

WARRICK COUNTY SOLID WASTE
MANAGEMENT DISTRICT
BOARD MEETING MINUTES 05-19-16
12:00 p.m.

The Warrick County Solid Waste Management District meeting was called to order with Marlin Weisheit presiding. The call of roll showed the following to be present: Kristi Adams, Richard Reid, Greg Richmond, David Talley, Marlin Weisheit, Don Williams and Mayor Charlie Wyatt. Also present were Todd Glass-District Attorney, Scott Anslinger, Jamie Kessner, Freddie Rowland, Michele Wallace and Trayce Wilson.

Public Comment: Mike Post, Site Manager with Advanced Disposal addressed the board. Mr. Post stated the Advanced Disposal Transfer Station on Warrick County Line Road has accepted over 47,000 tons of solid waste from the tri-state area with 23% coming from Warrick County so far in 2016 which contributes \$52,000 in environmental fees to the State of Indiana. Mr. Post also stated year to date they have collected over 5,146,000 pounds of recycling in the tri-state area with 3% (about 140,000 pounds) coming to Warrick County to be processed at the Pelzer Road Facility. Advanced Disposal has added 1,173 new residential solid waste and 1,303 recycling customers in Warrick County since January 2016.

Councilman Greg Richmond- (How We Got To Where We Are Today): Marlin Weisheit requested Mr. Richmond share what he presented at the County Council meeting last week.

Councilman Richmond: "Kind of what inspired me to do that (statement read at Council meeting) was this thing that came out that had a lot of false information during campaigns that seemed the freedom of speech means you can tell anything you want to tell, say anything you want to say and I want to set the record straight.

This all began with an idea that we thought would be in the best interest of all our citizens in Warrick County, both in remote/un-serviced and populated areas of the county. Many people were complaining to the District of poor curbside trash service, increasing prices and the unfairness of curbside recycling being provided only to 3 municipalities in our county while those living outside Boonville, Chandler and Newburgh did not receive the same treatment.

The District was plowing through brand new territory, when we began, which left some potholes and bumps in the road, and we made a few mistakes along the way, for which I am sorry. We had no real model to follow. There are different laws for municipalities and solid waste districts and the District did not jump through all the hoops by holding all the findings that was requested by state statute. We did not know about the second statute which required to hold more findings for our second resolution since we had findings for the first one. The statute we looked at made it look like we were following the law correctly, but the second statute, we did not know about, was supposed to be applied with the first one, and that required findings for each resolution passed.

The Statement- in advertisements during campaigns: "Federal Judge Young ruled the trash deal forced upon Warrick County Taxpayers violates Federal Law and ordered an injunction to stop it." NO FEDERAL LAW OR CONSTITUTION WAS VIOLATED (counts 1 and 4 were thrown out of the lawsuit)

The Statement: "Trash Deal that will cost Warrick County Taxpayers millions for the next 99 years." THE TRASH RECYCLING CENTER WAS NOT TIED TO ACREAGE LEASED BY RENEWABLE FOR FUTURE DEVELOPMENT IN THE NEXT 99 YEARS OF A POSSIBLE WASTE TO ENERGY PLANT.

Ground to Recycling Center was not leased to Renewable. GROUND THE RECYCLING CENTER IS ON WAS OWNED AND SOLD BY THE WARRICK COUNTY COMMISSIONERS TO WARRICK COUNTY SOLID WASTE DISTRICT AND THE PROPERTY IS NOW OWNED BY THE DISTRICT.

Selection Committee found that both acceptable bids from Advanced and Renewable were attractive and that Renewable's overall proposal had more positive attributes to it throughout the whole process, but in the end was concerned about Renewable being able to have a smooth start-up since they were a new business. During the actual selection meeting, the District Board was convinced by the presentations that Renewable was ready to go ahead and since they had the lowest bid price, the District differed with the result of the Selection Committee.

