



FREMONT COUNTY SOLID WASTE DISPOSAL DISTRICT

Member of Wyoming Solid Waste and Recycling Association (WSWRA)

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FREMONT COUNTY SOLID WASTE DISPOSAL DISTRICT Minutes of Regular Board Meeting May 16, 2016

1. **PRELIMINARY ITEMS:**

a. – c. The regular meeting of the Fremont County Solid Waste Disposal District Board of Directors was held on the above date and time; called to order by CHAIRMAN ADAMS at 9:30am. CHAIRMAN ADAMS then led the Pledge of Allegiance and declared a quorum of the Board with the following people in attendance.

<u>Board Members:</u>	Michael Adams, Gary Weisz, Steve Baumann, Rob Dolcater, Richard Klapproth, Mark Moxley, Mike Morgan, and Mike McDonald
<u>Excused Members:</u>	No absences
<u>Commissioner Liaison:</u>	Doug Thompson
<u>Liaisons:</u>	Mark Calhoun (Lander)
<u>Attorney:</u>	Rick Sollars (Western Law & Assoc.)
<u>Staff:</u>	Andrew Frey (Superintendent) and Linda Kummer (Bookkeeper)
<u>Guests:</u>	Gary Blackwelder, Robert Fay, Shawn Griffin, Pat Harris, Craig Bromley, Gina Clingerman, Heidi Stearny, Mile Barmore, Josh Scheer, Dot Newton, Smokey Peck, Shane Pugh, Robin Clapp, Linda Olinger, Walt Womack, Amber Wilson, Amy Anderson, Steven Weaver, Kyle Butterfield, Andrea Orabona, Landon Harrar, Jeremey & Cindy Newman, Annette Wichington

d. **Approval of Agenda**

MARK MOXLEY made a motion to approve the consent agenda, adding under 3. OTHER ITEMS OF BUSINESS f. Disaster Response. MIKE MCDONALD seconded the motion. **MOTION CARRIED**

e. **Public Comment/Communication from the Floor**

CHAIRMAN ADAMS opened the floor to public comment. There were no public comments made.

2. **CONSENT ITEMS:**

a. **Approval of Prior Meeting Minutes:**

- i. March 21, 2016, Board Meeting

b. **Approval of Accounts Payable – March 2016**

c. **Acceptance of Consultants Reports:**

- i. Trihydro Corporation – Progress Report
- ii. Burns and McDonnell – Progress Report
- iii. Eastern Shoshoni Tribe Solid Waste – Progress Report (no report was submitted)
- iv. Northern Arapaho Tribe Solid Waste – Progress Report (no report was submitted)

d. **Acceptance of Staff Reports:**

- i. Superintendent Report

3. **OTHER ITEMS OF BUSINESS:**

a. **Wyoming DOT (Robin Clapp/Jim Thomas/Matt Sanders) – Request for Waived Fees**

Discussions: (1.) Robin Clapp (WY DOT) communicated to the Board that the Wyoming DOT provides many services to keep the County clean, including Adopt-A-Highway programs, highway cleanup, and roadkill cleanups. He is concerned that the WY DOT continues to be charged a fee for disposal of all wastes delivered to the District and that they are charged for unsecured loads. (2.) MIKE MCDONALD asked for the annual number of loads hauled and/or the annual fees paid – Robin did not have the information available. (3.) MIKE MORGAN appreciated the opportunity for discussion, but pointed out that any waiver on fees or policy for a public entity would follow with additional requests for the same by other public entities and potentially the public. A great deal of effort and time has already been spent on developing fees and policies to address all known issues.

