

Solid Waste Advisory Board
Summary of Open Meeting
Bennett Springs Conference Room
1730 E. Elm St., Jefferson City, MO
Wednesday, Oct. 5, 2016
1:00 p.m.

District Members/Designated Alternates

Region A – Linda Laderoute
Region B - Ann Hamilton
Region C – Dave Davison – phone
Region D – Brenda Kennedy
Region E – Chris Bussen
Region F - Ruth Anne Parrott
Region G – Absent
Region H – Lauren Henry
Region I – Absent
Region J – Kristi Kelley
Region K – Brady Wilson
Region L – Pat Kelly
Region M – Joe Hardin – phone
Region N – Natalie Moseley – phone
Region O – Tim Smith
Region P – Gary L. Collins
Region Q – Absent
Region R – David Grimes
Region S – Absent
Region T – Derrick Standley
Industry Members/Alternates
Casey Powers – phone
Tim Curry – phone
Public Members/Alternates
Carolyn Wisecarver - phone
Recycling/Compost Members/Alternate
David Beal

DNR Staff

Chris Nagel – SWMP
Jeffery T. Heisler – SWMP
Mary Ellen Hummel – SWMP
Charlene Fitch – SWMP

Others

Lisa McDaniel – Region E
Sue Morton – Region C
Kristin Tipton – EIERA
Tom Rackers – WCA
Jane Cale – Region I
Tammy Snodgrass – Region K
Leland Rehard – Region H
Matt Winters – Region Q – phone
Angie Snyder – Region O
Jim Durham
Tom Gredell
Angie Gehlert – MORA
Cassie Sanders
Daryl Duwe – COAM
David Berger – Region L
Stacy Runnels – Region N
Dave Overfelt – NWRA
Sue Noel
Mona Menezes – City of Branson
Tina Krstulic
Jill Hollowell
Barbara Lucks – District O
Rose Marie Hopkins
Bryan George – Region T

1. District Roll Call

Chairman Chris Bussen called the meeting to order. Roll was called; there was a quorum.

2. Approval of Oct. 5, 2016 Agenda

Ann Hamilton moved to approve the October agenda. Gary Collins seconded the motion. The motion carried unanimously.

3. Approval of August Meeting Summary

Ruth Anne Parrott moved to approve the August summary with one change. The word Automated was stricken from the Region E Grant Application presentation. Tim Smith seconded the motion. Motion carried with change.

4. Administrative Streamlining (One of the Legislative Priorities)

Presentation by David Berger

- Passed out a handout
- Interim committee interested in capping district administrative expenses
- Gave a little background of past time and changes to present

- Three suggestions were: 1) Distribute the funds to the districts when they come in, 2) Eliminate the second “redundant” grant review that DNR does for district grants, 3) Look at ways to reduce the reporting.
- Transferring funds to district: changes in the law, pointed out in the handout. Funds could be distributed directly to the districts as they came in.
- Eliminating second review of grants by DNR. Mr. Berger said “their” attorneys feel DNR does not need to review if the district has already approved. Gathering of additional information has been problematic for district staff and sub grantees. If they have been approved is it appropriate to add information? Burdensome and time consuming for the districts and grantees to add additional information to the grant. If there are things to be careful of from the Department’s perspective, notice of that can be incorporated in the grant agreements.
- Evaluation methods will include the following criteria “as appropriate” per project. If the grant’s been reviewed and approved at the local level, is it appropriate to add information to the application? District does not think it is necessary. Chairman questioned and had verified by Mr. Berger that the additional information was supplied by the grantees.
- Reduce the overall amount of reporting. Grantees report to the district, district reports to DNR. Suggests a rule revision of from quarterly reports to 6 months reports.
- Chairman commented on legislators’ impression; is there staff people not needed? And if there are vacancies, are districts looking to replace, and answer is yes. Legislators question why it costs so much money to administer grants.
- David Grimes pointed out he had told the legislators that looking at percentage for administrative costs was wrong.
- Chris Nagel pointed out everyone has accountability and checks and balances. Willing to look at ways to improve efficiency, if there is a way to do it and still meet accountability and oversight roles. Regulation changes in 2007 were driven by findings in the audit process reports of 2006. State also has audit reviews as well as districts. More accountability to the taxpayers in these times. There are federal and state requirements that we reference.
- Question was posed if DNR had ever rejected an approved grant. Mr. Berger did not believe so.
- Chris Nagel had a comment, suggesting that if Mr. Berger has specific areas in the rule or quotations that he had concerns with, put them in a document with suggestions. Department is not working on this specific section yet, but can accept comments and discussions at any time. Mr. Heisler suggested that any work that can be done prior to actual work on the rule, the better, to have things done quickly.
- Chairman suggested the planners assist Mr. Berger in making suggestions for the rule or law and submit to the SWAB.

