



## 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 24, 2018

#### 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 called to order by CHAIRMAN MOXLEY at 9:30am. CHAIRMAN MOXLEY then led the Pledge of Allegiance and declared that there was not a quorum of the Board with the following people in attendance:

Board Members: Gary Weisz, Mark Moxley, Steve Baumann, Rick Klaproth,  
Excused Member(s): Rob Dolcater, Gina Clingerman, Mike Morgan, and Mike Adams.  
Unexcused Member(s): None  
Commissioner Liaison: Jennifer McCarty  
Community Liaisons: None Present  
Attorney: Rick Sollars (Western Law & Assoc.)  
Staff: Andrew Frey (Superintendent) & Linda Kummer (Bookkeeper)  
Consultant(s): Micheal Decoria (DM-T), Susan Brodie (SLB, Inc.)  
Guest(s): Charles Plymale (WDEQ), Lloyd Larson (LSO), Laurel Nelson (AC Resident), Dale Anderson (AC Resident), Gordon Redlin (AC Resident), Robert Fay (Lander Resident), Dianna Lehr and Joe Ellis (South Pass City Historic Site Staff)

### NO QUORUM PRESENT AND NO FORMAL ACTION

#### d. Approval of Agenda

No Action Taken

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

CHAIRMAN MOXLEY opened the floor to public comment.

#### Discussion(s):

Wyoming Life Resource Center Demolition Project: (1.) Representative Lloyd Larson shared with the Board some of the challenges that have taken place with the demolition of the Wyoming Life Resource Center. The State Construction Group completed an asbestos identification and abatement project prior to the full demolition project where the identified and removed asbestos materials were hauled to a landfill in Colorado. Following that project and since the start of the full demolition project, there have been additional asbestos containing materials (ACM's) identified and the State Construction Group worked with the District to dispose of the materials. Early on, the volume was anticipated to be minimal; however, they have been able to determine there will be a significant volume of ACM and will carry into a number of years before the material is all removed. Since the beginning of their disposal with the District, the initial rate was allowed to stay at the standard \$80 per ton with the assumed small volume of ACM. Once the District was informed that the volumes would increase and that the materials would need to be treated as friable ACM, the soil and staff requirements were reviewed and the rate was adjusted to \$200 per ton. This rate brings the cost to dispose of one roll-off truck to over \$2,000.

The State has looked at the idea of burying some of the materials on their own property and continue to explore these options. He asked that the District again review the rates and consider an adjustment. (2.) Superintendent Frey asked if the State would consider hauling the material to the Shoshoni Landfill if the WDEQ approved of a process where the soil, staff and equipment requirements could be reduced. Representative Lloyd Larson confirmed that the State would have interest if the rate assisted the justification. (3.) CHAIRMAN MOXLEY requested the overall tonnage anticipated for the project. Representative Lloyd Larson and Charlie Plymale estimated the volumes to reach 30,000 cubic yards. (4.) Representative Lloyd Larson thanked Superintendent Frey and Charlie Plymale for all of their assistance with the project, allowing the project to avoid unneeded stops. (5.) Representative Lloyd Larson thanked the Board for their involvement with the Shoshoni Demolition Project.

Atlantic City Transfer Station Operational Model: (1.) Gordon Redlin informed the Board that he was upset that there was not enough public notice provided with the pending change to a volunteer operation at the Atlantic City Transfer Station. (2.) Laurel Nelson and Dale Anderson expressed a fear that the site will close if the volunteer program does not succeed since they run a business nearby and use the facility for their waste disposal and recycling needs. (3.) Gordon Redlin commented that the illegal dumping in the area only started after the transfer station access was limited and fees enforced. He also feels the District is losing money under the current model. (4.) CHAIRMAN MOXLEY pointed out that the site has always been a District site. (5.) Superintendent Frey pointed out that the rural transfer stations have always lost money and that they lose less money under the current operational model. (6.) CHAIRMAN MOXLEY suggested that a public meeting should be held to hear the public comments, concerns and provide an accurate summary of this opportunity. (7.) Dale Anderson pointed out that their business uses the site and that they need consistency with the site access and hours. (8.) Attorney Sollars explained that the volunteer operations are actually for the benefit of the community to have additional access to the sites and freedom with the hours of operation. This program was developed at the request of communities early on when the operational model was changed in 2012. (9.) Laurel Nelson and Dale Anderson agreed to host a public meeting at the Grubstake with the meeting taking place November 7, 2018, at 6:00pm. (10.) Diana Lehr commented that they, at the South Pass City Historic Site haul their recycling and waste to the transfer station and do not feel that it is their responsibility to transfer a recycling trailer if the program goes to the volunteer program. They feel the District should haul the trailer back and forth for them.

