

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

DATE: June 15, 2011

TIME: 9:00 a.m.

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

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

EXCUSED: Pat O'Brien, Chairman

ALSO PRESENT: John Rabe, Director of Solid Waste
Adrienna Kumbier, Solid Waste Secretary
John Fink, County Executive Assistant
Jennifer Semrau, Recycling Specialist (9:00 a.m. – 9:39 a.m.)
Jim Morris, Landfill Manager (9:00 a.m. – 9:56 a.m.)

1. Call to Order: K. Robl called the meeting to order at 9:00 a.m.
2. Approve Agenda: Motion to approve the June 15, 2011 agenda, made by J. Finch and seconded by G. Konrad. Motion carried 8-0.
3. Public Comments on Agenda Items: None.
4. Announcements/Communications: None.
5. Approval of Minutes – June 1, 2011 Open Session: Motion to approve the June 1, 2011 open session minutes, made by J. Finch and seconded by P. Brennand. Motion carried 8-0.
6. Discussion/Action – Proposed Governor's Budget Update: J. Semrau updated the Solid Waste Management Board (SWMB) on what has transpired with the Governor's proposed budget since the June 1, 2011 SWMB meeting as follows:

- Joint Finance Committee (JFC) voted on recycling for 2011-2013 biennial budget on June 2, 2011, via Motion #440. While the recycling program was not eliminated as proposed by the Governor's budget, recycling grants to Responsible Units (RUs) have been reduced for the biennium. Below are key changes to the recycling program:
- While the full \$7.00/ton recycling tip fee surcharge will continue to be collected, it will no longer be placed in the Segregated Recycling and Renewable Energy Fund. This fund was eliminated (renamed Economic Development Fund), and the \$7.00/ton recycling tip fee surcharge will be deposited in the Environmental Fund.
- From the Environmental Fund, recycling grants to RUs will be funded at \$19 million/year. (Current annual appropriation is \$32 million/year; however WDNR reduced that by 40% to meet this year's budget lapse and will only be distributing \$19 million.)
- In addition, \$1 million/year (total) will be distributed to RUs that are:
 - a county that has taken action to become a RU;
 - a federally-recognized Indian tribe;
 - a RU with a population of 25,000 or more and is a single municipality or consolidated municipality; or
 - a RU that does one of the following
 - (1) Adds at least one RU to an existing RU
 - (2) Enters into a cooperative agreement with another RU under s. 66.0301, Wisc. Statutes for the joint provision of one of six activities:
 - a. performing comprehensive program planning
 - b. collecting and transporting recyclables
 - c. sorting recyclable materials at a MRF
 - d. developing and distributing educational materials related to waste reduction, reuse and recycling
 - e. carrying out a program of technical assistance to businesses and owners and occupants of multifamily dwellings to increase the availability and convenience of recycling or,
 - f. performing other program elements approved by WDNR
- JFC restored the current law language pertaining to the landfill disposal restrictions and did not adopt the Governor's suggested changes (except deleting obsolete references).
- The motion also created a new exemption from all solid waste tip fee surcharges (totaling \$13.00/ton) for waste from a natural disaster (subject to several required criteria and restrictions).
- Finally in a separate motion (Motion #464 on Commerce Department {Commerce} /Wisconsin Economic Development Corporation {WEDC}/Department of Agriculture, Trade and Consumer Protection {DATCP}/ Department of Safety and Professional Services {DSPS}), JFC changed the Recycling Surcharge (assessed on gross tax receipts of businesses) to an Economic Development Surcharge. The Recycling Surcharge had been deposited into Segregated Recycling and Renewable Energy Fund. It will now be deposited into the newly created Economic Development Fund mentioned earlier at an estimated \$23 million/year.
- In response, the four (4) Statewide recycling/solid waste organizations (Associated Recyclers of Wisconsin {AROW}, Solid Waste Association of North America {SWANA}, Wisconsin Counties Solid Waste Management Association {WCSWMA} and Council on Recycling {COR}) issued a joint press release on June 10, 2011, claiming

- a partial victory in the fight to save recycling in Wisconsin, but focused attention that the \$7.00/ton recycling fee will still be collected at 100%, while recycling grants to RUs will be cut by 40% (copy given to the SWMB).
- A reporter from Resource Recycling (national trade publication) contacted J. Semrau to do an interview on this story later this week.
 - On June 14, 2011, the League of Conservation Voters held a recycling protest, objecting to the reduction in recycling funding, with a demonstration and press conference at the Capitol.
 - In addition to Motion #440, JFC Transportation Motion #352 is getting equal, if not more attention, as it seeks to restrict government capabilities in cooperating on public works projects (including recycling).
 - Amongst the language of Motion #352 is verbiage which seems to contradict the JFC intent of the \$1 million/year recycling grant distribution above as well as overall themes from the Legislature and Governor on the budget, that state and local government need to find ways to be more efficient and do more with less. From item 18, pages 5-6 in the above referenced motion it states:

"Prohibit any unit of government from doing any public construction, public works project, or construction-related services, including, without limitation, road, sewer, water, stormwater, wastewater, recycling or bridge projects for or with another unit of government under any agreement or arrangement, including, without limitation, an intergovernmental cooperative agreement or under local government purchasing provisions, but specify that this prohibition does not apply to town road projects funded under the local roads improvement program or public contracts centered into by a town with another unit of government, effective three months after the general effective date of the bill."

