

Saline County Regional Solid Waste Management District

Public Meeting

July 16, 2014

Board Members Present: Mr. Jim Erwin; Dr. Don Brashears; Judge Fite; Mayor Jeff Arey

Others Present: Mr. Shane Knight, Operations Manager, Saline County RSWMD; Ms. Tiffany Dunn, Marketing Coordinator, Saline County RSWMD; Mr. Michael Grappe', Executive Director, Saline County RSWMD; Mr. Sam Ed Gibson, Attorney Saline County RSWMD, Ms. Stacy Edwards, Inter-District Tire Program; Mr. Desi Ledbetter, PCRSWMD; Ms. Carol Beavis, PCRSWMD.

Mayor Arey called the public meeting to order. Mayor Arey opened the floor to comments regarding the certificate of need for the Saline County Class I landfill and also for consideration of a resolution for the requirements for waste hauler permits.

Mr. Gibson stated that the Board has two issues in front of them. Mr. Gibson stated that today is the third public hearing on the question of whether to grant a certificate of need for expansion of the permit of the Class I landfill. Mr. Gibson stated that the period of public comment comes to a close today which was 60 days from the date of the first public hearing that was conducted in May. Mr. Gibson stated that the Board members have before them proposed Resolution 1 of 2014. Mr. Gibson stated that it finds a need for the Certificate of need and should be granted. Mr. Gibson stated that it authorizes the officers of the Board and the Executive Director to sign the documents requested by Terracon and ADEQ. Mr. Gibson stated that it is here for final action today. Mr. Gibson stated that the language that was used in the Resolution fully incorporates pattern language that Terracon has provided to us that they have used in other applications around the state and has been accepted. Mr. Gibson stated that on the subject of Waste Hauler permits and licenses, what is before the Board for the public hearing today, but not for action by the Board is an unnumbered resolution, a draft of it that was circulated by email. Mr. Gibson stated that he would ask all the members of the Board to read the resolution. Mr. Gibson stated that it works on several levels and one is if there are any question or comment about the requirements that are imposed on the vehicles or waste haulers it needs to be discussed by the Board. Mr. Gibson stated that the other thing that he wants to be concerned about is the activities that we have to go through to implement and administer the resolution. Mr. Gibson stated that before, we have just enforced state standards only, and this imposes some increased standards so the implementation should be the same as we have done in the past. Mr. Gibson stated that he pulled it from several different sources such as statutes and materials that Mr. Knight has sent to him. Mr. Erwin had a question on section five and the standards for Waste Haulers names on their truck. Mr. Knight stated that he contacted the Arkansas Highway Department/Highway Patrol and spoke to a Sgt. Todd and they recommend their motor vehicle carriers to have two inches and they can judge it readable at 50ft. minimum. Mr. Erwin asked in

