

Saline County Regional Solid Waste Management District

Public Hearing Meeting Minutes

June 20th, 2012

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

Others Present: Mr. Sam Ed Gibson, Attorney for SCRSWMD; Mr. Mike Lauderdale, Terry's Waste; Mr. Jim Goble, Inter District Tire Program; Mr. Gary Beck, New Focus of Benton AR; Ms. Tiffany Dunn, Saline County RSWMD; Mr. Michael Grappe', Executive Director Saline County RSWMD, Ms. Michelle Gillham, ADEQ.

Mr. Jim Erwin called the public hearing to order and asked everyone to sign in.

Reading of Proposed FOI Policy: Mr. Sam Ed Gibson stated the purpose of this public hearing is to give the public an opportunity to provide input to the Board about the provisions of the proposed Resolution that will be considered at the regular Board meeting. Mr. Gibson stated the noteworthy points of Resolution 3 of 2012 include a finding of fact by the Board that twenty five cents per page is a reasonable cost, taking into account the actual cost of reproduction of paper copies in the District office. Mr. Gibson stated this includes the cost of medium of reproduction, supplies, equipment, and maintenance, but doesn't include any allocation for any personnel time associated with searching, retrieving, and reviewing information of the records. Mr. Gibson stated it also mandates the District to have and keep in place a website in which most, if not all, the records of the District concerning the general public interest will be maintained in such a way, that members of the public can come to the website and download, copy, or print any public record at no cost to the public. Mr. Gibson stated the Resolution establishes some procedures in the handling of a FOIA request, principally to be sure if someone requests something that it is available for free on the website before the District spends money. Mr. Gibson stated it mandates the Administration to inform the requestor to get the records for free. Mr. Gibson also stated if the cost of copying is going to exceed twenty five dollars, the Executive Director is mandated to collect that in advance from the requestor and make some provision for the disposition of the copies and how long the District can hold on to the copies. Mr. Erwin asked if the cost of making copies increases, would the Board need to come back and change the document or can we put this in the FOI to be adjusted based on the market. Mr. Gibson stated the Board would have to come back and make a separate finding; twenty five cents is an amount that has been the highest amount approved by the Attorney General.

Public Comments: Mr. Gary Beck asked if tape recordings are kept continuously. Mr. Grappe' stated the tapes are kept continuously and are translated to written document, and when the Board approves the minutes, they're put up on the website and hard copies filed. Mr. Grappe' stated tapes have been kept since the recordings have started.

There were no other comments and Mr. Erwin closed the public hearing.

Saline County Regional Solid Waste Management District

Regular Board Meeting Minutes

June 20th, 2012

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

Others Present: Mr. Sam Ed Gibson, Attorney for SCRSWMD; Mr. Mike Lauderdale, Terry's Waste; Mr. Jim Goble, Inter District Tire Program; Mr. Gary Beck, New Focus of Benton AR; Ms. Tiffany Dunn, Saline County RSWMD; Mr. Michael Grappe', Executive Director Saline County RSWMD, Ms. Michelle Gilliam, ADEQ.

Mayor Arey called the meeting to order and asked everyone to sign in.

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

Reading of Financial Statement and Financial Position: Mr. Grappe' stated the May account totals were \$4,500,121.13. Mr. Grappe' stated Revenue, including royalty payments and interest reimbursements, were \$76,240.34. Mr. Grappe' stated operations for the month were \$71,440.08. Mr. Grappe' reported recycling revenue was a little over \$9,000 and expenses totaling \$9,201. Mr. McKeon asked if there is a way to report the revenue total from each location. Mr. Grappe' stated that we cannot, but that we can show total tonnage/revenue. Mr. Grappe' stated overall, the real cost is labor. Mr. Grappe' stated the financial sheet is broken down to show the contract labor, temporary workers, 309 lunches, advertising, fuel cost, repairs, maintenance, supplies (which includes Gatorade, gloves, vest, etc.), and any educational issues that are associated with recycling. Mr. Grappe' stated when all those costs are added together, it shows the true operational costs for recycling. There were a couple of general questions. Mr. McKeon made a motion to approve the Financial Statement and Financial Position report from May. Mr. J.R. Walters seconded the motion. All were in favor and motion passed with no opposition.

Inter-District Tire Update-Jim Goble: Mr. Goble stated he is impressed that the numbers in Saline County hit the highest number that he's seen so far since he's started the program bringing in over seven thousand tires. Mr. Goble stated he credits this to the tire dealerships in the area such as Firestone, Ramsey, and others that have moved into the County. Mr. Goble stated he expects this District to bring in 60,000 tires this year, which would be a record number for this District. Mr. Goble stated the finances haven't changed much; right now at about \$100,000 and will be a little lower at the end of this year compared to last year but not significantly. Mr. Goble reported things are still running smoothly. Mr. Goble stated Davis is in the process of buying ten acres of land to place a new shredder to improve the tire operation for streamlining. Mr. Grappe' asked where the two dollars from the tire companies goes that is charged. Mr. Jim Goble stated roughly three percent goes to paperwork, five

percent to tire dealer, ten percent to the support, and ten percent goes to ADEQ. Mr. Goble stated our District receives about \$1.35 per tire.