- There is additional language which prohibits counties and municipalities from using its own workforce on highway projects.
- The language in this motion is disconcerting not only for recycling and solid waste, but much more with the use of vague and encompassing terms as "doing" and "public works project," etc.
- Local legislators Senator Mike Ellis (R-Neenah) and Representative Richard Spanbauer (R-Algoma) have both publically opposed this amendment.
- Scott Brandmeier, Director of Public Works for the Village of Fox Point and Mike Dailey, President of the Wisconsin Chapter of the American Public Works Association produced a sign-on letter in opposition to this language in Motion #352. Winnebago County Solid Waste was listed as a co-signer on the letter, which was sent on June 10, 2011 (copy given to the SWMB).
- In addition, Brown, Outagamie, Winnebago Counties (BOW) sent its own, similar letter in objection to this language, also on June 10, 2011 (copy given to the SWMB).
- Wisconsin Counties Association (WCA) had originally supported the language in Motion #352, saying alternatives were far worse. However, WCA believed the agreed upon focus was major road construction, not the broad swath of "public works projects."

- Now that the JFC has concluded their work on the budget (Assembly Substitute Amendment 1), it lies in the hands of the Assembly (action expected on June 15, 2011) and Senate (GOP leadership hope by the end of this week), after which it will go the Governor, with line item veto power.

Discussion ensued amongst the SWMB.

7. Discussion/Action – Regional Clean Sweep Reports and Consider Authorization of 2011

Funding: J. Semrau presented the SWMB with the 2011 Regional Clean Sweep Reports and summarized the expenses as follows:

- Events were held on Friday, April 29, 2011 from 9-11 a.m. at the Town of Clayton Public Works Facility, 8348 County Rd T, Larsen (NEW this year); 3 to 6 p.m. at the City of Appleton Municipal Building 2625 E Glendale Ave., Appleton (3rd year utilizing this site) and Saturday, April 30, 2011 from 9 a.m. to Noon at the Town of Menasha Fire Station, 1000 Valley Rd., Menasha (same site as previous 7 years).
- Target: residents of the City of Appleton, City of Neenah, City/Town of Menasha, Town of Clayton, Town of Harrison and Town of Buchanan.
- 254 participants over 2 day event (same as 2010).
- Approximately 55% of participants from Winnebago County (WC) (up considerably from 2010, due to Town of Clayton location); of Appleton/Menasha locations, WC's portion was 46%.
- 36% from Appleton, 22% from Town of Menasha, 16% from Town of Clayton, 11% from City of Menasha, 6% from Town of Buchanan, 5% from City of Neenah, 4% other.
- 53% had never participated in a clean sweep before.
- 17,125 lbs. of material were collected by Veolia Environmental Services (Veolia) (up from 2010).
- Businesses (VSQGs) also eligible to participate, but needed to pay disposal costs; six businesses participated, disposing of 3,015 lbs.
- Veolia expense \$23,999.63; other expenses \$2,053.98. DATCP grant in the amount of \$12,322. WC to pay all of Clayton Veolia bill of \$4,940.65. Balance to be split and paid for by the Counties based on percentage of participation and amount spent in local expenses. WC's portion of Appleton/Menasha sites therefore is \$3,014.43.

Motion to authorize WC's funding for the 2011 Regional Clean Sweep events in the amount of \$7,955.08, made by J. Finch and seconded by P. Brennand. Motion carried 8-0.

8. Discussion – 2011 Final Cover Sequence C-3 Construction Update (SW03-11): J. Rabe provided the SWMB with a project summary to date. J. Rabe reminded the SWMB that the original project involved the construction of 11.4 acres of final cover over portion of the east & south slopes of the Sunnyview Landfill Co-Disposal site as follows:

- 6" grading layer
- 2' compacted clay cap
- 40 mil LLDPE geomembrane
- 1' sand drainage layer (alternate - geocomposite drainage layer)

- 1.5' rooting zone layer (alternate - 2.5' rooting zone layer; and contractor supplied)
- 6" topsoil layer

J. Rabe stated that this project's budget is \$1,500,000 (Non-Budget – Closure). The SWMB awarded the project to Mueller Excavating (Mueller) for \$943,360 (Option 2 – Geocomposite drainage layer) at the April 6, 2011 SWMB meeting and the schedule is as follows:

- Preconstruction Meeting: May 12, 2011
- Construction Start: May 16, 2011
- Substantial Completion: August 26, 2011
- Final Completion: September 9, 2011

J. Rabe informed the SWMB that an initial survey determined that the final cover area should be extended to top of slope on both the east and south sides to simplify construction. As a result, this increased the final cover area to ~12.0 acres (future change order item based on unit price bid items).

