

**Solid Waste Advisory Board**  
**Summary of Open Meeting**  
Bennett Springs Conference Room  
1730 E. Elm St., Jefferson City, MO  
**Wednesday, Jan. 4, 2017**  
**1:00 p.m.**

**District Members/Designated Alternates**

Region A – Linda Laderoute  
Region B - Ann Hamilton – phone  
Region C – Dave Davison – phone  
Region D – Brenda Kennedy  
Region E – Chris Bussen  
Region F - Ruth Anne Parrott  
Region G – Cindy Hultz  
Region H – Lauren Henry  
Region I – Stephanie Norton – phone  
Region J – Kristi Kelley – phone  
Region K – Brady Wilson  
Region L – Pat Kelly  
Region M – Absent  
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  
Tim Curry – Absent

**Public Members/Alternates**

Carolyn Wisecarver - phone  
Barbara Lucks

**Recycling/Compost Members/Alternate**

David Beal

**DNR Staff**

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

**Others**

Lisa McDaniel – Region E  
Jerry North – Region P  
Matt Winter – Region Q  
Kristin Tipton – EI ERA  
Leland Rehard – Region H  
Jane Cale – Region I  
Jennifer Brown – Region O  
Angie Snyder – Region O  
Sue Morton – Region C  
Tom Rackers – WCA  
Tammy Snodgrass – Region K  
Angie Gehlert – MORA  
Bryan George – Region T  
Angela Schulte  
Bill Guinther  
Emily Craig – Region F  
Roger Walker – Region M  
Erich Roberts – Region O

**1. District Roll Call**

Chairman Chris Bussen called the meeting to order. Chris Nagel announced a new Public member, Barbara Lucks during roll call. Roll was called; there was a quorum.

**2. Approval of January 2017 Agenda**

Ruth Anne Parrott moved to approve the January agenda. Brady Wilson seconded the motion. The motion carried unanimously.

**3. Approval of Nov. 2, 2016 Meeting Summary**

Ruth Anne Parrott moved to approve the November summary. Linda Laderoute seconded the motion. Motion carried.

**4. Annual Report Final Draft for Joint Committee**

Lisa McDaniel gave the report progress.

- Lisa stated that all districts were solicited for input into the 8 areas to be reported on. She looked at the district grant rule and will be in next year's report. Districts also gave information on Attachment A and B for their funded and unfunded grants. It was due to legislature on January 1, 2017.

- Chairman commented that it was a good idea of the legislature to have an Annual Report. He feels it is an opportunity for the districts to shine and show how many agencies they cooperate with, to show what the funding needs are statewide. \$2.89 million in grant funds was requested and not funded.  
Chairman entertained a motion to approve the first Annual Report. Brady Wilson made the motion and it was seconded by Pat Kelly. Motion carried. A cover letter from the Board to the committee will be sent with it.

## 5. **Electronic Waste Draft Language Comments**

Given by Bill Guinther

- After the presentation at last month's meeting, a different approach was taken. The proposed bill is now not a ban but a funding mechanism. It does not deal with R2 or E-Steward but gives the responsibility of handling E-scrap recovery to each solid waste management district. It would give the district flexibility to deal with e-waste as they see fit in their district. Any reference to residential banning or penalties was taken out. It is a funding mechanism under the direction of DNR through the districts. Funding would still be through OEM registration fees and processor fees. Funding would be sent to DNR with the same 61%-39% distribution. After talking to legislators, it was felt they would not support bans or penalties associated with them. The lithium ion battery ban was discussed and it was felt this funding mechanism would allow the districts to decide how they would deal with the batteries.
- There may be a group coming up with a lithium ion battery ban and they would be supported if they do so.
- Fees would come from original equipment manufacturers, such as EPC, processors and producers of the equipment. Fees could be determined at the rule making level.
- No fiscal note is prepared until the bill is proposed.
- There was a question about how urgent it was to get this bill to a sponsor or committee.
- Everything needs to go through the joint committee, so MORA will not be pursuing a sponsor or representative. It should go through SWAB to the joint committee. Chairman would prefer to send it now rather than delay another month.
- Chairman mentioned a lack of reporting in the proposed bill. Mr. Guinther stated that when the districts were managing the waste they would report to DNR and the only issue would be if someone outside the SWMD had a collection event, they would be voluntarily reporting to DNR.
- Tim Smith moved to approve, Brady Wilson seconded. David Grimes questioned what was being approved. Chairman stated the SWAB was voting to support this legislation as a draft. Question was asked if SWAB would send it to the joint committee if approved. Both SWAB and MORA would send it to the joint committee. Motion carried unanimously. Chairman thanked Mr. Guinther and MORA for their work. SWAB will draft a letter to the joint committee along with the annual report stating it was the beginning of a conversation.

