

Benton County Solid Waste Disposal Commission

Meeting Minutes

Meeting Thursday May 21, 2015

Meeting Held at Van Horne Community Center, 508 1<sup>st</sup> Avenue, Van Horne, Iowa

Present: John Watson, City of Vinton; Gerald Petermeier, Benton County; Bryce Brecht, Benton County; Terry Hertle, Benton County; Tracy Seeman, Benton County; Loras Schulte, City of Norway; Dave Fish, City of Belle Plaine; Jared Vogeler, City of Van Horne; Brian McNulty, City of Blairstown; Doug Kearns, City of Garrison; Tim Yoder, City of Walford; Eric Werner, Landfill Manager; Jennifer Fencl, ECICOG; Mary Thomsen, Baker Lemar; Stephanie Stolz, Barker Lemar; David Thompson, Benton County Attorney; Tim Sage, Van Horne, Landfill Tenant

1. Meeting was called to order at 6:37 P.M. by Chair, John Watson
2. Approval of Minutes from April 21, 2015 Meeting. Motion by Schulte, seconded by Hertle. All Aye. Motion carried.
3. For Discussion Only: Tim Sage, Landfill Tenant discussed with the Landfill Commission the damage done by the Archeological Assessment Dig conducted on Landfill owned property currently being leased to Mr. Sage. Mr. Sage asked the Landfill Commission to buy out the remaining Lease. Was not claiming damages but asking for control of injury on property. Motion made by Hertle, seconded by Petermeier to go into closed session to discuss issue under Iowa Code Section 21.5(1)(c). All Aye, McNulty opposed.  
Commission resumed in Regular Session. Motion made by Kearns, seconded by Schulte to accept \$1000 off of last Lease payment with guarantee not to be on property without prior notice. All Aye. Letter to be sent signed by Landfill Manager and Landfill Commission Chair.

Mary Thompson, with Barker Lemar, discussed with the Commission the chain of events with the Bid Letting issue for construction of the new cell. Hertle expressed that Barker Lemar should have published the Bid Notice as was included in the agreement. Baker Lemar did admit that they own the Bid Opening not being published. \$37,000 difference in Fiduciary Responsibility is owed to the Benton County Residents. The Commission requested that Barker Lemar consider making that up. Barker Lemar expressed the partnership that they want to have with the Benton County Solid Waste Commission. Schulte suggested that in all good conscious perhaps Barker Lemar can give some additional thoughts on how to make up the difference to the Commission. The billed cost of the Bid Letting was \$5500. The Commission will not pay the remaining \$2000 on the bill and Barker Lemar will give back \$3500 at some point going forward.

4. Treasurer Report: was sent out.
5. Landfill Manager Report: Eric Werner, Landfill Manager reported that a new pump was needed for Station 2. All Landfill employees received their shots. The compactor turbo was having issues. Leachate lagoon was emptied, 119,000 gallons was hauled. Workup on the Employee Handbook was complete. Mr. Yoder requested that a tonnage report be given out at the regular meetings. It was noted that the Cedar River Cleanup is asking that the Benton County Landfill waive the landfill fees for their upcoming cleanup. 130 bags of litter were collected from around the perimeter of the landfill.

6. Financial Advisor Report: Tianna has communicated with Barker Lemar and they are currently working on the numbers.
7. ECICOG Report: Jennifer Fencil with ECICOG, reported that the Comp Plan is due March 2016. The surveys from the communities are due. ECICOG has received all but from the City of Newhall. Goal setting will be done during the June and July meetings. ECICOG is ready for the Summer Reading Program.
8. Status Update from Barker Lemar:
  - Update Storm Water Pollution Prevention Plan. The 2011 plan is a living document and it was brought up to date with the construction of the new cell.
  - Cell G Construction: Planning on early July to begin well abandonment.
  - Closure/Post Closure: Preliminary funding numbers were handed out. The options for funding mechanisms were also included.
  - Financial Assurance: report that Tianna has made contact with Barker Lemar and will begin working on the numbers.
9. Action Items
  - Resolution 2015-05-01 Approval of Expenditures. Motion by Fish, seconded by Seeman to approve. All aye. Motion carried.
  - Resolution 2015-05-02 Awarding Contract for Auditing. Motion by Schulte, seconded by Kearns. All aye. Motion carried.
10. Other Business:
  - Financial Committee. No report
  - Appliance Contract with Weikert. Contract to begin July 1, 2015. Motion by Schulte, seconded by Brecht. All aye. Motion Carried.
  - Purchase Tractor for Mowing and Snow Removal. No action taken.
  - Credit Agreement for Boulder Construction. Motion by Brecht, seconded by Schulte. All aye. Motion carried.
  - Signing of the Agreement, Performance, Payment and Maintenance Bond and Notion to Proceed. Construction contract. No action needed to sign.
11. Public Comments: None
12. Adjourn at 8:30 P.M. Motion by Schulte, seconded by Hertle. All aye. Motion carried.