Mueller has completed the grading layer documentation over the entire 12.0 acres area. Clay cap placement (1' layer) is progressing from the south slope to the east slope. Header riser extensions are completed.

Mueller provided SWMB staff their tentative schedule through August 2011 as follows:

- June 14 – July 8: Clay cap, extend gas wells and prep for geomembrane
- June 28 – July 16: Geomembrane, geocomposite and toe drain installations
- July 11 – August 12: Rooting zone, diversion berms & drainage piping
- August 1 – 26: Topsoil placement and restoration

J. Rabe informed the SWMB of the change orders to date as follows (no formal change order cost estimates have been submitted to date):

- Extra grading layer soil hauling and placement (T&M)
- Extra shipping charges for geosynthetic materials
- Changing a header riser pipe diameter from 6" to 10"
- Leachate seep repairs along area of south slope (T&M)

J. Rabe informed the SWMB that one pay request has been submitted to date (~\$90,000), and staff requested costs to add several vertical gas wells and header/lateral piping in the rooting zone layer as part of this project (possible change order). J. Rabe added that Mueller is on schedule and have only had four (4) rain days since the start of the project on May 16, 2011.

Discussion ensued amongst the SWMB.

9. Discussion – Landfill Gas System Project Updates: J. Morris updated the SWMB on the landfill gas system projects as follows:

- 2011 Landfill Gas Energy Revenues:

	Snell Road Landfill (#1, 2 & 3)	Law Enforcement Center (#4 & 5)	Highway Department (Direct Use)	Monthly Total
January	\$ 142,472.89	\$108,554.41	\$2,839.97	\$ 253,867.27
February	\$ 140,203.02	\$111,404.33	\$2,589.18	\$ 254,196.53
March	\$ 160,510.24	\$110,921.09	\$1,944.01	\$ 273,375.34
April	\$ 114,267.02	\$ 53,755.14	\$1,217.73	\$ 169,239.89
May	\$ <u>165,561.99</u>	\$ <u>55,223.80</u>	\$ <u>669.07</u>	\$ <u>221,454.86</u>
Total	\$ 723,015.16	\$439,858.77	\$9,259.96	\$1,172,133.89
Average/Month	\$ 144,603.03	\$ 87,971.75	\$1,851.99	\$ 234,426.78
Grand Total	\$1,172,133.89			

- Landfill Gas Operations Summary:

Engine/Generator #1	Online	987 KW	
Engine/Generator #2	Online	987 KW	
Engine/Generator #3	Online	987 KW	Needs top end cleaning
Engine/Generator #4	Down	-	Needs turbo replaced/cleaning
Engine/Generator #5	Online	1460 KW	
Sunnyview Compressor	Online	1370 scfm	Compressor A and B running
Sunnyview Flare	Online	1327 scfm	Needs windscreen repair/replacement
Sunnyview Gas Field	Online	51.0% CH4	0.8% O2
Snell Road Compressor	Online	121 scfm	Will be replaced in 2011
Snell Road Flare	Offline	-	Will be replaced in 2011
Snell Road Gas Field	Online	53.6% CH4	0.5% O2

- Law Enforcement Center (LEC) Waste Heat Recovery System:
 - SWMB staff needs to set up meeting with Foth Infrastructure & Environment (Foth) and Facilities Department (Facilities) to discuss the waste heat recovery system and absorption chiller designs to ensure both systems are compatible.
- Landfill Gas Odor Control:
 - SWMB staff and Foth staff continue removing liquids from horizontal gas wells – pumping/siphons.
 - Foth conducting additional landfill gas monitoring/balancing to improve collection system performance.
 - Foth completed monitoring in a serpentine pattern for landfill gas leaks in intermediate cover areas.
 - Foth has mapped areas needing repair.

- SWMB staff is currently evaluating options for type of repair in those identified areas.

Discussion ensued amongst the SWMB.

10. Discussion/Action – Consider Award of Snell Road Landfill Gas Blower and Flare System Installation (SW04-11): J. Rabe informed the SWMB that this project involves replacement of the landfill gas blower and flare system at the Snell Road Landfill. All landfill gas from Snell Road will be collected and burned in the flare (no longer burned in the engine/generators). This will simplify the Snell Road landfill gas system operations and improve air permit compliance issues.

J. Rabe informed the SWMB that the request for proposal (RFP) was issued on May 18, 2011. The pre-proposal meeting was held on May 25, 2011 and the proposals were due June 8, 2011.

J. Rabe informed the SWMB that staff is still evaluating/clarifying the proposals received and that no action is necessary at this time.

Discussion ensued amongst the SWMB.

11. Future Agenda Items: D. Nelson would like to discuss the scrap metal process.
12. Set Next Meeting Date: The next meeting date will be July 6, 2011 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 10:20 a.m.

Respectfully Submitted,

Adrienna Kumbier
Solid Waste Secretary

Approved by SWMB – July 6, 2011