

MINUTES  
RAPPAHANNOCK REGIONAL SOLID WASTE MANAGEMENT BOARD  
SEPTEMBER 1, 2021  
Board Chambers

**Meeting Convened:** A regular meeting of the Rappahannock Regional Solid Waste Management Board (R-Board) was convened at 8:40 a.m. on September 1, 2021. The meeting was noticed on the R-Board's website.

**Roll Call:** The following members were present: Matthew Kelly; Fred Presley; Tim Baroody; William C. Withers, Jr.; Cindy C. Lamb; Meg Bohmke.

Also in attendance were: Bill Hefty, R-Board Attorney (via telephone); Rick Markwardt, Landfill Superintendent; Chris Hoover, Assistant Landfill Superintendent; Diane Jones, Recycling Manager; McKenzie Bellimam, Environmental Technician; Francesca Johnson, Community Outreach Supervisor; Karin Stadden, Clerk; and Joe Buchanan, Director.

**Election of Officers:** Matthew Kelly noted that the Board usually switches off so Stafford would have the Chairmanship in the next round. Mr. Withers nominated Meg Bohmke and Ms. Bohmke accepted, seconded by Mr. Kelly. It was agreed to do all of the nominations at one time. Mr. Withers nominated Mr. Kelly for Vice-Chairman.

By voice, the vote was:

Yea: (6) Baroody, Bohmke, Kelly, Presley, Lamb, Withers  
Nay: (0)

**Approval of the minutes of prior meeting:** Mr. Kelly motioned, seconded by Ms. Lamb, to approve the minutes from the May 19, 2021, meeting.

By roll call, the vote was:

Yea: (6) Baroody, Bohmke, Kelly, Presley, Lamb, Withers  
Nay: (0)

**Presentations by the Public:** The following members of the public submitted a comment:

**Tim Rudy** – First off, as always, I'd like to thank the members of the R-Board itself for the services that they do for Stafford County and all the men and women who work for you. I'd like to give a couple of special shout-outs, first to MC Morris, I have already touched base with her, and to Joe Buchanan, who I hear is retiring. Congratulations, Joe. Together they both were so easy to work with and so approachable. On a personal note, Joe, thanks for putting up with me and some of the issues I've always brought up before you. I wish you much happiness in retirement. You'll be missed and hard to replace. I hope the Board takes into consideration someone who is easy to work with when they try to replace him.

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I've been asked by three separate people that mostly use the Belman Center to give a shout-out and a pat on the back to one of the employees down there, Danny McCary, to paraphrase "he has always been so helpful and friendly." Reading the message that was with an accompanying picture of a sign that he created down there: "[H]e takes pride in his works and keeps that place immaculate. Takes time to interact with every customer and is always willing to help unload items."

The only real issue for improvement that I have to talk to you about is the trailer issue again. It seems as though they are taking up too much time and space at both of the landfill areas and I'd to see us maybe work on that in the coming months to make it easier for the individual customers and users of the landfill.

### **Presentations by the R-Board:**

Mr. Kelly: I just want to take the opportunity to say, MC and Joe, you guys absolutely just hit the ground running and have really turned things around in the time that you have been here. It has been amazing to watch what you have been able to accomplish in the time you have been here and what MC has done to really put the R-Board out there and its now something everybody seems to know what it is and where it is going, so you guys will be sorely missed and we've got quite a job ahead of us trying to find your replacements, so kudos, enjoy your retirement and grandkids in the Carolinas and don't be a stranger. Check in every now and then, we'd appreciate it.

Mr. Presley: Just briefly on that note, I'd like to provide you all with the estimated timeline for that hiring process. I did ask our HR Director, Shannon Wagner, to put something together. She spoke with our Executive Recruitment Consultant and provided this rough timeline. [Handed out printed material] I'll tell you that I'm going to work very hard to shave weeks off of this, particularly off the front end as the recruitment brochure shouldn't need too much work. We worked on that not too long ago, so we are going to try to shave some time off of this and look to hire at the end of November, early December at the latest. Right now, this is the rough timeline provided by the Consultant and we will be working with them over the next week or so refine this timeline; but just to give you all a head's up on what the process is and how we will be moving forward, I just wanted to provide that to you all.

Ms. Bohmke: The only thing I would like to mention is like Mr. Kelly said, Joe, you have really made a difference and I agree with Mr. Rudy, you have been very approachable when I have had complaints in my District, and you tell me to give them your cell phone number. You've been a phenomenal leader and then all the knowledge you brought is really quite phenomenal. I'm very grateful and thankful for those efforts. You have worked very hard, and I wish you the best in North Carolina.