In this past year legislation was proposed to take Solid Waste Districts off of the property tax rolls altogether and let Commissioners set a fee similar to the Storm Water fee. It came close to passing, but did not pass this session and will be back again next session. The reasoning for this is to make more property tax revenue available to counties because of the ceiling on property taxes known as the cap.

The reason for having the Park Board and other county government departments pay for trash, is that the Warrick County Solid Waste Board has to pay to get rid of Warrick County Government trash, as well as all the other trash collected, and we had to find places to cut our budget since the County Council cut the District's requested budget, even though most of our budget is funded by revenue. We had to find places to cut our budget to make it comply with what Council gave us. We had to cut somewhere and this was only one area we cut and we still have to make room to cut more somewhere and we are constantly trying to do so.

Everything was transparent and in public. There were NO BACKROOM DEALS that was a statement made in one candidate's mailed out literature this past election. All decisions were made in public meetings that were advertised and could be attended by anyone. Even the decision to not accept the recommendation of the Selection Committee was made in a public meeting. No decisions were made before the final selection of a Curbside Trash/Recycle provider.

In conclusion, things will remain status quo with choice of provider abiding by Judge Young's ruling. There is some good news, as a result of all this confusion we went through, the curbside trash/recycle rates for most Warrick County residents are lower and there is now curbside recycling available to all parts of the county, even in some areas that weren't served before. Now, some parts of the county, for the first time, have curbside trash pickup available. This is good news for all residents in Warrick County, so good came from this. Now we need our recycling center to be successful and would appreciate support of recycling to help make our part of the world greener.

Minutes: Don Williams made motion to approve the April 13, 2016 minutes as submitted. Mayor Charlie Wyatt seconded motion. Motion carried.

Controller's Report and Claims:

Trayce Wilson reported as of April 30, 2016 the District ended with a balance of \$1,028,844.67. Trayce also reported the District has claims totaling \$234,598.58 that need to be approved for payment. David Talley made motion to approve the Controller's Report as submitted and to approve payment on all properly documented claims. Mayor Charlie Wyatt seconded motion. Motion carried.

Trayce informed the board about another claim from Express Employment that was received yesterday in the amount of \$7,696.22 for week ending 05/08/16, this is the first claim submitted by Express for employment in the Processing Center. Don Williams made motion to approve payment on claim #4783 to Express Employment in the amount of \$7,696.22. Mayor Charlie Wyatt seconded motion. Motion carried.

Operations Manager's Report: Michele Wallace presented a printed informational report to the board. Michele informed the board about the installation of a District refurbished compactor being placed at the Lynnville Site; Sceptre Mechanical rebuilt and refurbished this compactor. Michele stated the compactor that was removed from Lynnville is now in storage at the Chandler Site garage as a backup.

Processing Center Foreman's Report: Freddie Rowland addressed the board. Freddie informed the board the District has received 1,675,596 lbs. of materials at the Processing Center from November 2015 until April 2016; during that time 1,075,245 lbs. of recyclable materials were processed and packaged to sell. Freddie stated the material average per month coming into the center is about 279,266 lbs.; compared to 179,207 lbs. being processed, so for the first six months the District was losing about 100,000 lbs. of processing compared to what was coming in. Since partnering with Express Employment and creating two different shifts (SIRS & Express) beginning May 2016, the District has received 187,768 lbs. of recyclable materials from curbside recycling (Renewable & Advanced) and District sites; 182,502 lbs. has been processed and packaged for delivery.

Freddie stated the District shipped 715,401 lbs. of recyclables from January until April 2016; in the month of May so far the District has shipped 276,278 lbs., for a total of 991,679 lbs. in the first four and a half months of 2016. Freddie stated since the opening of the Processing Center it has went from 1 and a half curbside trucks being processed daily to currently 3-4 trucks.

