding airspace model to justify projections. Mr. Claussen responded regarding reporting periods varying resulting in large swings in volume on report.

Chairman Mr. Waller – asked question regarding to Annual PI Letter, packet has May & June 6th updates, Mr. Hollinshead answered

- TDEC Inspection Reports – Ms. Hunter raised concern that April finding of leached found at site was not submitted to the commission prior to today. Mr. Hollinshead stated it was an error on their part and will address going forward.
- Mr. Claussen responded that all findings are being addressed and findings from April have been rectified. Stated communication with Mr. Hall prior to May, commission not update at commission meeting.
- Ms. Ross raised concern regarding the equipment fire on site, Mr. Claussen responded actions taken and part of ongoing operational PM program.

Chairman Mr. Waller – raised a matter related to the Payment Options at Landfill – stating it was a citizen concern about use of a credit card, this was handled directly with Republic.

Chairman Mr. Waller - Operating Contract 5.1 –

- Ms. Hunter requested that everyone on LCSWDC will be kept informed and apprised of any issues we need to be informed of.

Chairman Mr. Wallen request to Ms. Murphy LCSWDC attorney if any technical advisor updates