

LOUDON COUNTY SOLID WASTE DISPOSAL COMMITTEE
LOUDON COUNTY, TENNESSEE

Thursday, December 21, 2023

Courthouse Annex Building

MINUTES

Opening of Meeting:

BE IT REMEMBERED That the Loudon County Solid Waste Disposal Committee convened in regular session in Loudon, Tennessee on the 21st day of December 2023.

Committee Chairman Waller called the meeting to order at 6:00 p.m. eastern time.

Roll Call:

Upon Roll Call, the following committee members were present: Adam Waller, Gary Busch, Monty Ross, David Hall (4)

Committee member Larry Rolen was absent from the meeting.

Also present were the Republic Services representatives - David Hollinshead and Teresa Fox.

General Public Comments:

Committee Chairman Waller called to the floor those who had any General Public Comments. The following people spoke:

- 1.) Brian Viars – Mud on the roads, need to do something, sweeper is not a fix, when we get rain, it gets real bad, complaint regarding calls not being returned, keep mud on their side of the fence, fix the problem. Have provided Ms. Fox pictures since Oct. would ask that these photo's get included with complaints to the commission.
- 2.) Larry Jameson – This problem has been an ongoing issue for upwards of 15 yrs, it comes and goes and it may be time once again for the commission to put pressure on Republic to fix the problem.
- 3.) Adam Disney – lives in Greenback, hasn't been to landfill in sometime, wash is for commercial vehicles is too powerful for normal vehicles, also close to an acre of active cell was not covered over this past weekend.
- 4.) Ms. Lisa Benton, Trash along the highway between interstate and Marble Bluff is very bad. It appears that loads may not being covered properly. Commissioner
- 5.) Clifford Glassman – contract has a ¼ mile clean-up in both directions that is responsibility of Republic.
- 6.) Ms. Pat Hunter – Package includes meeting schedule – call out if necessary could be problematic. Audit needs to be approved. Concerned with amount of special waste, would like breakdown, Contract verbiage related to run-off provision and it may be

time for commission to contact lawyer to enforce this portion of the contract related to the ongoing mud run off issue.

- 7.) Brad Buttermore – went to landfill today 1st time up to landfill, stated what he saw and experienced at the site. Has shared those photos to Ms. Fox and should be shared in this meeting. The photos should go with any of the complaints filed with Republic do it is all documented.
- 8.) Denise Flashman – lives on Matlock Bend, has to drive through this every day, the fire and smoke is really bad and emitting a nasty smell that residents can't be outside. Most of the trash is coming out of the Republic trucks going in and out of the landfill and witness this every week. She has had to pick trash out of the creek on her land, when it floods. Called Billy Pickel and they came out that day to pick up refrigerator size box of trash.
- 9.) Chris Kirby – lives in Matlock Bend area for years, everything being shared has been witnessed and believes Republic is in the business and should take care of this.

Approval of October 19th Minutes:

Committee Chairman Waller requested that the October 19, 2023, Loudon County Solid Waste Committee meeting minutes be accepted.

Committee member Monty Ross made the motion to accept the minutes as written.

Committee member Dave Hall seconded the motion.

Upon Voice Vote, the motion PASSED unanimously (4-0).

Approval of Expenses:

Committee Chairman Waller requested vote to approve expenses from last held LCSWDC meeting held on October 19th.

Motion made by Ms. Ross to approve, seconded by Mr. Hall, because this vote involved money a roll call vote was taken, Ms. Ross, Mr. Hall, Mr. Busch, Mr. Waller voted Yea, motion passed.

Committee Chairman Waller requested a motion to approve Lawyer expenses, because it involves money a roll call vote to be taken

Motion made by Ms. Ross to approve, seconded by Mr. Hall,

Ms. Hunter raised question from the floor on the amount, Mr. Hall responded \$11,190.00, Mr. Waller clarified that it covers July – November 2023 period of time.

Roll call vote taken, Ms. Ross, Mr. Waller, Mr. Hall, Mr. Busch voted Yea, motion passed.