MIKE MORGAN made a motion to maintain policies and fees regarding waste disposal and unsecured loads. STEVE BAUMANN seconded the motion. **MOTION CARRIED**

b. Recycling Program

Discussions: (1.) MARK MOXLEY informed the Board that the Recycling Committee met with Wyoming Waste last week to discuss potential options for them to take on a portion of the recycling program. Given the continued discussions with Wyoming Waste, the need to explore options to make the program viable, and the public's request for additional time to research the program further, the Recycling Committee recommends the Board delay making any formal decisions to significantly change the program until the July 2016 Board meeting. The Recycling Committee did recommend that the Board remove the glass component of recycling effective July 1, 2016. (2.) STEVE BAUMANN suggested that any formal action for change include an educational component to properly inform the public. (3.) Superintendent Frey informed the group on the polling that had been conducted at the rural transfer stations regarding recycling. Following approximately one month's worth of discussions between the District's Transfer Station Attendant and the site patrons it was found that 44% of the patrons use the recycling program at the rural sites, but only 5 people would be willing to recycle if they did not receive the financial break created with the current fee structure. (4.) STEVE BAUMANN asked the Board to allow Amber Wilson an opportunity to present before any formal action was taken. (5.) RICK KLAPROTH asked the Board not to make any decisions. (6.) MIKE MCDONALD expressed his concern with allowing this decision to linger and felt a vote was needed at the July 2016 meeting. (7.) Andrea Orabona cautioned the Board that discontinuing any portion of the program will result in a great challenge if ever restarted. (8.) MIKE MORGAN provided clarification to the public on the pending decision on the recycling program that the Board is considering slight modifications to the accepted commodities and that the District's recycling program will be continued in some form. The electronic waste recycling and disposal costs have increased by over \$200,000 per year, a new expense included within the recycling program. The glass directed to the recycling program all ends up in the landfills here. (9.) Amber Wilson (WOC) discussed with the group the public forums and the Stakeholders meetings and went on to explain the goals of the Stakeholders group – #1. Keeping the program in its current state with the current commodities accepted with slight modifications (i.e. removal of glass and plastics #3-7), #2. Pursuit of an alternative funding mechanism for the recycling and diversion program, and #3. Working to raise funds to keep CES involved as they have been and/or developing a volunteer group to take on the sorting and unloading responsibilities handled by CES. (10.) MIKE MORGAN asked Amber what the Stakeholders feel about glass – Amber Wilson indicated that the group understands glass does not make sense, and STEVE BAUMANN continued that the group also understands that the plastics #3-7 may need to be removed. (11.) Commissioner Thompson explained that he went to both public forums and understood that all people that attended were willing to pay for the recycling opportunity. Additionally, funding options could include #1. Recycling District that may be allowed up to 3-mils if approved through a public vote, including development of a Board of Directors and staff, and #2. Municipal Implemented Fees that could be issued through monthly water bills. (12.) GARY WEISZ asked Steven Weaver how the City of Riverton would handle CES's absence if they discontinue – Steven Weaver indicated that it may result in removal of

the public drop locations and only a continuation of the curbside program. (13.) Dot Newton explained that the glass recycling has never been recycling, instead it was developed when the County Road and Bridge program offered to use the crushed glass in some road work projects. This is something that the public has never really understood. She also suggested that if any changes are adopted that it may be best for the public to make them all at once. (14.) MIKE MORGAN informed everyone through the budgeting process the District has budgeted to keep the program as it exists with the District's involvement remaining at the same or a similar level.

MARK MOXLEY made a motion to post-pone any decisions on major changes to the recycling program until the July 2016 Board meeting, but to discontinue the glass recycling portion of the program effective July 1, 2016, following public education in the timeframe between today and the implementation date. MIKE MORGAN seconded the motion. *Opposed – RICK KLAPROTH and STEVE BAUMANN / In-favor – MARK MOXLEY, MIKE MORGAN, GARY WEISZ, MIKE MCDONALD, ROB DOLCATER.*

MOTION CARRIED

c. Financial Audit

Discussions (1.) Superintendent Frey informed the Board that DM-T had again supplied a proposal to provide the financial auditing work at the same rate as last year, that the County Commissioners had approved DM-T for the County financial auditing work, and that he recommended approving the proposal.

