

MINUTES

SOLID WASTE ADVISORY COMMITTEE:

CAPITAL AREA COUNCIL OF GOVERNMENTS
6800 Burleson Road, Building 310, Suite 165
Austin, TX 78744

June 18, 2009
9:30 AM

Attendees:

SWAC Committee Members

Comm. Maurice Pitts, Lee County – Chair
Jack Ranney, LCRA – Vice Chair
Gerry Acuna, City of Austin
Don Birkner, City of Austin
Pete Correa, Williamson County
Dr. Orlynn Evans, Williamson County
Comm. Paul Granberg, Blanco County
Kyle Hahn, Private Industry
Jeff Hauff, Hays County
Melani Howard, Citizen/Env. Rep.
Steve Jacobs, Private Industry Rep.
Melinda Mallia, Travis County
Comm. Joe Roland, Caldwell County
Lynn Sheffield, Burnet County
John White, Travis County
Ralph Wueller, Private Industry Rep.

CAPCOG Staff

Kelly Freeman, Solid Waste Program Coordinator
Betty Voights, Executive Director

Guests

Stephen Bell, Thonhoff Consulting Services
James Neyens, TRC Solutions
David Rodewald, River City Rolloffs
Karen Rodewald, River City Rolloffs
Jo Secrest, City of San Marcos
Mark Van Sickle, Texas Organic Recovery
Robert Thonhoff, Thonhoff Consulting Services

- 1. Welcome and Introductory Remarks** **9:30 am**
Comissioner Pitts welcomed all attendees and called the meeting to order. K. Freeman gave an update on the Construction & Demolition Waste Management

Summit held in May and announced that all materials are available on the CAPCOG web site.

2. Approval of April 16, 2009 Minutes

9:40 am

M. Mallia made a motion to approved the minutes, S. Jacobs seconded the motion, and the motion was passed by acclamation.

**3. Discussion of Revisions to FY10 Request for Applications:
Recommendations of Subcommittee**

9:45 am

K. Freeman provided an update that the Subcommittee had met to review the application materials. The Subcommittee members were M. Mallia, J. Ranney and Commissioner P. Granberg. K. Freeman explained that for the new FY2010/2011 biennium a new Funding Plan, including revised scoring criteria, would need to be approved. The scoring criteria was carefully reviewed and revised by the scoring Subcommittee. The revised scoring criteria are included in both the application packet and the funding plan. The Subcommittee recommended a re-allocation of points, and also drafted guidance to better instruct applicants in how to respond to the scoring criteria. The application packet was also revised to clarify that there is no matching requirement or match tracking requirement associated with the grants, while still requesting that applicants show what level of commitment the local entity has to the project. Additional revisions to the application packet were to eliminate duplication and improve clarity. G. Acuna made a motion to approve the application packet be approved, motion seconded by S. Jacobs, and the motion was passed by acclamation. Commissioner Pitts thanked the Subcommittee for their work on revising the application packet.

4. Proposed FY2010-2011 Funding Plan

10:00 am

K. Freeman explained that the funding plan, including revised scoring criteria, would need to be reviewed at a public meeting and approved by the CAPCOG Executive Committee. The Funding Plan includes an explanation of the funding to be allocated to the Regional Program Budget, Closed Landfill Inventory, Regional Plan Update and Implementation Projects. The Regional Plan Update budget has been increased from the previous biennium in anticipation of updating the CAPCOG Regional Solid Waste Management Plan during the FY2010/2011 biennium. A revision was also made to eliminate the requirement that funding for household hazardous waste limit admin and personnel costs to no more than 20% with the remainder being limited to transportation and disposal. Additional revisions to the Funding Plan were to improve clarity and correct terminology. A typographical error in the Funding Plan was identified under budget allocations where Closed Landfill Inventory was allocated 12% of the budget; the correct allocation is 1%. The public meeting for review of the Funding Plan is scheduled for July 9; if significant comments are received the SWAC may need to reconvene to consider those comments. If there are no public comments, the Funding Plan will be brought to the Executive Committee on September 12 for review. Regarding public industry notification requirements, SWAC requested that CAPCOG staff provide applicants with points of contact for private industry service providers to ensure that the appropriate representatives are contacted. R. Wueller made a motion to approve the Funding Plan with the correction to the budget allocation, seconded by G. Acuna; the motion was passed by acclamation.