2024 Meeting Dates proposal:

Discussion raised on fixed workshop schedule; commission recommended fixing workshop to one time per quarter. February, May, August, November

Motion made by Ms. Ross to approve the 2024 Meeting Dates with the proposed change to fix the Workshop dates in February, May, August and November at 4pm seconded by Mr. Hall, voice vote taken, and motion passed unanimously (4-0)

Mr. Waller to submit approved 2024 Meeting schedule to the News Herald for public notice.

Landfill Complaints:

Committee Chairman Mr. Waller raised the ongoing complaint issue regarding mud on road and best way this can be handled between Republic and Committee & turned over conversation to Republic for response.

Mr. Hollinshead responded that Republic did have the sweeper go down for repairs and it is back up running, additional rock being place on outbound side, going back to system of going back to pit and keeping trucks from dumping in that area. The biggest improvement is believed to be dumping of more rock and bigger rock to that area.

Chairman Mr. Waller asked for Larry Jameson's opinion if rock will help with the mud issue, Mr. Jameson responded it will work, there are other things that could be done, however; Republic are the experts and we're demanding it improved.

Ms. Ross raised concern that trucks are coming in and out of the landfill and they must have their tarps properly covering their loads. Chairman Mr. Waller will raise this with County Sheriff's Office to potentially issue fines on truck not complying with tarping laws. Enforcement with trucking companies is a major hurdle and issuing a letter would most likely not do much.

Ms. Hunter from public recommended getting lawyer engaged to take legal action with Republic for areas within contract that they appear are not complying with, former lawyer would issue formal letter putting Republic on notice.

Questions were raised on wheel wash and water being used, frequency of cleaning. Additional discussion continued on observations, concerns to representatives to Republic and Ms. Fox responded with actions taken.

Chairman Mr. Waller stated that he will address this issue with Ms. Murphy in response to Ms. Hunter's observation and recommendation. Asked Republic to continue to add rock and this will be addressed again at the next Commission meeting January 18th.

Roll off containers have been placed for public use to allow them to avoid they're need to run up into the mud, however; it only works as long as the containers are emptied regularly and marked appropriately for public use.

Ms. Ross asked Ms. Fox and Mr. Hollinshead to write a plan on how each of the problem areas that have been raised will be addressed and maintained by Republic. Ms. Fox and Mr. Hollinshead agreed they can do such. This should also include the ¼ mile road waste clean up to address neighbors of the site concerns.

Mr. Hall raised point that Republic needs to take the steps to get each of these issues truly addressed since the county is in discussions with them on planning for landfill expansion.

Loudon City Mayor Mr. Jeff Harris offered that twice a year there is an effort to keep TN Beautiful which addresses going out to pick up trash on our side of our roads in our County. Another one is scheduled for May and we could do more as long as we get the necessary volunteers to make it happen.

Chairman Mr. Waller offered for the public to come back on January 18th to pick up this discussion and any progress made.

LCSWDC New Auditor

Matt Kleinschmidt LC Purchasing Director presented commission with top two auditors out of 7 CPA firms bid requests submitted to and recommended Vance CPA LLC with total cost of \$10,000.

Mr. Hall made a motion to approve the recommendation Mr. Busch seconded, roll call vote taken, Ms. Ross, Mr. Waller, Mr. Hall, Mr. Busch voted Yea, 4-0 passed

Purchasing Department on Engineering:

Chairman Mr. Waller asked Mr. Kleinschmidt to go over the County Purchasing Policy. Mr. Kleinschmidt gave a high level overview of the Policy and Process for Bids or Request for Qualification and the threshold levels. If the Commission has a idea on what would be incorporated into a Bid requirements they can work with Mr. Kleinschmidt.

Committee Chairman Mr. Waller asked Committee member Mr. Hall on status update regarding engineering to oversee County interests. Three companies were solicited only two responded and both have skillsets tied to landfill work in past. Resumes have been provided to date, trying to find consultants without ties to Republic and will need approx. 6 – 9 months. Based on what we have, get bids from all three consultants based on their areas of expertise.

Mr. Kleinschmidt recommended backing up and working with and going through the County Purchasing dept. Mr. Hall will package what he has acquired to date and provide that information to Mr. Kleinschmidt.

