



**Minutes
Board of Directors Meeting
Harrison City Hall Council Chambers
July 2, 2018**

Board Members Present:

Mayor Joe Dillard
Mayor Dan Sherrell
Mayor Tim McKinney
Mayor Butch Berry
Director Buddy Fry
Judge Mickey Pendergrass
Judge Terry Ott
Judge Jim Harness
Judge Mickey Pendergrass

Guests Include:

Fred Woehl, Proxy for Judge Hathaway
Phil Jackson, CCSWA
Melinda Caldwell, Via
Billie Balke
Billy and Wanda Stanford
John Orem
James White, HDT
John Verkamp, Verkamp & Ladd

Chairman Mickey Pendergrass called to order the special meeting of the Ozark Mountain Solid Waste District's Board of Directors at 10am, July 2, 2018 at Harrison City Council Chambers. Chairman Pendergrass informed the Board that Fred Woehl would be serving as Proxy on behalf of Boone County Judge Robert Hathaway.

Minutes from March 6, 2018 meeting were presented as part of the board packet.

A motion to approve the minutes was made by Mayor McKinney and seconded by Judge Ott. The motion passed unanimously.

Financial Statements

Caldwell presented the financials to the Board. Caldwell informed the Board the first quarter waste tire reimbursements have been received from ADEQ.

A motion to accept the May 2018 Financial Statements was made by Mayor McKinney seconded by Fred Woehl. The motion passed unanimously.

Solid Waste Update

Caldwell informed the Board of first quarter tires totals processed and specialty tire fees collected. All waste tire collection facilities are now access controlled. ADEQ reports an increase in tire funds collected at the state level. ADEQ is in the process of getting Regulation 36 approved by the end of August.

Electronic volumes have increased and costs continue to be covered by electronic waste grants. Hauler permit applications will be issued in August and new permits will be issued by the end of September.

A proposed RFP for auditing services was provided to the Board for review.

McKinney made the motion that the RFP be public noticed with return proposals submitted to the District by August 15, and the District officers and director review and provide a full recommendation to the Board. Mayor Dillard seconded the motion and it passed unanimously.

Nabors Landfill Update

Caldwell updated the Board on progress of Nabors Landfill Closure. Fencing is nearly complete around entire facility. The last of the liner has been placed; closure turf and polymeric sand continues to be placed. Precipitation has hindered progress in work completion.

Mayor Sherrell made the motion to request from ADEQ a line item of costs associated with the closure of the landfill. Mayor Dillard seconded the motion. The motion passed unanimously.

Legal Update

Attorney Verkamp informed the Board that all state agencies that have rules and regulations were required to submit a report to the state. Verkamp and Caldwell have submitted that report and it is currently in the process of review.

Verkamp updated the Board on the \$2.00 per ton fee lawsuit issued by Methvin Sanitation. Verkamp reminded the Board the fee was mentioned in the Receiver report ruling by the court requiring that the fee continue to be assessed and used for

leachate management. The fee is a critical matter in the management of environmental responsibilities of the landfill. Verkamp will be filing a response to the lawsuit in the near future.

The lawsuit concerning the \$18 has been filed in five counties. The Receiver will be defending and filing the actions. The legal action against the District also included the \$2 fee as well and will require Verkamp to be involved with the lawsuit. Motions to dismiss will most likely be filed in all counties.

Mayor McKinney made a motion to adjourn the meeting. Director Fry seconded, and it passed unanimously.

Approved and signed this day of 2018.

Chairman, Judge Mickey Pendergrass

Secretary, Mayor Dan Sherrell