



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

October 17, 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 VICE-CHAIRMAN MORGAN at 9:30am. VICE-CHAIRMAN MORGAN then led the Pledge of Allegiance and declared a quorum of the Board with the following people in attendance:

<u>Board Members:</u>	Gary Weisz, Mark Moxley, Rob Dolcater, Mike Morgan, Mike McDonald, Steve Baumann, Gina Clingerman, and Richard Klaproth
<u>Excused Members:</u>	Michael Adams
<u>Commissioner Liaison:</u>	Doug Thompson
<u>Liaisons:</u>	Kyle Larson (City of Riverton), Mark Calhoun (City of Lander)
<u>Attorney:</u>	Rick Sollars (Western Law & Assoc.)
<u>Staff:</u>	Andrew Frey (Superintendent) and Linda Kummer (Bookkeeper)
<u>Consultants:</u>	Ernie Over (Ernie Over Communication) and Susan Brodie (SLB, Inc.)
<u>Guests:</u>	Robert Fay, Jim Over, and Bruce Levin (Wyoming Waste)

d. Approval of Agenda

STEVE BAUMANN made a motion to approve the consent agenda, removing the Superintendent's Report and Prior Meeting Minutes for discussion. GARY WEISZ seconded the motion. **MOTION CARRIED**

e. Public Comment/Communication from the Floor

VICE-CHAIRMAN MORGAN opened the floor to public comment. Hearing no comments and/or communication, the Public Comment/Communication from the Floor was closed.

2. CONSENT ITEMS:

a. Approval of Prior Meeting Minutes – REMOVED FOR DISCUSSION

- i. September 19, 2016, Board Meeting

VICE-CHAIRMAN MORGAN asked for corrections to be made concerning the contributions of County Employees and Special Districts in regards to monthly costs.

GARY WEISZ made a motion to accept the Prior Meeting Minutes with the corrections identified by VICE-CHAIRMAN MORGAN. MIKE MCDONALD seconded the motion. **MOTION CARRIED**

b. Approval of Accounts Payable – September 2016

c. Acceptance of Consultants Reports:

- i. Trihydro Corporation – Progress Report
- ii. Burns and McDonnell – Progress Report
- iii. Eastern Shoshoni Tribe Solid Waste – No Report Submitted

d. Acceptance of Staff Reports:

- i. Superintendent Report – REMOVED FOR DISCUSSION

Discussions: (1.) STEVE BAUMANN asked for additional information on the direction we are heading with the Shoshoni Landfill closure design. → Superintendent Frey responded that he has started discussions with the WDEQ and Trihydro regarding pursuit of a standard soil cap with a greatly reduced frost protection depth. This is consistent with other areas of the country and should be a possibility. The District will need to pursue additional geotechnical testing to justify this potential change. Additionally, groundwater class in the area of the landfill is Class IV - Industrial. (2.) STEVE BAUMANN offered that NOAA has frost depth tables that may assist.

STEVE BAUMANN made a motion to accept the Superintendents Report. GARY WEISZ seconded the motion. **MOTION CARRIED**

3. OTHER ITEMS OF BUSINESS:

a. Tire Management

Superintendent Frey provided a list of areas in need of clarification on tire management, including: how the tire recycling will be implemented at the LHLV transfer station and the Shoshoni Landfill, as well as how to address customers trying to sneak tires into the sites. Additionally, the previously proposed rate structure is being revised following discussions with the tire retailers based on their input – making the rates based off outside diameters instead of the rim size.

Discussions: (1.) Commercial haulers and residential customers will need to be treated differently at these sites. (2.) Tires accepted will be recycled. (3.) Commercial haulers with tires will need to be directed to the primary sites (i.e. Lander, Sand Draw, and Dubois). (4.) Only a volume of tires that can be hauled back with the attendant will be accepted at the LHLV transfer stations and/or the Shoshoni Landfill.

b. Propane

Superintendent Frey updated the Board on the Propane Bids for the 2016-17 Cold Weather Season. The bids were advertised for two weeks with sealed bids due October 6, 2016 at 4pm and opened publically at 4:05pm. Four sealed bids were submitted with only two of the bids meeting the bid requirements that required including bid security. The bids received were:

- | | | |
|---------------------|---------------------|-----------------|
| (1.) Western States | @ \$1.28 per gallon | |
| (2.) AmeriGas | @ \$1.16 per gallon | NO BID SECURITY |
| (3.) Pirate Propane | @ \$1.09 per gallon | |
| (4.) Big Horn Coop | @ \$0.99 per gallon | NO BID SECURITY |

Discussions: (1.) VICE-CHAIRMAN MORGAN commented that the submitted bids that did not include bid security were non-conforming and should not be considered. (2.) Attorney Sollars clarified that the bids that did not include bid security could be considered if the omission of the bid security did not create a bid advantage.

MARK MOXLEY made a motion to accept the bid from Pirate Propane at the rate of \$1.09 per gallon for delivered propane, and reject the Big Horn Coop due to non-conformance. STEVE BAUMANN seconded the motion. **MOTION CARRIED**

c. Health Benefit Savings Distribution Plan

Superintendent Frey provided the Board a summary of the work that was completed since the last meeting with the development of a draft “Health Benefit Savings Distribution Plan.” The development of this plan was requested by the Board at the September 2016 meeting, creating an opportunity to encourage continued

responsible health care by District employees with compensation sharing when savings can be realized. The plan included:

- (1.) The background activities that lead to this plan,
- (2.) A description of the health care component where potential savings could occur,
- (3.) Eligibility requirements, and
- (4.) A distribution plan.