Also, I want to mention, I did have a meeting with MC, she orchestrated this before she left. There are women who happen to all be in Stafford County, but there is no reason we can't include the City in this; and these are people that are all passionate about cleaning up trash. They have recognized in different parts of the County areas that need to be cleaned up. One woman is on Route 17 and another woman, Mrs. Kline, cleaned up around the memorial sign of Jessica Cheney. They have said that there is way too much trash on the roads and that people don't understand that you don't throw things out the window. These women have started an online site and they are going out and cleaning things up. There was also someone there from a state nonprofit, so they are also taking this on, it is not a part of government. They are doing this on their own right now and just trying to make our area and our region cleaner. I'm more than happy to send you a list of those people if you are interested.

**Report of the Landfill Superintendent:** Mr. Markwardt reported on the following:

**Cell F-3 Status:** Draper Aden conducted the semi-annual flyover on the 8<sup>th</sup> of July, giving us the numbers of approximately one and one-half cubic yards of airspace remaining, and that translates to about 4.4 years of life remaining for cells F-1, F-2, and F-3 (this includes the 15% reduction for roads and berms).

**Compost:** We received a draft copy of the new permit and the fact sheet on September 16<sup>th</sup>, the staff and Draper Aden have reviewed it. We are compiling a list of questions for the DEQ, and we are going to request a phone conference to discuss these with them.

We were able to trommel some of the City's leaf compost. It produced about 2.8 tons and has been picked up by the City. We have one more pile of their leaf compost to go through which I am hoping to have on our pipe in and drying out by the end this week, so a couple of extra weeks and I should be able to trommel that and we are looking at about 2.8 tons for them.

**New Equipment:** FY22 authorized the leasing of three new pieces of equipment, 1 Excavator, 1 Dozier, and 1 Compactor from Carter Cat. The lease has gone through the County, through the R-Board attorney, and is at Carter Cat awaiting their signature to come back to us.

**Report of the Assistant Superintendent:** Good morning, Madam Chair, Members of the Board, my name is Chris Hoover, I am the Assistant Landfill Superintendent and I'm going to be going over the Staffing Report.

**Personnel Status Update :**

**Staffing:** Currently the R-Board has a total of 29 full-time staff members and four part-time staff members. More recently we have been able to utilize the help of our Camp 21 Detention

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Center offenders and rely less on the temporary labor agencies that we have relied on in the past. The Camp 21 Detention Center does have some COVID restrictions in place and are currently sending only fully vaccinated individuals.

For employee departures, as you know, MC Morris, who was our Landfill Community Outreach Supervisor, has taken another position in the City of Fredericksburg, joining us today is Francesca Johnson. She comes to us with a bachelor's degree in media studies and a master's in advertising and remarkable job experience. We look forward to her joining the team. Her official start date will be September 7<sup>th</sup>.

During her time with us, MC developed a program that helped keep the streets of Stafford and the City of Fredericksburg clean. The R-Board wanted to ensure that this program continued and have hired an outside administrator, Joyce Brent, to keep up with that. Currently she is working with over 50 probationers to pick up litter around the streets of Stafford County and the City of Fredericksburg.

Two additional departures, John Becker, Landfill Community Center Manager, and Adam True, Landfill Maintenance Worker left in the month of August. We have been able to fill one of those positions so far, Landfill Maintenance Worker, and starting September 7<sup>th</sup> as well.

Also, Joe has been a great mentor to all of us at the landfill and he will surely be missed and hard to replace.

**Training:** For training and career development we have continued to monitor our COVID 19 protocols and have reinstated wearing masks inside our buildings unless we are in our own individual office space. Staff has also continued to work on Cornerstone and do the free training programs that are offered there.

MacKenzie Bellimam attained certification as a Stormwater Program Administrator with the Virginia DEQ.

I am pleased to announce that Parks, Recreation and Community Facilities had their first in-person safety meeting since the pandemic began and we were able to send six of our staff members there. It was presented by the Stafford County Emergency Management Department and now all six of those staff members are trained and certified in Stop the Bleed training.

**Accolades:** Pictured in your packet is Mark Ward. He supervised the construction of some boxes made by a local Scout Troop and those boxes over the years have recycled hundreds of pounds of electronic devices preventing these items from being discarded in the landfill.

Diane Jones has worked with a local group to increase the amount of recyclable material we take in for electronics. Diane will address that, but I wanted to thank both of them for

continuing to find new ways to recycle and repurpose these items and keeping them out of the landfill.

**Environmental Compliance:** Good morning my name is MacKenzie and I'll presenting the Environmental Compliance Report.

We had a DEQ compliance inspection in late June. The DEQ inspector noted areas of exposed waste and rills, thus issuing a deficiency letter. The Board corrected those deficiencies of noncompliance in a timely manner and DEQ approved the execution.