Superintendent's Report:

Scott Anslinger reported:

- A. **Recycling, Sorting, Processing and Warehouse Facility:** Scott informed the board about a Girl Scout and a Cub Scout troop that will be visiting the Processing Center on Saturday from 10 a.m. until 2 p.m.; both troops will be sorting plastic from 10 a.m. until 1 p.m. and for the last hour the troops will see how the facility operates. Scott invited board members as well as the media to attend.

Don Williams stated that Stephanie Yager, Executive Director of Indiana Association of County Commissioners, visited the Processing Center with him this past week. Commissioner Williams remarked that Mrs. Yager was impressed with the facility and suggested the District conduct class tours for local schools at the Processing Center to educate students. Scott stated he has communicated that with some schools already.

B. Budgetary Adjustments: Scott stated the Finance Committee met on May 11th to continue their review of District operations and services provided to the community in an effort to determine where cuts can be made without major impact. The committee reviewed operational expenses versus revenues being generated by the site operations and how reductions and eliminations of some services would reduce expenses but still provide adequate services to the community. The Finance Committee offered the following recommendations for discussion:

- ◆ **Closing of the Newburgh Recycle Collection Site on Main Street:** This site is located in downtown Newburgh on the Westside and within the Town's curbside program that includes the collection of recyclable materials; the District has witnessed a dramatic drop in the site's usage and when coupled with other curbside programs in and out of town limits it's believed that this site is no longer needed. Scott stated in 2015 the site generated \$5,361.17 which is far short of the cost to operate the site at labor \$7,800.00, insurance \$20.00 and utilities \$542.47 for fiscal year 2015.
- ◆ **Operational Hour Modifications for Chandler, Elberfeld & Lynnville Drop-Off Centers:** The Committee looked at usage based upon days of the week these three drop-off centers were open and identified Wednesdays as the slowest day; by eliminating Wednesdays the District would notice a reduction in operational expenses. Scott stated that Chandler, Elberfeld and Lynnville Drop-Off Centers would still continue to operate their normal hours on Mondays, Fridays and Saturdays.
- ◆ **Operational Day & Hour Modification for Casey Road Drop-Off Center:** Scott stated the Casey Road site was the only other site besides the Pelzer Road Disposal Center to be opened every day of the week excluding Sundays. The Committee identified that Tuesdays and Thursdays were traditionally the slowest days of the week and by discontinuing operations on these days would have minimal impact on those who utilize the site. Scott stated that by closing 2 days per week at Casey Road it would result in substantial reductions in operational expenses due to labor and utility costs. Scott stated the Casey Road Drop-Off Center would still continue to operate their normal hours on Mondays, Wednesdays, Fridays and Saturdays.
- ◆ **Discontinuing Usage of the Site Truck:** The Committee reviewed the usage and operational records for 2015 and records for the first 3 months of 2016 regarding the Site Truck; as such they found operating the truck did not meet its expenses and lost money in 2015. Scott stated that usage of the Site Truck was also down in the first quarter of 2016, due to curbside programs now being offered in remote parts of Warrick County. Scott stated in 2015 the Site

Truck cost the District \$11,596.00 in labor, \$2,960.63 in fuel and about \$5,000.00 in maintenance fees; the truck generated \$10,657.97 in revenues for 2015. Scott stated the Site Truck currently visits Yankeetown, Selvin, Folsomville and Tennyson; the Committee identified that those customers utilizing the truck could transport their materials to Lynnville or Pelzer Road (Boonville) for proper disposal deeming the Site Truck no longer necessary.

- ◆ **Holding The Line On Spending:** Scott stated the Finance Committee also reviewed total District operational costs; due to the budget shortfall the Committee recommends the District not make any substantial purchases that are not absolutely necessary to District operations. Scott also stated, as the SWMD Superintendent, he assured the Committee that due to budgetary concerns he would not seek incentive for advances in the recycling program in fiscal year 2016.