The draft document also included what had been budgeted for the current fiscal year, the actual utilization through October 5, 2016, example ranges of end-of-year utilizations, and potential savings with a reminder that the utilization rate always grows towards the end of the year once deductibles are met.

Discussions: (1.) STEVE BAUMANN supports the general idea but has concerns for other years when the perceived allocations decrease. He also is concerned with adding a benefit the County does not have. (2.) VICE-CHAIRMAN MORGAN expressed a concern that the administrative staff may distort the numbers to benefit the employees. He feels the District employees are being compensated through health benefit savings compared to the expenses associated with the current County plan, as well as through the HSA contributions provided by the District. Additionally, he fears the creation of a sense of entitlement, comparison to a higher number of employees, and budgeted amounts not generated by professional third-parties. (3.) RICK KLAPROTH feels the health plan is working as designed already and no other benefits are needed. (4.) MARK MOXLEY stated that the District is realizing savings based on employees responsible behavior, and the savings should be shared with the employees and that the plan should not be on-going, instead a one-time event. (5.) STEVE BAUMANN commented that one-time events morph into something more. (6.) Commissioner Thompson cautioned that the full effect of the economic downturn will not be realized until the next fiscal year. (7.) MARK MOXLEY shared that last year under the State of Wyoming's health plan there was significant savings realized and that the State waived everyone's fees for one month as a means of sharing in the savings.

GARY WEISZ made a motion to table discussions until the November 2016 Board meeting. MIKE MCDONALD seconded the motion. **MOTION CARRIED** – STEVE BAUMANN *opposed*.

d. New Business

i. Superintendent Frey reviewed a couple of items:

- (1.) **Capacity Audits** – Hard copies of this year's capacity audits were left for all Board members to review. Any questions and/or comments can be discussed at next month's meeting.
- (2.) **Change Order – Trihydro Task Order 10-021** requesting authorization to use funds approved for the pan lysimeter construction at the Shoshoni Landfill in conjunction with the previously planned ET closure design for additional geotechnical testing to assist with a standard soil cap closure design to support a reduced frost protection depth as well as to extend the completion date to December 31, 2017.

STEVE BAUMANN made a motion to approve the Trihydro Task Order 10-021 as presented. RICK KLAPROTH seconded the motion. **MOTION CARRIED**

- (3.) **Change Order – Trihydro Task Order 10-022** requesting a time extension on the Dubois Landfill Lifetime Operating Permit until March 31, 2017.

STEVE BAUMANN made a motion to approve the Trihydro Task Order 10-022 as presented. RICK KLAPROTH seconded the motion. **MOTION CARRIED**

- ii. Attorney Sollars brought up the remaining airspace projected at the Lander Landfill and the potential benefit of pursuit of potentially addressing the AOC that dictates the early closure.

Discussions: (1.) The City of Riverton is looking at remediation efforts for their old closed landfill. This may result in them excavating and hauling the waste from the old landfill to a permitted site. If this activity takes place prior to 2023, it would be mutually beneficial to the City and the District. There are no accurate estimates on volume yet. (2.) The estimated remaining airspace has grown from 144,000 yd³ last year to 266,000 yd³ this year. This means the District continues to improve the airspace utilization and overall operations. If this continues, there could be multiple years of airspace left behind. (3.) Adjustments are being explored to modify the slopes and excavation/expansion areas to limit expenses leading into closure as well as maximizing slopes to design around a reduced waste volume. (3.) Commissioner Thompson suggested the additional airspace may be used to assist the County with clean-up efforts on properties creating nuisance.

- iii. GARY WEISZ relayed a request from the Town of Shoshoni Mayor Scott Peters for waived fees, or at least a 50% fee reduction, at the Shoshoni Landfill. Additionally, they would like the District to keep the landfill open to assist the Town with various clean-up projects.

GARY WEISZ made a motion to open the Shoshoni Landfill for a few days and reduce the disposal fees by 50% for the Town of Shoshoni. STEVE BAUMANN seconded the motion.

Discussions: (1.) Volume? → Unknown. (2.) No fee waiver requested and/or granted for the school demolition project. (3.) Fee reductions can/do establish precedents. (4.) The site already offers savings due to the fee structure - \$5.00 per cubic yard. (5.) The site can be made available through discussions and coordination with the Superintendent of Operations as part of typical operations.

GARY WEISZ made a motion to amend his motion removing the fee reduction request. STEVE BAUMANN seconded the motion.

GARY WEISZ made a motion to withdraw his motion. STEVE BAUMANN seconded the motion. **MOTION CARRIED**

1. CALL FOR ADJOURNMENT

GARY WEISZ made a motion to adjourn the meeting at 10:51am. MIKE MCDONALD seconded the motion. **MOTION CARRIED**

2. UPCOMING MEETING(S):

- a. The next Regularly Scheduled Meeting: November 21, 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