his past experience with Knight Disposal if they had numbers on the side of their truck. Mr. Knight stated that they are two inches and some are bigger depending on the size of the truck. Mr. Erwin asked about having an insurance card and showing proof of insurance. Mr. Knight stated that he can't ask for it because he isn't a certified law enforcement officer. Mr. Gibson stated that if the Board requires it the IDCO can inspect for it. Mr. Gibson stated that we probably only have one fleet right now that might be subject to any confusion but it is a good idea to require registration, license, and insurance per vehicle because we are going to be issuing permits to vehicles. Mr. Knight stated that we do keep on file insurance information. Mr. Gibson stated that if we distribute those decals in a package to a manager it is very likely that the decal would be put on the wrong truck not matching the paperwork. Mr. Knight stated that when we have a fleet, that fleet manager will submit to the District a fleet list of vin number, make and model, and then he matches up the decal with that particular vin number. Mr. Erwin stated that he feels confident that some people show proof of insurance and then does away with it and he wants to confirm that the Board can make sure that they carry that. Mr. Gibson stated that the Board has the authority to post standards that the State imposes. Mr. Knight stated that under section 5 sub section B "no open air side boards, side boards must be fully enclosed" he would like to add tailgate to that. Mr. Knight stated that he had a hauler come in for inspection that had an open air tailgate and declined his permit. Mr. Erwin asked if we can say that it has to be fully enclosed including tailgate area. Mr. Gibson stated that he will put some language in it and do the mark-ups. Mr. Erwin stated that he would like it to include safety lights. Mr. Knight stated that the only new addition to the standards is the request for a letter of good standing from the Department of Finance and Administration before a permit is issued. Mayor Arey asked if we have talked to the DFA and know what we are talking about. Mr. Gibson stated that he would make a request to add language letter of good standing with regard to sales and use taxes and a business entity existence. Mr. Knight stated that when he contacted the DF&A he was contacting to initially do the requesting for each hauler that we have. Mr. Knight stated that he was advised that the haulers themselves would have to request it on their behalves and the specific wording was if I'm a hauler and calling DF&A and asking for a letter of good standing for a company. Mr. Gibson stated that if they call the sales tax department they will know what they are asking for. Mayor Arey asked if there were any more questions for the Counselor on page 6 first paragraph where it talks about visual inspections of the vehicles. Mayor Arey asked if this would allow us to do periodic inspections throughout the year. Mr. Knight stated that he currently does that. Mr. Gibson stated that there is a keep in good standing throughout kind of language. Mr. Gibson stated that what you are specifically talking about is keeping up all the safety requirements up to date and specifically to state that they are subject to re-inspection at the discretion of the District any time and place. Mayor Arey asked if in the beginning where it talked about the insurance if we could include it there. Mr. Knight stated that he makes it normal practice at least once a month when he sees a hauler he will talk to the haulers to make sure they are staying up to code. Mayor Arey asked about the tarps on section 4 and at what point do they have to have it tarped. Mr. Knight stated that what has been normal operating procedure that as

long as the hauler is going to customer to customer there hasn't been a requirement for a tarp to be in full use. Mr. Knight stated that once they have finished their route and transporting to the landfill that it must be covered at that time. Mr. Erwin stated that we need to add that to D because right now it just says it must be covered to prevent litter on highway. Mayor Arey stated that he likes D the way it is because it could give us some leeway. Mr. Knight stated that he agreed with Chairman because it allows him the flexibility and enforce. Mr. Gibson stated that he wants to clarify for the next discussion and he will have a red line or mark up so that you can see what changes have been made. Mr. Erwin asked if he is a business and gets permitted now will it expire December 31st. Mr. Knight stated that is correct. Mr. Erwin asked about section 2. Mr. Gibson stated that it is correct because he double checked that and it hasn't been changed. Mayor Arey asked about section 8 at the very last where it says Regional Solid Waste Management Board with the meaning of section 86722 should be punished accordingly. Mr. Gibson stated that there are two sections of the Solid Waste management act 86721 and 86722. Mr. Gibson stated that which mandates the local Districts to enforce hauler licensing and permitting. Mr. Gibson stated that 721 sets the minimum standards and 722 sets the penalties. Mr. Gibson stated that just as a matter of style he didn't restate what the statute says, it's a \$1,000 fine and 30 days in jail. Mr. Gibson stated that it could be included if the Board wants it. Mr. Grappe' stated that the system is set up to support the changes that we are going to make. Mr. Gibson stated that any lawyer reading this would know where to look for the detail of the sections. Mr. Grappe' stated that he has a technicality that he would like to bring up. Mr. Grappe' stated that the District stopped advertising our public notices in the Saline Courier posting them on our Facebook and website. Mr. Gibson stated that you are dealing with State Administrator procedure and Secretary of States requirements on the publication on rule making. Mr. Gibson stated that for a long time it has always said that you have to use a newspaper of general circulation. Mr. Gibson stated that he would check into it. Mr. Grappe' stated that we will rectify the situation and run the ad if we need to do that. Mr. Grappe' is asking to table the first resolution on Terracon until we find out the proper procedure.

There were no public comments.

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Regular Board Meeting

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Board Members Present: Mr. Jim Erwin; Dr. Don Brashears; Judge Fite; Mayor Jeff Arey;

Others Present: Mr. Shane Knight, Operations Manager, Saline County RSWMD; Ms. Tiffany Dunn, Marketing Director, Saline County RSWMD; Mr. Michael Grappe', Executive Director, Saline County RSWMD; Mr. Sam Ed Gibson, Attorney Saline County RSWMD; Roger Finley, Terry's Waste; Jordan Woolbright, Jordan & Associates; Ms. Stacy Edwards, Inter-Tire District Program; Mr. Desi Ledbetter, PCRSWMD; Ms. Carol Beavis, PCRSWMD

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

Reading of Minutes from June: Mayor Arey stated that the first order of business was the reading of minutes from the June meeting. Dr. Brashears made a motion to approve the Regular Board Meeting minutes from June. Judge Fite seconded the motion. All were in favor and motion passed with no opposition.

