

WHITE COUNTY BOARD OF COMMISSIONERS

MINUTES OF THE CALLED MEETING HELD

TUESDAY, NOVEMBER 13, 2018 AT 8:00 A.M.

The White County Board of Commissioners held a Called Meeting on Tuesday, November 13, 2018 at 8:00 a.m. in the Board Room at the White County Administration Building. Present for the meeting were: Chairman Travis Turner, Commissioner Terry Goodger, Commissioner Lyn Holcomb, Commissioner Edwin Nix, County Manager Michael Melton, Finance Director Jodi Ligon, and County Clerk Shanda Murphy. Commissioner Craig Bryant was not in attendance.

Chairman Turner called the meeting to order.

Chairman Turner summarized that as a result of some ongoing issues related to the Board's dissatisfaction with Advanced Disposal's operation and maintenance of the White County Transfer Station under their present contract with the County, the Board had directed staff to undertake an RFP (Request for Proposals) process for the contract. He stated that staff had completed the RFP process and brought the results back to the Board which then resulted in continued negotiations with Advanced Disposal in an effort to add provisions to the contract which would address penalties for non-performance of the contract requirements. Chairman Turner explained that Advanced Disposal had submitted their comments for negotiation of the contract – which would be considered during this meeting. Mr. Roscoe Dorsey was in attendance representing Advanced Disposal.

The specific issues addressed were as follows:

The issue of pricing was addressed in which HB 792 was discussed and the impact the legislated fees would have on Advanced Disposal. In consideration of fees associated with HB 792 and revision of contract provisions – the Board was agreeable to a tipping fee of \$47.75 per ton with scheduled increases.

As relates to the penalties contained within the contract, Chairman Turner asked that in addition to notification by certified mail there would be stated that notification by phone and email would precede the certified mailing in order to advise the certified mailing was being sent. He stated the addition of this notification component would allow for issues to be addressed in an expedited manner. There was a consensus of the Board that the provision for phone and email notification in addition to certified mail would be added to the contract.

There were discussions regarding contract provisions for the charge for household garbage going from \$2.00 for up to 6 bags to \$3.00 for up to 6 bags (in order to mirror the charge at the convenience center). Mr. Dorsey stated that Advanced Disposal's hauling contract for the convenience center would also be affected by the fees associated with HB 792. Mr. Dorsey stated that the proposed contract revisions would clarify that Advanced Disposal is responsible for operating and maintaining the transfer station to the current level with any improvements beyond the current level of operation being the county's responsibility. It was confirmed that the host fees included in Advanced Disposal's response to the RFP would apply to the revised contract. Chairman Turner emphasized the need to have stricter contract provisions in order to address substandard performance was what had required the contract to be taken up by the Board at this time.

Upon a motion made by Commissioner Goodger, seconded by Commissioner Nix there was a unanimous vote to approve the contract revisions effective January 1, 2019 as presented by Advanced Disposal and as discussed

during this meeting – to specifically include adding notification by phone and email in addition to certified mail, a tipping fee of \$47.75 per ton with a \$1.00 per ton increase July 1, 2019 (associated with HB 792), \$1.00 per ton increase July 1, 2020, and a \$1.00 per ton increase July 1, 2021 – as well as penalties as specified at \$100.00 per day.

Mr. Mike Mays asked the Board to evaluate changing out the recycling bins at the convenience center to an open top bin (like at the transfer station) as opposed to the current receptacles which have an open circle just on the front side – which makes unloading recyclables difficult since you cannot dump into the bin. Mr. John Sell, Director of Community & Economic Development, stated he would compile information on options for replacing the receptacle for the Board to review.

Commissioner Nix asked Mr. Sell to research an issue that a business owner was having with obtaining a permit for a “pole barn” at their sawmill facility, specifically they were being required to go through the plan review process and have the property surveyed for a site plan since the planned structure was not attached to an existing structure. Mr. Sell stated that he would research the issue and indicated this was classified as a commercial project on industrial property.

Upon a motion made by Commissioner Goodger, seconded by Commissioner Holcomb there was a unanimous vote to adjourn the meeting.

The minutes of the November 13, 2018 Called Meeting are hereby approved as stated this 3rd day of December, 2018.

WHITE COUNTY BOARD OF COMMISSIONERS

s/Travis C. Turner

Travis C. Turner, Chairman

s/Terry D. Goodger

Terry D. Goodger, District 1

s/Lyn Holcomb

Lyn Holcomb, District 2

s/Edwin Nix

Edwin Nix, District 3

s/Craig Bryant

Craig Bryant, District 4

s/Shanda Murphy

Shanda Murphy, County Clerk