

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

DATE: April 17, 2013

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
Pat Brennand
Mike Easker
Jerry Finch
Gerry Konrad
Doug Nelson

EXCUSED: David Albrecht

ALSO PRESENT: John Rabe, Director of Solid Waste
Kathy Hutter, Confidential Secretary
Jennifer Semrau, Recycling Specialist
Kurt Pernsteiner, Facility Manager
John Fink, County Executive Assistant

1. Call to Order: P. O'Brien called the meeting to order at 9:00 a.m.
2. Approve Agenda: Motion to approve the April 17, 2013 agenda, made by J. Finch and seconded by K. Robl. Motion carried 8-0.
3. Public Comments on Agenda Items: None.
4. Announcement/Communications: J. Rabe summarized the Brown, Outagamie, and Winnebago Counties (BOW) Strategic Solid Waste Management Plan meeting that was held on April 15, 2013, at the Outagamie County Solid Waste Office. J. Rabe distributed draft copies of the BOW Strategic Solid Waste Management Plan to the Solid Waste Management Board (SWMB). J. Rabe asked the SWMB to review the draft plan and return any comments to him in writing by April 25, 2013 so they may be included for discussion in the next BOW Strategic Solid Waste Management Plan meeting.

5. Approval of Minutes –April 3, 2013 Open Session: Motion to approve the April 3, 2013 open session minutes made by K. Robl and seconded by P. Brennand. Motion carried 7-0 (Gerry Konrad abstained).

6. Discussion – Review of 2012 RUG Financial and Informational Meeting Reports: J. Semrau reviewed the agenda for the upcoming RUG Financial and Informational Meeting with the Solid Waste Management Board (SWMB). K. Pernsteiner presented the annual 2012 RUG recycling financial reports. K. Pernsteiner reviewed the 2012 budget versus actual for revenues and expenses, and summarized the financial breakdown between the signing municipalities and the SWMB (County) in accordance with the Recycling Agreement. The bottom line for the signing municipalities is a \$355,059 surplus for 2012. The SWMB (County) portion yielded a deficit of (\$160,614) for the program. This is mainly due to the single stream recycling (SSR) debt service (\$323,860) that is not being passed along to the signing municipalities (part of the SWMB's 2008/2009 commitment to move forward with the Tri-County SSR Facility).

P. Eisen asked if there was an on-going agreement with signing municipalities to cover the financial loss. J. Semrau explained that the SWMB asked the signing municipalities to help offset the loss last year. At that time, signing municipalities voted in favor of the offset and the SWMB recovered the financial loss.

Discussion ensued amongst the SWMB.

J. Semrau reviewed Recycling Commodity Market (1995-2011) information with the SWMB. The 1995-2011 data shows paper markets crash in the end of 2008 through the beginning of 2009, paper markets upturn in 2011 and softened in 2012. Metal pricing from 1995-2011 shows a steady upward trend with some up and down market years. Plastic Market data from 1995-2011 indicates a similar trend to the other markets. J Semrau reviewed 2011-2013 BOW Commodity Market graphs with the SWMB. Commodity values were higher in 2011 (compared to 2012), which accounts for the lower surplus amount for 2012.

K. Pernsteiner presented the Winnebago County Transfer Station Operations Report to the SWMB as follows:

- WC ended landfilling in July 2012.
- WC Transfer Station is fully operational with the same hours of operation as the landfill (7:00 a.m. – 3:00 p.m.)
- WC Transfer Station accepts waste and recyclable materials. WC uses its own equipment and operators to load Kreilkamp semis (contracted hauler).
- WC Transfer Station accepts approximately 350 - 450 tons of incoming waste and 40 - 45 tons of incoming recyclables per day. Approximately 20-25 semi loads of waste and 3-5 semi loads of recyclables are hauled to OC landfill and recycling facility respectively per day.
- Direct hauls to Outagamie County landfill include:
 - Wastewater Treatment Plant (WWTP) Sludge
 - WWTP Grit
 - Street Sweepings

- Large construction demolition project materials that cannot be hauled through the transfer station such as stumps, brick, block and concrete.
- To reduce operation cost, WC arranges for direct hauls of both solid waste and recyclables to OC when possible.
- Special waste such as contaminated soils and asbestos materials require approval from both WC and Outagamie County (OC) before being accepted at OC.