## 6. **Abandoned Landfill Funding Resolution Redraft**

Given by Derrick Standley

- Derrick stated it was out there, if they want to vote on it. He stated it was a simple resolution to form a planning committee. He had nothing else to say about it.
- Chairman stated he was expecting a redraft with the change for adding MORA to it. He talked to DNR about funding abandoned landfills through the existing district funding mechanism. The response was that there was nothing in the rules that keeps districts from doing that. He asked if Derrick had any comments or changes suggested. He replied no, to take a vote on it and vote it up or down. Chairman stated he would need a motion to discuss it and Derrick so moved and was seconded by Casey Powers. Motion was to approve and support the initial draft with MORA being added to the list. Linda Laderoute moved to table the resolution. Chairman stated the current motion and second would need to be disposed in order to move on to another motion.

- Pat Kelly repeated from past meetings that they should be wary of opening funding issue given the current makeup of state legislature. This year's budget has a \$150-200 million shortfall and next won't be any better. Mr. Standley pointed out it was just a planning process, not legislation. Mr. Kelly stated that eventually it would go to the legislators. The question was asked what they were voting on, was it the list of potential committee members as listed in the resolution. There was a two paragraph resolution with the suggested list of committee members.
- Derrick stated it is to begin the planning process, and assemble a broad committee to convene and start making some steps for solid waste management projects.
- Chairman stated there is another request working its way through the planners group that is somewhat related. Presentation was given to the planners group with a request for a conversation about redistributing the funds.
- Linda Laderoute requested a reading of the resolution because of the suggested changes from the last meeting.
- Question was asked about DNR stating that a district's funds could be used for a project on a closed dump. Chairman repeated that they said there was nothing in the regulations that restricts that. So a district's board would submit paperwork to DNR for a grant and it would be reviewed as are other grants.
- DNR has done a cursory assessment of 50 old landfills with a USDA grant.
- Mr. Standley called for the question.
- Chairman read the first paragraphs of the resolution, but did not read the suggested itemized members.
- A roll call vote was taken with 17 no's and 3 yesses. Motion did not carry. Linda Laderoute rescinded her motion to table.
- Chairman suggested abandoned landfill issues should be discussed at a SWMP Forum.

## 7. Comments from Planners on 2 Year Notice

Tammy Snodgrass spoke.

- SWMD were polled to see if there were any problems with the 2 year wait if a community wanted to take over trash services. Nine responses were sent. Seven were not aware of any issues. Two indicated it had come up with some communities.
- Question asked if there was anything about cause in the law. Compensation can be given to the hauler instead of 2 year notice.

## 8. Solid Waste Management Program and STAG Update

Chris Nagel gave the update.

- State solid waste rule updates-
  - ✓ Request to begin formal rulemaking made
  - ✓ Currently discussing draft language on landfill regulations with internal partners.
  - ✓ Stakeholder discussions will follow.
  - ✓ As landfill rule sections advance, other rule sections will be started.
- 5-year rule review is ongoing. The SWMP, along with other Department programs, are in the process of analyzing all existing rules per the requirements in Section 536.175. This section requires 8 different categories/questions to be analyzed for each rule. The rule analyses must be completed and filed with the Joint Committee on Administrative Rules by June 30, 2017. This process is required to be repeated every 5 years.
- Scrap Tire Advisory Group meeting November 4<sup>th</sup> (summary)
  - ✓ District F, Pettis Co., and Mo S&T SWMP projects on Chip Seal was also discussed. The leaching study was reported to be almost complete. MoDOT is showing some interest in the Chip Seal. Sound dampening qualities are a big plus.