**5. Discussion of Texas Organic Recovery Registration Application
Conformance Review – Subcommittee Recommendation**

10:30 am

K. Freeman indicated that the Technical Review Subcommittee met to review submitted materials; Subcommittee members are S. Jacobs, R. Wueller, J. White, G. Acuna, L. Kuhn, J. Ranney, and D. Birkner. The Subcommittee recommendation is that at this time CAPCOG lacks sufficient information to make a recommendation. The process is that the Subcommittee makes a recommendation, which is reviewed by the full SWAC. The recommendation of the full SWAC is then passed to the CAPCOG Executive Committee for review. Because there is insufficient information to make a recommendation at this time, and in the interest of moving the process forward, staff recommends that the SWAC send the review back to the Subcommittee in order to allow the applicant to provide additional information. A letter will be provided to the applicant requesting additional information, and the Subcommittee will reconvene to review their response. K. Freeman indicated that representatives of the applicant were present (Stephen Bell, Thonhoff Consulting Engineers; Robert Thonhoff, Thonhoff Consulting Engineers, and Mark Van Sickle, Texas Organic Recovery) and that the applicants are aware of the request for additional information. G. Acuna made a motion to approve a letter requesting additional information be submitted to the applicant; motion was seconded by R. Wueller and approved by acclamation.

6. **Discussion of Texas Organic Recovery Permit Application
Conformance Review**

11:15 am

K. Freeman indicated that CAPCOG has also received an application for review from Texas Organic Recovery for a Permit for a Type V MSW Facility, for composting of grease trap waste. R. Wueller clarified that Item 5 was discussion of the Subcommittees review of a Registration application; Item 6 is discussion of a Permit application for essentially the same facility. The Registration application is for processing of grease trap waste with the water portion applied to the compost piles, with the grease itself sent offsite. The Permit application is for composting of the grease trap waste. Mark Van Sickle indicated that the Permit would allow them to put the grease trap waste directly on the pile. Under the Registration the grease would be sold to a company that will use it to make bio-fuel. Bob Thonhoff indicated that they are requesting approval for the same amount of feedstock for the Permit and Registration applications; the Permit lets them have a first class operation and more of a permanent facility, and allows them to compost the whole grease trap waste. The Registration only allows them to process the grease trap waste by separating the water from the grease and solids; the water is then used as moisture control on their piles. They cannot compost the grease trap waste without a Permit; with a Registration you can only process it. K. Freeman clarified that this application will not be addressed by the previous letter, and that the Subcommittee will need to reconvene to consider the Permit application. J. White commented that some of the same requests for additional information and clarification regarding the Registration application would be applicable to the materials submitted for the Permit application, such as ambiguity of jurisdiction, industrial vs. non-industrial waste, and general clarity. Bob Thonhoff indicated that some of those issues were addressed in the materials submitted for the Permit application. R. Wueller requested that hard copies of the materials be provided to the Subcommittee. A motion was made by G. Acuna to send the review to the Technical Review Subcommittee; motion was seconded by Dr. O. Evans and approved by acclamation.

7. **Discussion of River City Rolloffs, Inc. Registration Application
Conformance Review**

11:30 am

K. Freeman indicated that a completed Conformance Review Checklist had been received from River City Rolloffs regarding their application for a Permit for a Type V MSW facility (Transfer Station). Representatives of the applicant were introduced (David Rodewald, River City Rolloffs; Karen Rodewald, River City Rolloffs; and James Neyens, TRC Solutions). D. Rodewald indicated that River City Rolloffs is a local recycling company that provides open top containers to the construction industry. They have been operating in Austin as River City for about 7-8 years and they expanded and built a recycling facility to start diverting material from the landfill; they are currently operating under a notification tier of authorization under the TCEQ. They are looking to expand their operations; part of that expansion in order to divert additional materials requires a Registration for a Type V Transfer Facility. S. Jacobs commented that if members of the Subcommittee are active competitors with the applicant that those members not vote and that there be other members of the Subcommittee who are not active competitors of the applicant. Additional SWAC members Gerry Acuna and Pete Correa were appointed to the Technical Review Subcommittee to assist with reviews. K. Freeman will work with the Subcommittee to schedule reviews. J. White indicated that the applicant would need to revise their application and Checklist to indicate that they are subject to the Travis County MSW facility siting ordinance. A motion was made by G. Acuna to send the review to Subcommittee; motion was seconded by R. Wueller and approved by acclamation.

8. Other Business

11:45 am

K. Freeman gave a brief update on the FY08/09 grantees and indicated that information on final expenditures and distribution of any remaining or returned funds would be provided to the SWAC at their August 20 meeting. K. Freeman also mentioned the option of CAPCOG hosting a workshop, conducted by RW Beck, on contracting for recycling services. Discussion ensued; SWAC requested that if the workshop were to be pursued that members be allowed to review workshop materials. K. Freeman also went over proposed future meeting dates and grant application release and scoring dates. SWAC members also suggested that at some time in the next biennium CAPCOG host a green purchasing workshop.

9. Adjourn

12:00 pm

S. Jacobs made a motion to adjourn; motion was seconded by G. Acuna and approved by acclamation.