Reading of Financial Statement and Financial Position from June: Mr. Grappe' stated that our operating account took a big hit based on some adjustments that were made and an increase in activity of clean-ups around our recycling bins. Mr. Grappe' stated that we were paying for some curbside recycling activities and that he has a meeting with Republic Services about the final bill on that issue. Mr. Grappe' stated that we are negotiating somewhere around \$10,000-\$15,000. Mr. Grappe' stated that as of the 27th our involvement with subsidizing curbside recycling ended. Mr. Grappe' stated that we had entered into an agreement of \$17 a ton for a gate rate to keep the gate rate neutral for Terry's Waste and Republic Services. Mr. Grappe' stated that when Republic Services bought out Terry's Waste, that ended our agreement. Mr. Grappe' stated that our total prior month's cash and cash equivalents are \$4,434,009.09. Mr. Grappe' stated that the investment account went down \$2,466.36 in value due to market fluctuation. Mr. Grappe' stated that he has asked First Security to look at our account and make some suggestions about what they would do with our account. Mr. Grappe' stated that he will report back to the next month their recommendations. Mr. Grappe' explained how the investment would work. Mr. Grappe' stated that he would like more involvement with the investments. Mr. Grappe' stated that we spent some advertising dollars. Mayor Arey asked about the Waste Disposal cost. Mr. Grappe' stated that we pay for Habitat, Civitan, Boy's and Girl's Club, and have had an increase of trash clean-up around our black boxes. Mr. Grappe' stated that it also included our clean-ups from the month of May. Judge Fite asked if we had 25 tons per month at the Landfill. Mr. Grappe' stated that we did when we had the recycle center. Mr. Grappe' stated that because we don't have the recycle center there, it is a point of issue. Judge Fite stated that he read that with our recycling efforts that we would be able to put 25 tons

at the landfill. Mr. Grappe' stated that we were supposed to be paying \$7,500 per month on the recycle building and were only paying \$1. Mr. Grappe' stated that the roll off bins of trash at the recycle center were picked up by them on a daily occurrence. Mr. Sam Ed Gibson stated that he would look into the contract. Mr. Grappe' stated that everything has changed since the first of the year and everything has been negated with the sale of Terry's Waste. Mr. Grappe' stated that Dan Christenson is no longer with Republic and the search is on for a new General Manager. Mr. Grappe' stated that on the waste transport when we set-up the Hot Springs Village recycling program, they were taking it to the landfill. Mr. Grappe' stated that Bin There Dump That is charging them \$175 a month transport and taking the material to Waste Management where before they were taking it to our recycle center. Mr. Grappe' stated that he has a meeting with Balcones to drop three compactors there for paper, mixed paper, and cardboard. Mr. Grappe' stated that he wants the school pick-up taken to the compactors and Balcones comes to get it and give us a flat rate to off-set the cost. Mr. Erwin asked if we would bring Hot Springs Village to the location as well. Mr. Grappe' stated that he would like to get compactors set up at Hot Springs Village so that they can operate separately. There was some general conversation about the Hot Springs Village operation. Mr. Grappe' stated that Waste Management takes the material for free because it is so clean. Mr. Grappe' added that the Rineco charge was in the waste disposal cost. Mr. Grappe' stated that it was for the April Household Hazardous Waste Day. Mr. Jim Erwin made a motion to approve the Financial Statement and Financial Position from June. Dr. Brashears seconded the motion. All were in favor and motion passed with no opposition.

