

Saline County Regional Solid Waste Management District

Board Meeting Minutes

November 16, 2011

Board Members Present: Judge Lanny Fite, Mr. J.R. Walters, Mayor Jeff Arey, Dr. Don Brashears, and Mr. Jim Erwin

Board Members Present by Proxy: Mr. Bob McKeon (Proxy J.R. Walters)

Others Present: Mr. Michael Grappe', Executive Director; Mr. Sam Ed Gibson, Attorney for SCRSWMD; Mr. Gary Beck, Saline County Waste and Recycling; Mr. Terry O'Malley, PMI; Mrs. Tai Marshall, Office Manager; Mr. Jim Goble, Inter District Tire Program; Deputy David Blevins, SC Environmental Officer.

Mayor Arey called the meeting to order. Mayor Arey recognized five Board members present in person and one present by proxy (Mr. Bob McKeon). Mayor Arey asked everyone to sign in on the sign in sheet.

Reading of Minutes: Mayor Arey stated the first order of business was the reading of the minutes. Mr. J.R. Walters made a motion to approve the minutes from the October Board meeting and Mr. Jim Erwin seconded the motion. All were in favor and the motion passed with no opposition.

Inter District Tire Update-Jim Goble: Mr. Goble stated that Benton County combined with Western River Valley so the tire district is waiting on grant funds to be disbursed since they had to amend the application. Mr. Goble stated the grant should appear in next month's financials. Mr. Goble stated the tire revenue was still slightly ahead but not bad.

Environmental Officer Update: Deputy Blevins reported he is currently working an illegal dumpsite at Oilwell Road in Traskwood. Deputy Blevins stated he has already filled 30 yard and 10 yard container and will be filling a 20 yard next week. Deputy Blevins told the citizen that would be fined in future for any illegal dumping at that site. Deputy Blevins gathered total of 446 tires off Ridgecrest Road in Bryant last month behind Lowe's. Deputy Blevins reported he is currently working 30 other sites and monitoring progress, and of the 30 two have already been cited.

Financial Statement and Financial Position: Mr. Grappe' read the financials from the month of November off of the provided report. Mr. J.R. Walters made a motion to accept the financial report. Mr. Jim Erwin seconded the motion. All were in favor. Motion passed with no opposition.

Executive Director Update

Credit/Debit Report: Mrs. Marshall read the credit/debit report. Mrs. Marshall reported that three set up on payment plans would not want to have their account debited. There were no large significant changes from last month. Still work in progress.

Recycle Update: Mr. Grappe' stated the District Landfill Recycle Center Plan is in progress. Mr. Grappe' stated once this is in place Republic's recycle paper picked up in Little Rock will be brought to this center and processed here. Mr. Erwin asked if this would be affected by the Interlocal Agreement. Mr. Grappe' replied no because that only deals with the solid waste. Mr. Grappe' stated recycling pick up has increased in Benton and Bryant. Recycling awareness is increasing throughout the District.

E-Waste Collections: Mr. Grappe' reported District collected e-waste from Saline County Municipal Complex during two day event. Mr. Grappe' introduced Mr. Terry O'Malley with PMI. Mr. Grappe' and Mr. O'Malley met with Esco today, who is the collector from Bentonville for all WalMart e-waste. Esco has moved to a building on River St in Benton. Mr. Grappe' is working on a program with PMI and Esco in which Esco would dismantle e-waste and then send to PMI to mine precious minerals out of e-waste. The District is performing a test run by sending ten tons of material to Italy to essay and see if program would be profitable and if so will continue process. Mr. Grappe' stated if plan works, will make enough profit in first year to fund the construction of facility for the first of its kind in the U.S. here in Saline County. Dr. Brashears asked about PMI. Mr. O'Malley responded PMI is a company with 20 years' experience in the precious metals industry throughout four continents. Mr. O'Malley stated PMI has developed precious metals from fabricated forms and use Italy as the contractor and technology based facilitator, because Italy is the head of the precious metal industry. Mr. O'Malley stated this industry has went from a fabricating industry to a refining industry where all these products that were assembled and resold to consumers are now coming back and now these materials/elements are being separated and shipped back to industries instead of literally mining, recreate, or re-purify, the industry gets the product back on the ground which saves cost. Mr. O'Malley stated that the electronic waste material is so vast in the U.S. over 300 million tons are recycled every year and only 1% is actually processed. Mr. O'Malley stated that his goal is to enjoin the process nationally and eliminate having to export all of this overseas and begin this in Saline County. Mr. O'Malley stated this would become a revenue stream for taxation, employment, training, and environmental better stewardship.