Scott stated if the District Board approves the above operational adjustments the District would begin implementation on June 13, 2016. Scott also stated he would prepare press releases for the newspaper, flyers for distribution at all District sites and postings on social media and the website. David Talley made motion to approve all operational adjustments/changes presented today beginning on June 13, 2016. Don Williams seconded motion. Motion carried 7-0.

- C. **Yard Waste Program Adjustments:** Scott stated that the yard waste piles at the Pelzer Road Center are in need of grinding; originally, last year, Renewable Resources had agreed they would take care of all the grinding of yard waste materials at Pelzer. Scott stated since that time he has been informed by Renewable that if and when they do get that done, it will not be done again. Scott stated the District's current Fee Ordinance contains a provision for charging a fee from residential yard waste if the District had to assume the grinding of yard waste materials. Scott stated in 2014 the District was charged \$25 per ton and/or \$0.015 per cubic yard to grind the materials on site. Currently the District charges commercial yard waste customers a \$10 minimum up to 500 lbs. and \$0.02 per pound after that; Scott recommended charging residential yard waste customers \$0.02 per pound with no minimum charge. Richard Reid asked about leaves and grass clippings and Scott stated leaves and grass would still be accepted at no charge since they require no grinding. By consensus the Board recommended to take this under advisement until the June SWMD meeting.
- D. **PERF Change Training – Hybrid (Traditional vs. ASA):** Scott informed the board that he, Trayce and Jamie went to Terre Haute to hear a presentation by PERF employees; PERF is the Public Employee Retirement Fund that governmental agencies use in Indiana. Scott stated the District currently utilizes a Hybrid Plan for all full-time employees that is 100% employer contributions and takes 10 years to become vested. Scott stated the District would not benefit from the ASA Plan because all full-time employees would have to be switched to that plan and it would be costly to switch everyone's plan to ASA from traditional Hybrid. Scott recommended the District keep PERF as is currently unless the Board has any objections.

- E. **Internal Controls & Training:** Scott stated he recently traveled to Fishers, Indiana for a seminar and training on SWMDs and what internal control means for them. Scott stated that Trayce and Jamie have already gone to one of the County's employee training sessions; all other District employees will be trained and certified on internal controls at an employee meeting early next week. Scott stated the training is a video presented by State Board of Accounts and the next step for the District would be to present the Board with a resolution for approval on internal controls. Lastly, Scott stated the District would implement internal controls on all District operations including financial policies and procedures as well as daily operational policies and procedures. Todd Glass stated the District will need to pass a resolution on internal controls by July 1, 2016.
- F. **Axiom Marketing-Mailer:** Scott stated the mailer developed with Axiom has been distributed and is posted on the District's website and social media sites. Scott informed the board he will be picking up additional mailers from Axiom that were printed with the bulk to be handed out at all District sites; Scott stated Axiom marketing is no longer working for the District.

Attorney's Report:

Todd Glass reported:

- A. **Executive Session:** Mr. Glass reported he has remained in communication with the attorney representing the NWRA and its members. Mr. Glass stated the next step with the NWRA is to prepare future dialogue with discussion and collaboration from the Board in Executive Session. Marlin Weisheit discussed with the Board about holding an Executive Session; the Board agreed to have Executive Session on June 10, 2016 at 10:00 a.m. followed by an additional regular meeting at 11:30 a.m., all SWMD Board Members and District Superintendent would attend the Executive Session with Mr. Glass.

Other Business:

The next additional regular SWMD Board Meeting following an Executive Session will be on June 10, 2016 at 11:30 a.m. in the commissioner's meeting room.

The next regular SWMD Board Meeting will be on June 16, 2016 at noon in the commissioner's meeting room.

Adjournment: Don Williams made motion to adjourn, seconded by David Talley. Motion carried.

Submitted By:
Jamie Kessner
Administrative Assistant

Don Williams *Marlin Weisheit*
Charles R. Wyatt *Greg Richmond*
David Talley
Dist Adams