Discussion ensued amongst the SWMB.

7. Discussion – Regional Recycling Education Efforts: J. Semrau summarized regional recycling education efforts for the SWMB.

Tri-County Recycling Guide

- The second edition of the Tri-County Recycling Guide was distributed in Gannett newspaper publications *Green Bay Press Gazette*, *Appleton Post-Crescent*, and *Oshkosh Northwestern* on Saturday, April 13, 2013, with overruns available to each County. The Recycling Guide contains information on curbside recycling questions, electronics recycling, medication disposal, household hazardous material disposal, sharps disposal, and more. The week prior to the publication, BOW did a radio campaign encouraging residents to watch for their Tri-County Recycling Guide.

CLIMB Presentations (Creative Learning Ideas for Mind and Body)

- CLIMB is a theatre company that produces an environmental conservation program which teaches about the 3 Rs (Reduce, Reuse, Recycle). BOW outreached to all elementary schools in the area offering to bring the play to the school, with BOW covering 50% of the cost. Five schools in the BOW area opted to take advantage of this program, including one school in WC, Omro Elementary. Approximately 1370 students in the BOW area attended the April 8-10, 2013 performances.

Other Updates

- All Counties now have Quick Response (QR) codes, which can be scanned by smartphones to go to each County's webpage. QR codes were included in Tri-County Recycling Guide.
- BOW will have a booth at the Sustainability Eco Expo (a consolidation of two 'eco' events that used to be held at the Sunnyview Expo and Shopko Hall) in Green Bay on May 18, 2013 with BOW recycling staff manning the booth.
- BOW created a Tri-County banner that will be displayed at the Eco Expo and other Tri-County educational events.
- Tours of the MRF continue to be popular. Groups come in from all 3 Counties. UW-Oshkosh brings the most tours from WC.

P. Eisen suggested the use of local libraries to host and advertise future events and educational programs.

P. O'Brien asked about the availability of grants for future program funding. J. Semrau advised at this time there are few grant opportunities offered for recycling programs.

8. Discussion – Legislative Update: J. Semrau summarized current solid waste and recycling legislative activity:

Senate Bill (SB) 121 / Assembly Bill (AB) 131

- SB 121 was introduced by Senators Larson, Cowles, Carpenter, Grothman, Harris, Olsen, and Taylor on April 1, 2013. Referred to the Natural Resources Committee.
- Companion bill AB 131 was introduced in the Assembly on April 4, 2013 by Representatives Honadel, Thiesfeldt, Barnes, Bies, Brooks, Hebl, Hulsey, Kolste, Ohnstad, Ott, Pasch, Riemer, Stone, and Wright. Referred to the Committee on Environment and Forestry.
- Currently, lead acid batteries are banned from landfill disposal by state law. Retailers must accept used batteries from their customers and cannot charge a deposit of more than \$5. SB 121 would change the deposit of lead acid batteries to not less than \$5.
- As of April 12, 2013, four groups had registered in favor of the bill: Alliance for Wisconsin Retailers, Battery Council International, Clean Wisconsin and Wisconsin League of Conservation Voters.

Legislative Reference Bureau (LRB) 1526/1

- Drafted by Representative Jagler (R-Watertown) and co-sponsored by Senator Farrow (R-Pewaukee). Bill will be assigned a SB or AB number in the next couple of weeks, when it is introduced and assigned to a Committee.
- According to Representative Jagler's office, 26 additional Senators and Representatives have indicated intent to co-sponsor.
- Bill is referred to as "Slow Down to Get Around" legislation, designed to protect solid waste/recycling collection workers. Motorists who commit moving violations (such as speeding or reckless driving) while passing a sanitation worker would face double fines. This is similar to the double fines faced in a construction work zone or utility work area that currently exist.
- Representative Jagler introduced the bill after a collection worker in his district lost his leg, and nearly his life, in an accident earlier this year where he was pinned between his truck and a car.
- The National Solid Wastes Management Association has already publicly supported the proposed legislation in trade magazine, *Waste and Recycling News*.