Environmental Officer Update-Officer Blevins: Officer Blevins absent from meeting

Executive Director Update:

Project Updates APC/SPC/LRC: Mr. Grappe' stated all engineering documents are complete for both facilities. Mr. Grappe' stated the total project estimate was about \$1.2 million for both facilities (\$650,000 for Bryant facility and \$450,000 for Benton facility). Mr. Grappe' stated all issues with Entergy/utilities have been worked out and ready to proceed. Mr. Grappe' asked if the Board wanted to proceed or investigate farther before spending that much money. Mr. Grappe' stated that Republic has asked our District to investigate single stream vs. our dual stream approach for recycling. Mr. Grappe' stated discussed single stream due to apartment complex issue for bins; and also talked about building a MRF here. Mr. Grappe' stated Republic and the District agree this isn't feasible in the Little Rock area because we already have two MRFs nearby, and neither one of them can service the District in a financially responsible way. Mr. Grappe' reported that Waste Management is about to spend several million dollars to upgrade their facilities for dual stream. Mr. Grappe' explained there are several options that we can do, such as a contract with Faulkner county or Waste Management if we went single stream. Mr. Grappe' stated we need to look at all options and re-evaluate before spending \$1.2 million on these collection facilities. Mr. Grappe' stated he would like to table this for the next thirty days, while continuing to investigate a better plan to present to the Board. Judge Fite stated he would like to have a special informal meeting to look at numbers and options. Mr. Grappe' stated discussion now involves doing a manual MRF for the size that we have. Mr. Grappe' stated he is planning to perform a curbside pilot program using two or three neighborhoods, collecting single stream, then manually sorting and processing at recycle center then running those numbers to see how efficiently we can perform this. Mr. Grappe' stated we are currently doing a time and motion study for the businesses/schools we now service. Mr. Grappe' stated study includes the mileage, service time, and travel time to determine how much it cost us to do that job so that when we release the RFP we will know what we are looking to get back. Mr. Grappe' stated it's our goal to privatize that operation and pay someone to service the areas for us so that we don't have our trucks out driving around. Mr. Grappe' stated had to employ four additional people in the last thirty days to manage the additional recycling materials at our facility. Mr. Grappe' reported we've cleaned up all of our paper, cardboard, metal, and currently working on our plastics- should take two to four weeks to get that cleaned up. Mr. Grappe' stated that it might be a couple of months before we can get the study done.

Recycling: Mr. Erwin stated that he has received several phone calls about the trailer at Bethel Middle School because the gate is locked. Mr. Grappe' stated we are working with the principle to get that unlocked. Mr. Erwin stated he would like to see a new updated sign on the bins. Mr. Grappe' stated we are looking for an alternative solution to what we are doing today. Mr. Grappe' stated that he is working with Pulaski Tech in developing a new type of trailer that can be built locally that is better serviceable and has the pictures painted on. Mr. Grappe' stated have opened up a new site in East End. Mr. Erwin stated he would like an email sent out to all the Board members notifying them of the new

locations that are being set up and city clean-ups. Mr. Grappe' stated at the end of June, we will have reached all of last year's e-waste numbers. Mr. Grappe' stated we are at eighty-eight tons recorded and about four truckloads sitting in the recycling center left to be processed. Mr. Grappe' stated in order to mitigate costs from our e-waste transportation, our partner will be taking a small section of the recycling building, processing there, and when pallets are full they will ship off.

Events: Mr. Grappe' stated there are no events scheduled for the rest of this month. Judge Fite stated Saline County is implementing a Code Red program and said that maybe we have two Saturday's in a row for clean-up where people sign up on the internet. Mr. Grappe' stated that he would get with Terrell to set up dates and set up several different locations. Judge Fite stated that he would like to have several trailers set up for recyclables.

Miscellaneous: Mr. Grappe' stated Pathfinders has run into a problem with the state until they can figure out how to split up the utilities in three different entities to lease or sale. Mr. Grappe' stated we are working with Pathfinders in Rogers; doing evaluations and it's working out very well. Mr. Grappe' stated he is in conversation with Goodwill as part of initiative with their waste stream. Mr. Grappe' stated that Goodwill would be a great location for a collection center.

Old Business

Forklift Purchase: Mr. Grappe' stated we received three bids for the forklift that was put in the paper in April. Mr. Grappe' stated bids were opened and read aloud on Thursday June 14th. Mr. Grappe' stated lowest bid was for about \$24,000, which included operator certification/training for four people and a maintenance contract for every 90 day. Mr. Grappe' stated the contract hasn't been awarded yet and is still under review. Mr. Grappe' stated if Board does not have a problem with the purchase, the District would like to put in a purchase order within the next 30 days. There was no objection to this.

Airport Commission Contract: Mr. Grappe' stated received documentation from Mr. Gibson for the lease. Mr. Grappe' has put the lease on hold because there is no need to go into the lease agreement until we know what direction we are going with the recycle centers. Mr. Grappe' stated that Mr. Lowry is on hold for now but has been paid for his services.

