

**OPEN SESSION MINUTES  
WINNEBAGO COUNTY BOARD OF SUPERVISORS  
SOLID WASTE MANAGEMENT BOARD**

DATE: February 15, 2012

TIME: 9:00 a.m.

LOCATION: Sunnyview Landfill  
100 W. County Road Y  
Oshkosh, WI

PRESENT: Pat O'Brien, Chairman  
Ken Robl, Vice Chairman  
Paul Eisen, Secretary  
David Albrecht  
Mike Easker  
Jerry Finch  
Gerald Konrad  
Doug Nelson

EXCUSED: Pat Brennand

ALSO PRESENT: John Rabe, Director of Solid Waste  
Adrienna Bartell, Solid Waste Secretary  
Kurt Pernsteiner, Financial Analyst  
John Fink, County Executive Assistant  
Jennifer Semrau, Recycling Specialist (9:00 a.m. – 10:49 a.m.)

1. Call to Order: P. O'Brien called the meeting to order at 9:00 a.m.
2. Approve Agenda: Motion to approve the February 1, 2012 agenda, made by K. Robl and seconded by J. Finch. Motion carried 8-0.
3. Public Comments on Agenda Items: None.
4. Announcements/Communications: P. Eisen provided the Solid Waste Management Board (SWMB) with an article highlighting the topic of composting and would like to see it as a future agenda item. J. Rabe informed the SWMB of a Press Release issued by Outagamie County (OC) for a media event on Wednesday, February 15, 2012 at 11:30 a.m. for their landfill expansion.
5. Approval of Minutes – February 1, 2012 Open Session: Motion to approve the February 1, 2012 open session minutes, made by K. Robl and seconded by G. Konrad. Motion carried 8-0.

6. Discussion/Action – Hauling Agreement Update: J. Rabe updated the SWMB on the Hauling Agreement as follows:

- Kickoff meeting and Agreement signed on January 13, 2012 – allowed bi-monthly billing.
- Upon preparation for the first invoice for hauling services, a discussion ensued involving fuel surcharges.
- At the December 21, 2011 SWMB meeting J. Rabe's summary discussed no fuel surcharges for 2012 and 2013 (fixed pricing to help offset large budget increases). Schedule A of the Agreement was prepared to summarize the negotiated rates/terms – only references fuel surcharges applying in 2014-2016.
- This issue was an apparent miscommunication between J. Rabe and T. Kreilkamp, even though T. Kreilkamp attended the December 21, 2011 SWMB meeting.
- T. Kreilkamp will not honor Hauling Agreement if it does not contain a fuel surcharge.
- Options for SWMB:
  - Issue a new Request for Proposal (RFP).
  - Use original RFP rates and 4 year Agreement.
  - Allow fuel surcharge per RFP for all 5 years of current Agreement term – keeping negotiated rates.
- Staff recommends that the SWMB allow fuel surcharge in current Agreement structure – will follow monthly terms as outlined in the RFP including monthly billing. Staff will revise language of Schedule A and re-execute the Agreement.

Discussion ensued amongst the SWMB about their hauling options.

M. Easker asked how fuel surcharges would be calculated. J. Rabe explained that the original RFP outlined a fuel surcharge procedure/matrix that will be used to calculate the monthly fuel surcharge/credit.

Motion to allow fuel surcharge/credit as outlined in the original RFP for 2012-2013, made by D. Albrecht and seconded by G. Konrad. Motion carried 7-1 (J. Finch nay).

7. Closed Session – Pursuant to 19.85(1)(c) and (g), Wisconsin Statutes for the purpose of considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility; and for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.
- a. Regional Personnel Transition Planning
  - b. Inland Power Group – Engine/Generator #5 Warranty

Motion made by K. Robl to and seconded by J. Finch at 9:59 a.m. to convene into closed session. Motion carried 8-0 by roll call vote.

8. Return to Open Session to Resume Regular Business: Motion to return to open session at 11:08 a.m. made by K. Robl and seconded by J. Finch. Motion carried 8-0 by roll call vote.

9. Discussion/Action – Consider Authorization of Regional Personnel Transition Plan: No action taken by the SWMB.
10. Discussion/Action – Consider Action Involving Inland Power Group Engine/Generator #5 Warranty: No action taken by the SWMB.
11. Future Agenda Items: None.
12. Set Next Meeting Date: The next meeting date will be March 7, 2012 at 9:00 a.m.
13. Adjournment: Motion to adjourn made by J. Finch and seconded by G. Konrad. Motion carried 8-0. Meeting was adjourned at 11:09 a.m.

Respectfully Submitted,

Adrienna Bartell  
Solid Waste Secretary

**Approved by SWMB – March 7, 2012**