## **(POSTPONED UNTIL THE NEXT REGULARLY SCHEDULED MEETING)**

### **2. CONSENT ITEMS:**

- a. Approval of Prior Meeting Minutes**
  - i. August 2018, Board Meeting
- b. Approval of Accounts Payable – August 2018 Invoices**
- c. Acceptance of Consultants Reports:**
  - i. Trihydro Corporation – Progress Report
  - ii. Burns and McDonnell – Progress Report
  - iii. Eastern Shoshone Tribe Solid Waste – No Report Submitted
- d. Acceptance of Staff Reports:**
  - i. Superintendent Report

### 3. OTHER ITEMS OF BUSINESS:

#### Executive Session

The Board entered Executive Session to discuss Potential Litigation at 10:20am and exited at 11:12am.

#### a. **Lander Landfill – Excavation Project Bids (*Discussions and Formal Action*)**

Superintendent Frey informed the Board that the Lander Landfill Excavation Project was publicly advertised, requesting bids for the two earthwork projects. The bid results were:

- ➔ Bid #1: 71 Construction Phase I @ \$546,212.90 & Phase II @ \$588,016.40, & Total @ \$1,134,229.30
- ➔ Bid #2: Patrick Construction Inc. Phase I @ \$135,132.44 & Phase II @ \$122,353.20, & Total @ \$257,485.64

Within the current operating budget there was \$150,000 allocated for the South Drainage Realignment. Additionally, there was \$125,000 allocated to a potential security system that will not be utilized. Together the two allocations provide \$275,000 of available fund. He recommended the Board approve both projects to Patrick Construction Inc. at \$257,485.64, with a 2% Performance Bond addition.

The Board directed Superintendent Frey to provide a Notice to Proceed to Patrick Construction for Phase I of the project.

#### b. **Atlantic City Transfer Station – Volunteer Operations (*Discussions*)**

No additional discussions.

#### c. **Accounts Receivable Proposed Write-Off to Bad Debt (*Discussions and Formal Action*)**

This discussion item was postponed until the next Regularly Scheduled Board meeting.

#### d. **Teton County – Animal Carcass Contingency Plan Disposal Request (*Discussions*)**

Superintendent Frey informed the Board that the Wyoming Game and Fish have offered to have staff members come and present to the Board on animal carcass disposal in November.

The Board directed Superintendent Frey to schedule the Wyoming Game and Fish to present at the November Regular Meeting.

#### e. **DM-T: FY 2017-2018 Financial Audit Presentation (*Presentation and Formal Action*)**

Micheal Decoria (DM-T) presented to the Board on their findings associated with the financial audit. Most of the documents were prepared by the District's Accountant Susan Brodie. The audit started with their unadjusted trial balance, reviewing the supporting documents and tests the trial balance. The contracts and invoices are reviewed. They then use industry approved tools to calculate the tolerance error. They determined the audit was clean.

4. **NEW BUSINESS** – No New Business was Presented.

5. **CALL FOR ADJOURNMENT** – No Call for Adjournment was Necessary.

**6. UPCOMING MEETING(S):**

- a. The Next Regularly Scheduled Meeting:**
  - i. November 19, 2018, at 9:30am.
- b. The Next Special Meeting(s):**
  - i. November 1, 2018, at 10:30am.

Respectfully submitted by,



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



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Mark Moxley  
Board of Director's Chairman  
Fremont County Solid Waste Disposal District