- ✓ SWMP identified a potential project with Mo S&T related to rubber containing masonry concrete blocks. The rubber content is believed to improve energy efficiency, sound dampening and better withstand seismic stresses). The potential project would cover mechanical and leaching testing. Follow-up discussion with Mo S&T staff occurred on December 29<sup>th</sup>. SWMP is planning to pursue the project.
  - ✓ Another potential project was identified during the discussions with Mo S&T to use certain types of fly ash as a zero cement concrete. Further discussion on this potential project also occurred on December 29<sup>th</sup>. The SWMP is planning to pursue this project.
  - ✓ Scrap Tire Playground and Non-playground grant announcement was recently sent to our Director's Office for approval. Should see an announcement in coming weeks.
- Update related to Federal CCR rule- On December 16<sup>th</sup> the President signed "The Water and Waste Act of 2016". This act contains a section (2301) that allows EPA to approve State programs for control of coal combustion residuals. This will allow a straight forward option should states wish to pursue a federally equivalent state permitting program for CCR. This will be a transition topic for the Department as the new Administration comes aboard.
  - Staff change- Mary Ellen moving to Operations Section as a Research Analyst I and will be assisting with District Grants.
  - Reminder – the next SWMP Forum is set for February 22 and 23 in this conference room. An email announcement will be forthcoming later this month calling for topics.
  - Legislative Session begins today.
  - Legislative update:  
HB 222 Prohibits the enforcement of any federal regulation by any state department or agency unless the enforcement is approved by the General Assembly. 12-13-16 House Filed.  
SB 76 Prohibits private nuisance actions from being brought when property owner has a related government issued permit. 12-13-16 House Filed.

## 9. Solid Waste Management Fund Update

Given by Jeff Heisler

- \$3.2 million revenues came in for the second quarter, tonnage from July – September, the biggest quarter in 5 years.
- 2017 currently projecting \$12.1 million. This is updated when actuals are posted. Still anticipating some growth for 3<sup>rd</sup> and 4<sup>th</sup> quarters.
- Chris Nagel asked the industry people how it was looking, if things were still holding strong. They replied yes.

## 10. MORA Update

Given by Angie Gehlert

- Annual membership forum on Feb. 1st at Canterbury Winery in Holts Summit.  
Working with US Composting Council developing more affiliates and chapters across the state.  
August 9-11 is MORA 25th anniversary conference at Tan Tara.  
EPC moved to a new facility in Wright City. Put in a shredding-sorting machine with 6 different streams out of it.
- SWAB February 1 meeting will start at 1:30 to accommodate those MORA members who are also SWAB board members and will be attending the annual membership forum.

## 11. Planners Update

Given by Tammy Snodgrass

- Discussion on the Annual Report

- HHW satellite collection sites have been set up in some districts, recommendations for best practices and reporting to EER on hazardous waste materials was discussed. Some districts shared how the sites were doing.
- Discussion of financial struggles of sheltered workshops and the changes in the market. They hope to schedule speakers for the planners meeting in March.
- Workshops play different roles in recycling district by district.
- Federal regulations require minimum wage to be paid which puts a hardship on rural areas. Discussion ensued about difficulties of sheltered workshops.

## 12. SWAB Member Update

Ruth Anne Parrott encouraged everyone to come to the MORA membership forum for MORA to hear about the scrap tire project in Pettis County.

## 13. EIERA Update

Given by Kristen Tipton

- EIERA still has a stack of applications and calls from individuals after awards are made, so it appears the economy is improving. She would have more to report next month. They have an annual report they file but it does not include unfunded projects.

## 14. Joint Committee Update

No new news other than the items voted on at this meeting. Chairman requested that once items were put on the legislative agenda that members send to contacts to have impact through contacts other than SWAB.

## 15. Unfinished Business

## 16. New Business

Comments from the Public-none

Chairman read a letter of appreciation to retiring member Gary Lomax.

## 17. Call for Agenda Items

- Open invitation for presentations, Chairman would like to avoid sales pitches. Request from Region M to give a presentation similar to one given to the planners meeting. They requested to be on the agenda early. Chairman asked that they trim it down to 20 slides. It is a request for funding change. This would be for February or March.
- March – EIERA report.
- Planners working on an administrative review of rules and regulations to make positive efficiency changes. When completed it will come to SWAB for vote.
- Would like to look at presentations up to August that would be issues that were priorities.

## 18. Upcoming 2017 Meetings

Feb. 1 (Start at 1:30 p.m.) Mar. 1 Apr. 5 May 3 Aug. 2 Oct. 4 Nov. 1

Underlined meeting dates are required quarterly meetings.

## 19. Adjourn

Casey Powers made a motion to adjourn, seconded by Derrick Standley. Chairman Bussen adjourned the meeting at 2:37 p.m.

Respectfully submitted,

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Mary Ellen Hummel, Secretary