

Saline County Regional Solid Waste Management District

Minutes of the Regular Board Meeting

June 17, 2015

2:00 PM

Board Members Present: Mayor Janie Lyman, Dr. Dean McCormack, J.R. Walters, Bob McKeon, and Chairman Jim Erwin

Members absent: Judge Jeff Arey (proxy: Chairman Jim Erwin), Others **Present:** Mr. Michael Grappé, Executive Director, Saline County RSWMD; Mr. Shane Knight, IDCO, Ms Patti Powell, Assistant to the Director and Cathy De PelsMaeker, Staff Members of the Saline County RSWMD, Mr. Sam Ed Gibson, Attorney for the Saline County RSWMD, Ms. Stacy Edwards, representing the Inter-District Tire Program and Jordan Woolbright, Accountant for the District.

The regular June Board meeting was called into order at 2:01 PM.

Minutes from the May 20, 2015 meeting were reviewed and were accepted after a voice vote after a motion by Mr. Walters which was seconded by Mr. McKeon.

Reports:

Financial Statement and Financial Position

Mr. Woolbright presented the Financial Statement and Financial Position of the District for April and May 2015 and year to date.

Discussion of \$8812.69 recycle expense initiated by Bob McKeon. Mr. Michael Grappé offered an explanation of the expense. The expense was incurred because the recycling needs of local schools included the recycling of over 3 ½ tons of text books. This significantly contributed to added cleanup costs.

Mr. Woolbright noted that he will add an additional memo line to the financial reports for next Board meeting which will provide added details on the budgetary item.

Motion to approve the financial reports was made and seconded and accepted by voice vote.

Inter-District Waste Tire Program

Ms. Stacy Edwards presented information and statistics for the Inter-District Waste Tire Program for year to date 2015. She also gave a brief synopsis of how the Tire Program operates, especially the collection and disbursement of tire disposal fees. She expressed frustration at an Arkansas tire statute's loop hole that does not address the collection of a disposal fee at the time of sale of used tires. Amid discussion, the Board noted that it would support such legislation in 2016. Mr. McKeon pledged to do all he could to support the legislative change.

IDCO

Mr. Shane Knight—Illegal Dump Control Officer offered his report centering on his activities since the May Board Meeting. He provided detail on 11 illegal dumpsites, 2 open barrel situations, and addressed several complaints on leaking Republic trucks.

Mr. Knight also informed the Board of an upcoming Waste Hauler re-licensing meeting that is scheduled for September 7, 2015. Chairman Erwin expressed support for the revamping of the waste hauling licensing program.

Marketing

Because of Ms. Dunn's absence, Executive Director, Mr. Grappé gave the Marketing Report for the month of May. The Marketing update included a schedule of events for the next 10 months. Also included in the update was a wrap of year-end school activities and preparation for the upcoming school year.

Executive Director

New Business

Mr. Grappé reviewed the current and year to date statistics of the District's Landfill Coupon Program as well as current recycling statistics. Board Attorney Sam Ed Gibson addressed the Board of the status of the Potter illegal landfill. Mr. Gibson reported that he had anticipated receiving a closure plan with the ADEQ by now. He stated that he will distribute that information when it is received, prior to the next meeting.

A discussion of our citation enforcement procedure, with input from Mr. Sam Ed Gibson, Mr. Shane Knight, and Jim Erwin was held. Per Mr. Sam Ed Gibson, the IDCO has the authority to issue civil citations for violation of Board regulations, state and local environmental laws. The citation form has been approved by the prosecutor's office. Mr. Knight stated that he has written about 75 warning citations, but has not issued citations which were forwarded to the county prosecutor's office for prosecution. All persons receiving warning citations became compliant within the allotted time given.

Board members determined that after a year of educational warning tickets, the IDCO should begin to issue citations for such violations and move the citations through the judicial process. Chairman Erwin noted, "It was time to move on [with the citations]." Mr. Grappé presented the Model Demolition Ordinance requested by the Board for use by Saline County and county municipalities to insure the proper disposal for all waste generated under governmental demolition contract. He stated that this model ordinance provides consistency within Saline County. Discussion of this matter took place. Board members noted that should such an ordinance been in place in the City of Benton, the illegal operation of a demolition landfill which is the subject of ADEQ and District enforcement actions would not have occurred.

The fourth item of business addressed was the subject of establishing a late fee for Waste Hauler Licensing Applications. A long-standing concern has been the need for additional incentive for haulers to turn in licensing applications in a timelier manner. Attorney Sam Ed Gibson advised that we need to inform all of our waste haulers before a public hearing takes place addressing the proposed late fee. Mr. Gibson also advised that a decision be made prior to October for adoption of a fee. Mr. Grappé recommended said fee in the range of \$250.00-\$500.00. Mr. Jim Erwin, among other Board members, expressed support to pursue the hauler a late fee of \$250 at the August 19 2015 Board meeting. A properly noticed public hearing on the proposed fee will be held prior to the August meeting.

The next item of New Business presented by Mr. Grappé concerned a call made from Representative Fite. He was requesting the District's financial assistance for the Boys and Girls Club of Bryant. The Club needs to replace the fill materials on the playground and are seeking a \$10,000 grant to fund this. Mr. Grappé requested that Mr. Gibson research the following questions:

1. May the Board give monetary funds to a local not-for-profit corporation.
2. May the Board give monetary funds to a municipality for its use.

The Board determined that it would await the legal answer to the questions and if either has an affirmative answer, the Board will then determine if such a gift is in the District's best interest.

Throughout discussion Mr. Gibson, while hesitant to offer an opinion at this time, expressed concern about the status of the legality of such gifts at this time in Arkansas.

Another item of **New Business** addressed and concerns the District owned real property located on Neely Street. The Benton Sheriff's Office contacted Mr. Grappé and expressed interest in purchasing that property. A discussion with attorney Mr. Gibson took place in regards to sale options. Mr. McKeon moved to allow our Executive Director to discuss with the County, the possibility of sale of the Neeley property. Mr. Dean McCormack seconded motion. Mayor Janie Lyman and JR Walters abstained from voting.

The sixth item of **New Business** was the challenge to create a new name which was shorter and more easily understandable than the current, "Saline County Regional Solid Waste Management District". "Recycle Saline" was the most recent possibility. The goal is to have a new name acceptable by the Board by the August board meeting.

The Board meeting was adjourned after motion, seconded, and unanimous vote of the Board at 3:40pm.