Mr. Kleinschmidt will need to issue a requisition related to the Auditor to Chairman Mr. Waller for signature. Ms. Ross questioned if the agreement could be made out for three (3) years. Mr. Kleinschmidt recommended getting in touch with Mr. Vance to see what he wants to go with term of agreement and come back to the Commission at next meeting for approval.

Letter to Governing Bodies (Ms. Ross)

Chairman Mr. Waller raised the issue regarding Ms. Ross request for issuing a letter to governing bodies.

Ms. Ross raised ongoing concerns with what happened in Sept. 2023 related to the vulnerability of the members sitting on the Commission. Asked the Commission to have Ms. Murphy write a letter to the County Commission addressing her concerns with following the process to avoid a legal problem.

Mr. Busch raised a question on open seats and what governing body has responsibility for filling those seats. If the motion is raised at this time, we're not a full commission and there is also one member absent at this time.

Mr. Hall raised a point to have Ms. Murphy inform the Commission what is in the current Bylaws with regards to this issue. Recommended that the Commission takes this up in next workshop meeting prior to issuing any letter being issued to the County Commission.

Agreement reached that the Commission will take this as an action item for the February Workshop meeting.

Daily Cover Update

Chairman Mr. Waller requested an update on the proposed Daily Cover changeover to use of Kimberly Clark's Recycled Fiber Derivative Material. Mr. Hollinshead provided response that Republic has already negotiated with KCC and believes this would be a positive change for the County. It would benefit the County from a cost and daily soil cover usage and go toward the landfill recycle numbers helping it attain the targeted levels. Ms. Ross raised concern on possible run off impacts, Mr. Hollinshead assured that this material has already been approved by TDEC.

Republic had submitted an email to Chairman Mr. Waller and Mr. Hall titled: "KCC Recycled Fiber Derivative Material" dated 10-16-2023 along with the formal approval letter from TDEC to Ms. Fox dated August 2, 2023, giving approval for 90-day trial period of this ADC material. Reference Permit# SNL530000203

Mr. Hall recommended getting Canon & Canon to participate in the evaluation along with TDEC on this materials usage during the initial 90 day trial period. The Commission would need to plan on voting at that time to approve extending usage as ADC material.

Mr. Hollinshead is looking to start usage of this material in early January 2024 based on Commission approval.

Mr. Hall questioned the 177 tons a day amount, Ms. Ross confirmed that is the amount.

Mr. Busch made a motion to provide Republic with an approval to proceed with a 90 day trial period of alternate ADC through April 18th and requiring further approval at that time for continuance, seconded by Mr. Hall, voice vote taken, motion passed unanimously (4-0)

Part II – Circle Back

Chairman Mr. Waller to hold conversation with TDEC, CEC and Republic and can discuss at meeting in January 18th meeting.

Republic Operations Review:

Mr. Hollinshead stated that the information in the package has no new findings. Mr. Hall noted that he didn't see any special waste or sludge concerns that were raised in public comments by Ms. Hunter. Mr. Hollinshead clarified who the providers of the special waste.

Chairman Mr. Waller confirmed nothing has come from the state at this time regarding the special bond question.

Tarping discussion on potential fines or actions Republic can take vs. Sheriffs. Need to think long term and a joint effort to help fix the various problems so it's finally done.

Action Items:

Committee Chairman Waller identified the following action items:

- 1.) Republic to work on plans as requested to address mud and wash problems.
- 2.) Mr. Waller needs to follow up with Ms. Murphy on a number of items and sheriff related to possible fines for tarping and littering matters happening near entry of landfill.

Adjournment:

There being no further business, a motion being duly made by Committee member Mr. Busch and seconded by Committee member Ross, the December 21, 2023, County Solid Waste Committee was adjourned at 8:12p.m.

The next Loudon County Solid Waste Disposal Committee meeting will be held January 18, 2024, at 8:p.m. at the Loudon County Annex Building.

Respectfully Submitted by Gary M Busch LCSWDC Secretary,

Adam Waller – Chairman

Loudon County Solid Waste Disposal Committee

NOTE: Full Video of LCSWDC meeting can be found at
<https://www.youtube.com/watch?v=UE1kKsizG10>