5. Legislative Priorities: 2-year Notification

- Chairman passed out a copy of the ordinance 260.247 in Missouri Statute. People ask about the 2 year notification, why so restrictive, why in place? Suggestion made of 6 months rather than 2 year.
- City, county or unincorporated area are required to give the hauler a written 2 year notice before making any changes in jurisdiction. Once notice provided, required to make the changes in a 12 month period after the 2 years ends. If changes are not made, process starts over.
- Chairman suggested that any comments, suggestions or changes be sent to him.
- David Overfelt, industry representative of National Waste and Recycling Association. Concern at the capitol about cities and counties taking on more and

more and wanting to “ratchet down” on cities and what they’re doing. Industry opposed to any change to current language. Amount of investment makes this different than other city contractual issues. Would not support any changes, and lawmakers might want to make it more stringent and have more requirements on cities.

6. Discussion of Funding Closed Landfill Remediation

Presentation by Derrick Standley

- Background information on SB530 from the past. Vision of what districts were to be, a Solid Waste Management structure. Planning entities for municipal solid waste. Court case immediately struck down the planning provision. It didn’t take away the right to plan, but just didn’t have to. Districts focused on the recycling aspect of things. Expand the universe to take in utilities and compost facilities that are not part of the fee structure.
- Recovery of FAI money, and closed and abandoned landfills.
- Assisting the state in cleanups
- Utilities don’t seem to have a problem funding DNR, but not the districts
- Take a broad based initiative and approach with representation from all sides to come to a consensus on legislation and how to move forward. Representation from recycling, solid waste, composting, districts and utilities. Undertake an initiative similar to the SB530 and bring all parties together to talk about what needs to be done, where going as a state and what needs to be done.
- Chris Nagel thinks that the districts have that purview and could modify their solid waste plan to incorporate that role. Districts have done projects dealing with waste control. Rule only prohibits long term waste disposal, i.e. building a landfill.
- Dump clean ups and one time remediation or clean ups would be acceptable.
- Suggested a committee, breaking into subgroups as a separate process.
- Chairman suggested Derrick present his thoughts in a resolution at next meeting. He agreed to put together a resolution to be voted at the meeting. Put on next meeting agenda as a discussion with Derrick Standley presenting a resolution to be voted on.

7. Solid Waste Management Update

Chris Nagel gave the SWMP update.

- Internal discussion on rules updates for Landfill and CCR draft language. CCR language is new regulatory language. Hope to begin formal rulemaking process later this month.
- All departments are mandated to look at rules every 5 years. Comments are received and looked at with each program. The rule evaluations will be presented to the joint committee on administrative rules next summer by June 30th. Doesn’t preclude receiving comments outside of that 5 year review.
- Waste Characterization site sorts covered 14 facilities that will conclude for the fall sort. Later in the spring will have additional sorts.
- Legislative session begins Jan.4th and pre-files for bills on December 1st.
- Program doing a number of construction reviews with cell construction.
- Have created a district grant unit and looking at focusing resources on planning exercise and reviewing grants. Also establishing a small rule unit to look at rules.