Longhills Village Yard Debris Collection Report: Mr. Grappe' stated November 12 from 8-4 the District sponsored a neighborhood yard debris collection in Longhills Village collecting a 14 yard container full of yard debris. Mr. Grappe' stated there were 17 participants, and due to outcome Hurricane Lake Estates would like to have one as well, and may combine the two together.

HSVPOA Meeting Report: Mr. Grappe' stated met with HSVPOA president, maintenance director, and Republic Services regarding servicing the HSV area, collecting, and bringing back to Saline County for disposal. Mr. Grappe' stated yesterday Republic gave HSV quote for service in which all trash would be collected at POA then Republic or 3rd party would haul to landfill.

SPC/LRC Updates: Mr. Grappe' defined SPC as Sheriff Processing Center, LRC is Landfill Processing Center, and APC is Airport Processing Center for future reference. Mr. Grappe' stated broad plans are: APC will be a drop off center for collecting/processing recyclables and compost. Site will be manned with trustees/309s. SPC will be a drop off center for collecting/processing recyclables. Site will be manned with trustees/309s. All paper will be taken to LRC for processing, baling, and shipping. Other recyclables (plastics, cans, glass) will be processed at each manned center. LRC will be ran by Republic

employees. Master Plan Committee will meet to design and determine construction plans to cover both centers. District plans to utilize as many sources as available.

Recycle Container Update: Mr. Grappe' presented new recycle containers to Board. Mr. Grappe' met with a company in El Dorado who will make the District 30 gal drums for \$20 each with lid and screen printed logo; \$2.50 for 5 gallon bucket with handle for schools and business offices. Mr. Grappe' stated these are cost efficient and the District will make these readily available wherever needed. Mayor Arey asked who will service all of these containers. Mr. Grappe' stated he is working on an RFP right now for a third party to service the schools and businesses in our District. Judge Fite stated that the Road Department is going to have recycling bins for citizen and employee use, and the janitorial staff will be able to take these containers to the recycle center for servicing. Mr. Grappe' stated that Mayor Dabbs has expressed interest in recycling containers at Bishop Park. Mr. Erwin stated the City of Bryant offices will be interested in these containers as well. Mr. Grappe' concluded that no containers will be placed until the collection process is completely secured. There was some discussion on paper recycling.

School Logo Contest: Mr. Grappe' stated District is hosting a competition between schools in the District to design our new name, logo, and mascot. This competition will end December 9. Mr. Grappe' stated will have a committee to go to schools and judge art work once competition ends.

Miscellaneous: Mr. Erwin stated he spoke with the Bryant parks director and they are receptive to getting a roll off at Bishop Park for paper, plastic, and metal. Mr. Grappe' told Mr. Erwin he would get this taken care of.

Old Business

Land Purchase Negotiation: Mr. Gibson stated that Proposed Resolution 6 of 2011 which includes the Memorandum of Intent. Mr. Gibson stated the resolution authorizes the Chairman to enter the memorandum of understanding that this is a land purchase agreement with the owner of the land on Neely Street that is subject to approval by the State. Mr. Gibson stated if the Board passes this resolution then Mr. Grappe' will coordinate with the seller to get the contract and then Mr. Gibson will get the packet to the state for the Governor's approval to move forward to close the purchase. Mr. Gibson stated that purchase price is \$65,000 which is the appraised value of the property. Judge Fite stated seller stated would sell at appraisal price if District pays closing cost. Mr. Erwin asked what would happen if any hazardous waste was found once property was purchased. Judge Fite answered that would be the District's responsibility. Judge Fite stated that a Phase 1 could be performed, and Phase 2 and Phase 3 if needed. Mr. Gibson stated the document has the Board accepting the property as is where is, which accepts all risks and conditions. Mr. Gibson stated it does call for the customary allocation closing costs between buyer and seller. Mr. Gibson stated if the agreement is that District pays all closing costs the language will need to be slightly adjusted. Mr. Grappe' stated this needs to be changed. Mr. Erwin asked Judge Fite if he usually does Phase 1 for property purchased for the county. Judge Fite replied yes if he sees a Phase 1 is necessary and that he has already asked seller if he knew of any environmental issues with this piece of property and seller told him that he knew of none. Judge Fite stated he walked the property and didn't see any issue, but that's not to say there isn't anything

buried that no one is aware of. Mr. Grappe' stated that with his experience in real estate you typically only do the Phase 1 if litigating circumstances are brought to your attention or something is presentable for possible indication making it necessary. Mr. Gibson stated the amended language needed to be resolved before the resolution can be passed. Mr. Gibson suggested that the amended language in paragraph 2 be "Title Documents. Seller shall furnish, at Purchaser's cost, an owner's policy of title insurance in the amount of the purchase price, and shall covey the Land as provided by general warranty deed." And paragraph 3 for Closing - add a sentence stating Purchaser will pay all closing costs in connection with this transaction." Mr. J.R. Walters made a motion to accept Resolution 6 of 2011 as amended. Dr. Don Brashears seconded the motion. There was no discussion. All were in favor and motion passed with no opposition.