DATCP Clean Sweep Rule Revision

- The Department of Agriculture, Trade and Consumer Protection (DATCP) is revising ATCP 34, the administrative rule which operates the Clean Sweep program for Agricultural, Household Hazardous Waste and Prescription Drugs.

- DATCP scheduled four sessions around the state to solicit input towards this effort, including one J. Semrau attended on April 9, 2013, in Appleton.
- The revision of ATCP 34 is necessary:
 - To resolve conflicts between statute and rule
 - To incorporate Prescription Drugs into program formally
 - To improve efficiency/clarify program
- Areas under evaluation include:
 - Funding distribution between Agricultural, Household Hazardous Waste and Prescription Drugs
 - Grant maximums
 - Application requirements
 - Award criteria/application evaluation
 - Base line grants vs. competitive grants
 - Defining ‘multi-government’
 - Modifying eligible expenses/in-kind match allowances
 - Reconciling how very different programs are judged against each other (for instance permanent HHW facility vs. one-day event)
- WC will be impacted by whatever changes are made, as we have benefited from these grants for our Clean Sweep and medication collection programs each year.
- Also impacting the Prescription Drug program is the United States Drug Enforcement Administration (DEA) rule development process underway.
- DATCP’s tentative timeline: draft rule by July, present rule draft to DATCP Board in August, public hearings in October, modify as necessary in November, draft rule to Governor’s Office in December, DATCP Board approves final rule in February 2014, optional legislative hearings in March/April 2014, rule signed (if no revisions) April/May 2014, revised rule takes effect summer 2014.

Miscellaneous

- Biennial budget (AB 40) has no changes in solid waste/recycling funding, fees or state staff positions.
- There is no 2013 action pertaining to a state bill proposing a product stewardship model for medication disposal (some drafting took place in 2012).
- Representative Bernard-Schaber contacted J. Semrau inviting a conversation on improving access to safe disposal of prescription drugs and increasing recycling in Winnebago County.

Discussion ensued amongst the SWMB.

9. Discussion – Tonnage Reports: K. Pernsteiner presented the following Winnebago and BOW tonnage reports to the SWMB:

January - March 2013 Winnebago Tonnages vs 2012 Tonnages				
Waste Type	Winnebago Transfer Tons	Outagamie Direct Tons	2013 Total Tons	2012 Total Tons
Construction	3,015	182	3,197	9,854
Residential	7,513	1,220	8,733	10,043
Biosolids	30	2,800	2,831	2,764
Shredder Fluff	-	2,387	2,387	4,993
Commercial	6,765	3,458	10,224	2,496
Foundry Sand	-	132	132	6,486
Cover	-	-	-	1,484
Industrial	5,827	21	5,848	6,707
Boiler Ash	-	141	141	174
Wood/Yard Waste	315	-	315	1,138
Total	23,467	10,341	33,808	46,139

January - March 2013 BOW Tonnages			
	Brown Tonnages	Outagamie Tonnages	Winnebago Tonnages
Total Waste	26,108	89,336	33,808
Total Recycling	5,554	4,845	2,976

K. Pernsteiner noted that approximately 47,500 tons of Outagamie County total was from a contaminated soil project.

Discussion ensued amongst the SWMB.

10. Future Agenda Items: None.

11. Set Next Meeting Date: The next SWMB meeting date will be May 1, 2013 at 9:00 a.m.

12. Adjournment: Motion to adjourn made by J. Finch and seconded by M. Easker. Motion carried 8-0. Meeting was adjourned at 10:29 a.m.

Respectfully Submitted,

Kathy Hutter
Confidential Secretary

Approved by SWMB – May 1, 2013