STEVE BAUMANN made a motion to accept the 2015 Financial Audit proposal from DM-T as written. MIKE MORGAN seconded the motion. **MOTION CARRIED**

d. Draft Fiscal Year 2016-17 Operating Budget

Discussions: (1.) Superintendent Frey reviewed with the Board the summary of highlights for the proposed FY 2016-17 Operating Budget, discussed the proposed changes from the Budget Committee from the committee meeting last week. (2.) STEVE BAUMANN reviewed the costs associated with the recycling program, specifically the electronic waste recycling cost increase (i.e. freight/processing). (3.) MIKE MCDONALD requested information regarding potential salary/wage adjustments as he felt a wage adjustment was appropriate – County plans: County has no wage adjustments approved and have altered the retirement contributions to heavier employee portion to avoid layoffs, take-home wages change specific to changes in retirement contributions: consistent with the State of Wyoming, the District is shifting another 0.25% of the contribution to the employees, health insurance: the health insurance rates are remaining the same (although the County employees – not District – will see another rate increase). (4.) Susan Brodie informed the Board that the budgeting schedule in July will be tight and that we are working with the County and State to ensure no deadlines are missed. Additionally, approval of the proposed budget will need to take place (with any necessary mods) to meet the June 1, 2016, State of Wyoming deadline. (5.) MIKE ADAMS provided a statement that he too supported a wage adjustment of some nature.

MIKE MORGAN made a motion to approve the proposed budget with the modifications incorporated from the Budget Committee meeting. STEVE BAUMANN seconded the motion. *Opposed – MIKE ADAMS & MIKE MCDONALD / In-Favor – MARK MOXLEY, MIKE MORGAN, STEVE BAUMANN, ROB DOLCATER, GARY WEISZ, and RICK KLAPROTH.* **MOTION CARRIED**

e. New Business

i. Superintendent Frey informed the Board that the rate adjustment was received for the Health Benefit for the second year of the two-year agreement and that the increase will be \$410 per month (overall). The increase is specific to BlueCross BlueShield as Lincoln Financial, Delta Dental, and VSP Vision all remained the same. This rate increase does not affect the employees.

f. Disaster Relief

Discussions: (1.) MARK MOXLEY proposed to have the Board authorize the Superintendent to have the ability to adjust fees and hours of operation to assist in natural disasters. (2.) Commissioner Thompson suggested incorporating into any action the requirement of formal declaration of a disaster area to ensure the Superintendent does not get pressure from groups to assist in times when no formal declaration exists. (2.) MIKE MORGAN suggested a timeline for communication with the Board regarding any action taken by the Superintendent.

MARK MOXLEY made a motion to authorize the Superintendent to make decisions during a formally declared natural disaster to modify or waive disposal fees and/or adjust hours of operation, with notice provided to the Board of Directors within 30-days. RICK KLAPROTH seconded the motion. **MOTION CARRIED**

4. EXECUTIVE SESSION – POTENTIAL LITIGATION

MIKE MORGAN made a motion to enter into Executive Session at 11:24am for Potential Litigation discussions, inviting the Superintendent, Attorney, and Commissioner Thompson. STEVE BAUMANN seconded the motion. **MOTION CARRIED**

STEVE BAUMANN made a motion to exit Executive Session at 11:38am. MIKE MCDONALD seconded the motion. **MOTION CARRIED**

5. ADDITIONAL NEW BUSINESS

STEVE BAUMANN made a motion to approve the District signing the proposed contract from the Eastern Shoshoni Tribe for conducting solid waste services at the transfer stations on the Wind River Indian Reservation, as presented. GARY WEISZ seconded the motion. **MOTION CARRIED**

6. CALL FOR ADJOURNMENT

GARY WEISZ made a motion to adjourn the meeting at 11:40am. RICK KLAPROTH seconded the motion. **MOTION CARRIED**

7. UPCOMING MEETING(S):

- a. The Next Regularly Scheduled Meeting: June 20, 2016, at 9:30am.

Respectfully submitted by,



Andrew Frey, P.E.
Superintendent of Operations
Fremont County Solid Waste Disposal District



Michael Adams
Board of Directors Chairman
Fremont County Solid Waste Disposal District