8. SWMF Update

Jeff Heisler gave the update.

- Should have an update on revenues by next meeting. FY 16 revenues up from FY15. Will distribute the chart to those on the phone in the next couple weeks. Chart shows top 5 regions with revenue. 73% accounted for by the top 5 Districts, E,F,H,L,M.

9. **MORA Update**

Update given by Angie Gehlert

- MORA – America Recycles Day is November 15th
- Legislative committee met at the Conference and drafted up some of e-scrap legislation and 75% diversion language
- EPA Regions 5 and 7 are holding a sustainable materials management stakeholder group next week.
- Mary Patterson working on 75% diversion campaign.
- 2017 Conference is August 9-11th at Tan Tara at Lake of the Ozarks. It is the 25th anniversary of MORA as an organization.

10. **Planners Update**

Update given by Tammy Snodgrass

- MORA update
- Kim Case and Becca presented improvements in the Retract system with additional comments from the planners.
- Presentation from Branson area regarding changing the funding formula. Perhaps a population based formula. Started a discussion on changing the formula.
- Lisa McDaniel gave a report on progress on the Annual Report for the joint committee. She also brought some photos of the waste sort done at the Lee's Summit Landfill by MSW of Florida.

11. **SWAB Member Update**

- Barbara Lucks of the city of Springfield is retiring after 22 years with the city.

12. **EIERA Update**

Given by Kristen Tipton

- Board recently approved an award to Granuband of Macon
- Ingenuity Inc. of Mansfield will be making bio char and bio fuels from recovered organics.
- EPC will have a new shredder/sorter in their new facility in Wright City.
- St. James winery will purchase equipment to make a distilled spirit from the leftovers from the wine making process, skins, stems etc. Winery is doing a sustainability model for the whole campus.

13. **Joint Committee Update**

Given by Chairman Bussen

September 13th Joint Committee had a meeting/hearing. He had a letter from the SWAB that was updated from the spring. He went over the 8 priorities with the committee, talked about the administrative fee, composting industry that would be receiving permits from now on, increasing the goal of diversion from 40% to 75%, and talked about electronics recycling. Highlighted EIERA and the marketing aspect of diversion, the rating system for grants- not basing it alone on tons diverted but other environmental factors as well, i.e. Styrofoam doesn't weigh much.

Will need documents for the next steps and have asked for an executive summary on the electronics recycling and diversion goal so the board can look at it in more detail.

14. **Unfinished Business**

None

15. **New Business**

Comments from the Public.

16. Call for Agenda Items

Chairman will expect a document from Derrick Standley for next meeting, and two from MORA regarding the 75% diversion and electronics recycling.

17. Upcoming 2016 Meetings

Nov. 2nd

Proposed 2017 SWAB Meetings Discussion/Vote

2017 – Jan. 4 Feb. 1 Mar. 1 Apr. 5 May 3 Aug. 2 Oct. 4 Nov. 1

Derrick Standley asked if the January meeting could be moved to February. Chairman pointed out that the pre-filing is December 1st and did not want to move it. Mr. Standley made a motion to cancel the January meeting. David Grimes seconded, all but one were opposed, so the motion was denied. Question was asked if the Powerpoint presented at the planners meeting could be sent out. Chairman suggested it be sent to the secretary and she could send it out.

- Planners discussion on changing the funding formulas should be part of the larger discussion with a committee etc. DNR can facilitate stakeholder discussion.
- Tim Smith suggested Feb., May, Aug., and Nov. as the required quarterly meetings Derrick Standley moved to make those above mentioned meetings the required meetings, seconded by Tim Smith. Motion carried.

18. Adjourn

Ann Hamilton made a motion to adjourn, seconded by Ruth Anne Parrott. Chairman Bussen adjourned the meeting at 3:02 p.m.

Respectfully submitted,

Mary Ellen Hummel, Secretary