Inter-District Tire Update-Stacy Edwards: Ms. Edwards stated that the total number of tires for the month of June was 4,007 tires for the Saline County District. Ms. Edwards stated that is out of 62,430 tires total for the 9 counties. Ms. Edwards stated that number is down. Ms. Edwards stated that at the end of May there was \$71,070.22. Ms. Edwards stated that the \$5,100 was for a new trailer to serve Saline County. Ms. Edwards stated that the trailer will probably be placed at the landfill. Ms. Edwards stated that she is going to meet the ladies at the landfill for training so that they can learn how to document tires and start collecting money. Ms. Edwards stated that the total at the end of May for the entire inter-district was \$425,190.98. Ms. Edwards stated that in June they received a support grant in the amount of \$139,000 for helping purchase equipment for Davis Rubber. Ms. Edwards stated that she will meet with the Tire Board and they will decide how to move forward. Ms. Edwards introduced Ms. Carol Beavis and Mr. Desi Ledbetter from the Pulaski County District.

Environmental Officer Update-Shane Knight: Mr. Knight stated that he had 15 dump sites inspected and 5 call-ins for burn barrel sites. Mr. Knight stated that he worked with ADEQ on eight complaints that were submitted. Mr. Knight stated that six have been investigated and closed and two remain open for investigation. Mr. Knight stated that he met with ADEQ on site and gave approval to the process on getting the sites cleaned up. Mr. Knight stated that he is seeing a new element coming into play now. Mr. Knight stated that he is seeing tree service

companies bringing in materials from job sites to their private property and burning it. Mr. Knight stated that he is now working with them to eliminate that practice. Judge Fite asked if the Tree Service companies are charging the customer a disposal rate. Mr. Grappe' stated that they are. Mr. Knight stated that there is an ongoing situation in Traskwood with an individual. Mr. Knight stated that there were three individuals that went to a conference to learn how to tear apart computers and recycle them to make some money. Mr. Knight stated that there is one situation in Traskwood where he has become a recycler and is working with ADEQ. Mr. Knight stated that he is working with Sheriff's department with an E-Waste site that is located on Highway 70. Mr. Knight stated that they are handling because it is a nuisance property and working closely with Deputy Campbell.

Marketing/Education Update: Ms. Dunn stated that we are getting ready to roll into the fall and looking at all the opportunities and sponsorships at events. Ms. Dunn stated that we have signed up for the Salt Bowl having a booth for the District and one for the organizations that we work with such as Saline Green, Keep Bryant Beautiful, L4YN, and Benton Matters. Ms. Dunn stated that we are looking at supplying bins for Amplify that is put on by Holland Chapel. Ms. Dunn stated that we are a finalist for the Arkansas Recycling Coalition award for community involvement and should know in about a week if we get that award. Ms. Dunn stated that Mr. Grappe' has been appointed to the SAU Board in Camden. Ms. Dunn stated that Mr. Grappe' had been working with a lady Carol with MSW magazine and the article has been published with a lot of quotes from Mr. Grappe'. Ms. Dunn stated that they included our black box as a picture in the article. Ms. Dunn stated that an article was published in Arkansas Business for the Lodestar Awards with Keep Arkansas Beautiful. Ms. Dunn stated that she has all the Executive YEA Team leaders in place. Ms. Dunn stated that they are now reaching out to all the leaders in the schools and is getting positive feedback for participation. Ms. Dunn stated that is her goal to get all 23 Saline County Schools to participate in the program. Ms. Dunn stated that last year she only had 13 schools actively participating. Ms. Dunn stated that she is wanting to reach a goal of 100%. Ms. Dunn stated that we are moving forward with the Fashion Show and once school start back we will start gaining some momentum with volunteers helping with designs and backdrops that will be used for the show.

Executive Director Update:

Recycling Cost Update: Mr. Grappe' stated that our cost will be going down once we get our final bill from Republic. Mr. Grappe' stated that the only recycling cost that we will have in future is our Black Boxes.