New Business

Resolution 3 of 2012: Mr. J.R Walters made motion to adopt Resolution 3 of 2012 for the FOI policy. Dr. Brashears seconded the motion. All were in favor and motion passed with no opposition.

Public Comments: Ms. Michelle Gillham spoke to the Board about recycling grants and activities. Ms. Gillham stated that ADEQ has held monies back for funds that were used in an unapproved method for some Districts. Ms. Gillham reported ADEQ is working closely with Administration on projects that haven't started yet. Ms. Gillham stated State Statute requires that funded projects start before pre-applications on July 15th or they will call back all the money from the previous year. Ms. Gillham added projects have to be spent within three years of funding and they are looking at that as well. Ms. Gillham stated ADEQ signed off for a few items with a District concerning this matter and are waiting on a few

things from them but there is a possibility that they will be calling back monies from them. Ms. Gillham stated a division of legislation audit has really studied what ADEQ does and how they monitor funds and how they are used. Ms. Gillham stated that Mr. Grappe' and Ms. Marshall have given great reports and have worked very closely with ADEQ and have been able to give answers to questions down to the penny of where money goes and are able to get issues resolved. Ms. Gillham stated ADEQ is looking at projects and offering advice where welcomed and trying to work closely on the projects. Ms. Gillham stated that they look forward to seeing what different projects this District comes up with and how we will be doing recycling. Ms. Gillham stated they've received several calls from people of the community that would like to see more recycling in Saline County for many years and are pleased to see some progress. Ms. Gillham stated ADEQ is waiting on some information from this District before funding the E-waste grants. Ms. Gillham stated ADEQ is looking at the Solid Waste Plans because soon due and working to update that and what ADEQ can do to better solid waste management for the state of Arkansas. Ms. Gillham stated there are eight sub committees and offered the Board to participate in a committee to talk about recycling, waste diversion, and land filling. Ms. Gillham also stated that Solid Waste Districts, Private Entities, County Judges Association, and Elected officials are all meeting together to try and implement a plan that will go into effect in 2013. Ms. Gillham reported that this will impact the District, because we will have to do annual updates to our plan. Some general questions were asked by the Board and answered by Ms. Michelle Gilliam and Mr. Jim Goble.

Mr. Gibson stated that he has the signature copy of Resolution 3 of 2012 for the Chairman to sign. Mr. Gibson reported to the Board and asked for a motion to approve the recommendation with regard to litigation with Dewpoint for unpaid gate fees. Mr. Gibson explained the District sued two Corporations, one Dewpoint Arkansas and one Dewpoint Environmental of Dallas for the \$27,000 arrearage that is owed to the District. Mr. Gibson stated District was able prevail on Judge Gary Arnold to issue an attachment order that directed Mid Arkansas Waste to pay to the District all of the sums that it owes to Dewpoint Arkansas and Dewpoint Environmental up to the amount we are entitled to from them. Mr. Gibson stated procedurally, right now we have gotten service on both corporations, the time for them to make a response is tomorrow with the respect to one and the day after with the respect to the other, and have received no notification that either one of them will defend the suit. Mr. Gibson stated at this point, he is anticipating that we will take a default judgment for the amount owed plus additional entitlement to cost, interest, and for attorney's fees. Mr. Gibson stated we have a written proposal from Mid Arkansas Waste asking to begin paying \$960 per week to the District by bank transfer to honor the attachment order. Mr. Gibson stated the recommendation that he wants to make to the Board is that he is requesting to make payments in June but doesn't want to excuse the payment from May under the order because that is another four thousand dollars and would rather collect as much as we can now just in case things get off track. Secondly, Mr. Gibson stated his proposal recites payment on the amount paid for that we are expected to collect by attachment all sums that would give judgment including cost of attorney's fees and interest. Mr. Grappe' stated that he is ok with them making payments by direct deposit. Mr. Gibson requested the Board to make a motion to authorize him and Mr. Grappe' to go forward with the process. Mr. Erwin asked what options the Board has if it gets off track. Mr. Gibson stated would have to reassess. Mr. Gibson stated that he has two or three fall backs. Mr. Gibson stated putting ourselves in a position of the people that sold the company to Mid Ark and

are entitled to receive what Mid Ark owes for buying the company. Mr. Gibson stated District would have to think in terms, what options the seller would have if Mid Ark had financial problems and couldn't make its monthly payments. Mr. Gibson stated might pursue the same options with equipment or fixed assets, but not a bridge we need to cross right now. Dr. Brashears made motion to approve the recommendation by Mr. Gibson. Mr. J.R. Walters seconded the motion. All were in favor and motion passed with no opposition.

Mr. McKeon thanked Mr. Grappe' for answering five questions about a pilot program to help the Board meeting go a little faster. Mr. McKeon also stated the City of Alexander now has a link to the Saline County RSWMD website. Mr. Erwin stated there is also a link on the City of Bryant website under the street department and on the Bryant Daily News. Mr. Grappe stated there have been no illegal dumpsites reported on the website this month.

Mayor Arey made a motion to adjourn the Board meeting. Mr. Erwin seconded the motion. All were in favor and meeting adjourned.