Interlocal Agreement: Mr. Gibson stated Resolution 5 of 2011 which accepts and approves the draft Interlocal Agreement between Saline County Regional Solid Waste Management District and Pulaski County Regional Solid Waste Management District. Mr. Gibson stated this is a two-step process where the Boards of each District approve the Interlocal Agreement and then there is a requirement to adopt the fee of the agreement. Mr. Gibson stated he has coordinated with the Pulaski County RSWMD and some other interested Districts. Mr. Gibson stated that the District does have to follow the Administrative Procedures Act to enact the fee. Mr. Gibson stated that action should be taken on the Interlocal Agreement at this meeting and then if passed, a public hearing will need to take place to consider comments on the proposed Resolution 7 of 2011 that will assess the fees adopted by the Interlocal Agreement, and this could be the first ten minutes of the regular meeting in December, and then act on that Resolution at the end of the regular meeting in December. Mr. Goble stated that it was brought up in the Faulkner County meeting yesterday that PCRSWMD didn't follow the Administrative Procedures Act for implementing the fee and this is being looked into. Mr. Erwin asked if the fee was ever raised in the future does a new agreement need to be redone. Mr. Gibson stated yes, but this agreement is dollar specific, but the amount assessed in the current agreement is the maximum allowed under state law. Mr. Gibson stated that in this case before there could be an increase there would have to be an amendment to the state statute by the State Legislature authorizing that increase. Mr. J.R. Walters made a motion to approve Resolution 5 of 2011. Dr. Don Brashears seconded the motion. There was no discussion. All approved. Motion passed with no opposition. Mr. Gibson stated is now appropriate for the Board to set a date for the public hearing by entertained motion. Judge Fite made a motion to hold a public hearing to be conducted during the first ten minutes of the December public meeting and to direct Mr. Grappe' and Mr. Gibson to take the necessary steps to give public notice of the public hearing and otherwise comply with the requirements with the Administrative Procedures Act for the purpose of considering proposed Resolution 7 of 2011. Mr. J.R. Walters seconded the motion. There was no discussion. All were in favor. Motion passed with no opposition.

Closure/Post Closure Account: Mr. Gibson stated the process for terminating this account requires preparing a signed document by the Board and then present that to ADEQ for review by the Solid Waste and Legal Divisions and then they sign off and then the existing trust indenture is dissolved. Mr. Gibson stated then the document is presented to Regions Trust to remit funds into designated accounts. Mr. Gibson stated this could be done in approximately 3 or 4 weeks depending on how quickly the ADEQ

internal processing works. Mr. Grappe' asked if this could move forward with or without Board action. Mr. Gibson stated no Board action is necessary because that was specified in February at time of selling of landfill. Mr. Grappe' stated he would like to move forward with this. Mr. Erwin asked if this is held in cash. Mr. Gibson stated this is in the Common Investment Fund at Regions Trust. Mr. Grappe' and Mr. Gibson stated they will work together in the next several days to draft, prepare, and submit the documents to ADEQ.

Executive Director Vehicle Purchase: Mr. Grappe' presented the Board with the State bid list. Mr. Walters asked for Mr. McKeon why the District needed to purchase a vehicle with a Laramie package. Mr. Grappe' stated he doesn't know too much about vehicles but this is what the car lot presented him for a four door truck on the state bid list. Mayor Arey stated that it is apparent the Director needs a truck and the four door is more accommodating. Judge Fite stated the County purchases four door vehicles as well. Mr. Grappe' stated he did not pick the vehicle out; this is what was sent to him by the car lot. Mr. Gibson stated the District can buy any vehicle off of the state bid list at the price listed there without having to bid. Mr. Gibson stated that if isn't on the state bid list, you have to purchase a used vehicle or advertise for bids and then accept. Judge Fite stated he has learned through the bidding process that you cannot get the same specifications that come on the stated bid list. There was discussion between Board members on this matter. Dr. Don Brashears made a motion to accept the 2012 Dodge Ram truck presented on the state bid list. Mr. Jim Erwin seconded the motion. There was no other discussion. All were in favor. Motion passed with no opposition.

Master Planning Committee: Mr. Grappe' asked what members were on the committee. It was stated that Mayor Arey, Judge Fite, and Mr. Jim Erwin are on the committee. Mr. Grappe' stated he would be contacting them to set up times to work on the master plans for the new recycle processing centers.

New Business

Mayor Arey asked for any new business. There was none.

Public Comments: There were no public comments.

Mr. J.R. Walters made a motion to adjourn the meeting. Judge Fite seconded. All were in favor.