Black Box Update: Mr. Grappe' stated that at some point we will have to address the Black Boxes because as long as they are there, there is no reason to sign up for curbside recycling because it is free. Judge Fite stated that we are waiting on a new Director for the landfill and asked if we will start working with them on recycling or working with other haulers on recycling. Judge Fite asked if there were other haulers interested in recycling. Mr. Grappe'

stated that Republic has between 1,200 and 1,500 subscriptions with about 600 curbside recycling. Judge Fite asked if the Black Boxes go away will the curbside number increase and if the purpose of the black boxes was to promote curbside. Mr. Grappe' stated that the purpose of the black boxes was to promote recycling in the event that curbside recycling was coming. Mr. Grappe' stated that it is now a voluntary subscription for curbside and the black boxes are still being utilized heavily. Mr. Grappe' stated that it is his opinion that if we take away the black boxes the majority of the people that utilize them will start to throw their things away in trash. Mr. Grappe' stated that they are full and being picked up every day. Mr. Erwin asked about Republic taking over the black boxes. Mr. Grappe' stated that they would discontinue the program because it would cost them money. Judge Fite stated that he had talked with an individual that lives in Hurricane Lake and asked the City of Benton if they would have a problem with them getting one contactor for their neighborhood. Judge Fite stated that he thinks that we need to start moving in a direction to start promoting curbside recycling. Mr. Grappe' stated that today there isn't a solution on the Black Boxes but we need to start working on a plan.

Glass Collection Update: Mr. Grappe' stated that Republic is just about finished cleaning up the recycle center so that we can go to the area where the glass is stored. Mr. Grappe' stated that we are going to put two trailers out, one will be at Neeley Street and the other at Bryant City Hall. Mr. Grappe' stated that we are working on exactly when we want to start that. Mr. Grappe' stated that we are the collection center for Southwest Central and for ourselves. Mr. Grappe' stated that every three months or so Southwest Central will bring it to us and drop it in the bunker. Mr. Grappe' stated that he is working on the logistics of the program. Mr. Grappe' stated that if we use the trailers we have to have the forklift there and so he is looking at some roll off trash cans to use and not have to worry about the forklift. There was some general conversation about the process of the paper recycling with the schools and the businesses that we pick up for.

Recycle Center Update:

Miscellaneous: Mr. Grappe' stated that he applied for the SAU Board it is a five year term. Mr. Grappe' stated that he had great Board support from SAU staff. Mr. Grappe' stated that the educational process for IDCO's and Landfill operators doesn't match the current requirements. Mr. Grappe' stated that when the Board was formed in 1960, they had the primary function of educating and certifying waste water operators and fresh water operators at no cost to the municipalities. Mr. Grappe' stated that the state legislative body gave that institute 250,000 to operate on. Mr. Grappe' stated that today their budget has grown to 400,000 and the mandate hasn't changed. Mr. Grappe' stated that along the way in order to provide additional income to be able to do what they are chartered to do as well as grow their program. Mr. Grappe' stated that they started back flow prevention certification, solid waste, and IDCO training and charge for that because it is outside of their charter. Mr. Grappe' stated that they do a lot of things in the dark because they're not allowed to see the end result of their education process. Mr. Grappe' stated that he would like to re-write the law to clearly identify what an IDCO is, what his responsibility and authority is, and to clearly identify how he is to be educated and trained. Mr.

Grappe' stated that today an IDCO is no different than a Landfill Operator. Mr. Grappe' stated that they are going to re-write those laws this year. Mr. Grappe' stated that our IDCO has been working with SAU as a presenter. Mr. Grappe' stated that they want him to be a teacher on the IDCO and presentations. Mr. Grappe' stated that they would like him to get involved in the landfill side of presentations as well. Mr. Grappe' stated that he has a presentation on the 5th and 6th that SAU Tech is sponsoring in Hot Springs. Mr. Grappe' stated that it will be a teach the teachers type of presentation. Mr. Grappe' stated that they would like for him to become an adjunct teacher on their staff. Mr. Grappe' stated that he just wanted to remind the Board that he is working on an E-Waste Resolution. Mr. Grappe' stated that it will state clearly that before you can be an e-waste recycler in this District you have to go through all the paper work steps.

Old Business:

- a. E-Waste Resolution: Mr. Grappe' stated that he just wanted to remind the Board that he is working on an E-Waste Resolution. Mr. Grappe' stated that it will state clearly that before you can be an e-waste recycler in this District you have to go through all the paper work steps.
- b. Landfill Needs request: The action on this request was discussed in the public hearing.

New Business: There was no new business to report.

Public Comments: There was no public comment.

Dr. Brashears made a motion to adjourn. Judge Fite seconded the motion. All were in favor and motion passed with no opposition.