Update on the Consent Orders regarding the State Water Law regarding the wetland detrimation. The R-Board has worked with RES (Resource Environmental Services) to amend and restore areas of destabilized wetlands. Trees and grass have been planted in those efforts as well as stabilizing our soil stockpile which sits upstream of that discharge area. In addition, the civil charge of \$39,000 was paid in full at the end of July.

Regarding the Solid Waste Management Board Consent Oder, we are currently in a probationary period until the end of December with DEQ to monitor all issues regarding exposed waste and rills. In addition, the charge of \$11,375 was paid in full at the beginning of September, which was actually paid last week, in August. In those efforts we have actually brought in 6,000 tons of topsoil to help stabilize the slope areas. The soil that is on our site is ridden with acid sulfate properties, which means that grass will not grow in those areas because the chemistry qualities. To rectify that, Chris Hoover has been working extremely well with local contractors and construction builders to bring in that soil and establish a really good area for vegetative growth.

We conducted our semi-annual storm water monitoring where we collected samples from our outfalls for our discharge monitoring required by the state.

Lastly, an update on Draper Aden. As stated in the Superintendent's report, Draper Aden conducted a flyover of our facility. Another point is that our groundwater monitoring system has entered an alternative source demonstration at the request of Draper Aden due to monitoring concerns of the groundwater. We are still waiting to hear back from DEQ about this monitoring period. Lastly, Draper Aden conducted a walkthrough of the facility to address concerns about our gas emissions on site, which will then help with our Title V permit required by the state. Thank you.

Ms. Lamb inquired as to the alternative source demonstration and Ms. Bellimam explained that the alternative source demonstration is done in efforts to identify areas of significant increases in certain parameters and monitoring the area.

Ms. Bohmke inquired as to the civil charges and the comparison with neighboring counties. Ms. Bellimam stated that her research, especially coming from the State Water Control Board, our fine was significantly lower than that of our surrounding neighbors. In Prince William County in the year 2012, they had a detrimated wetland that ended up costing them about \$60,000 and that was after a reduction. She went on to say that they are working with RES and Draper Aden to create a restorative correction action plan which really highlights what we have been doing to mitigate these kinds of problems, i.e., stabilizing stream areas with trees to help with soil erosion, and introducing native grasses as recommended by RES.

**Recycling Manager Report:** Diane Jones reported on the follow:

### **Household Hazardous and Electronic Waste Collection Day Program**

The program was held on June 12, 2021, at the Stafford Regional Airport. Thank you to the Airport Authority for allowing the R-Board to do this program on their property. A record number of residents participated. (868) Some statistics included: 13,710 gallons of materials collected, four 55-gallon drums of small batteries, 560 pounds of cardboard was recycled, and R-Board staff collected 13,560 pounds of latex paint which was hardened and landfilled. The Stafford Middle school Leo's club collected the electronic waste. They received over 6,000 pounds of material. We are in negotiation now with the Airport Authority to secure the site for future programs.

### **Electronics Recycling**

In May, the R-Board was approached by Stafford Middle School Leo's club. The club wanted to enhance the electronics' recycling collection program at Eskimo Hill Residential drop-off site. An agreement setting forth terms has been signed. The collection program will be year around. A multitude of items can be recycled including microwaves and smoke alarms. The only items not able to be collected will be old TV's and Cathode ray tubes (CRTs) The Leo's have provided all materials needed and will maintain the site. They are insured. 100% of any proceeds they receive will be given back to our community.

### **Single Stream Update**

Staff performed an RFP for the handling of recyclables. Three responses were received. An evaluation committee found Tidewater Fibre Corporation, "TFC" to be the most responsive. Key points of the RFP include:

- Significant expenditure savings compared to the current contract.
- Compactor rental fee reduced by 50%
- 100% revenue market split for processing costs. (current contract is at 50%.)
- Increase in transportation costs. (from \$315 to \$360 per load.)
- Potential to provide intermediate processing which would increase revenue.

- Potential to improve system for others in the market.

A resolution requesting approval to award a contract to TFC will be presented to the Board later in this meeting.

A "Rethink Day" is being coordinated with Habitat for Humanity. It is slated for November 6, 2021. It will be held at the Belman Road Residential Drop-off site. Habitat will be asking for larger items for reuse such as furniture, fixtures, unused building materials.

### **Litter Control and Education Outreach**

#### **Department of Environmental Non-Competitive Litter Prevention and Recycling Grant**

The FY22 grant application was submitted. The report requires submission of program activities for the year prior. Some highlights include:

- 4,024 volunteer hours were received.
- 128,600 lbs. of roadside litter were collected.
- 94 probationers cleaning roads were managed.
- The total value of the free clean-up hours \$109,304.

It was noted that M.C. Morris, Community Outreach Supervisor has moved on to a new position with the City of Fredericksburg. Her replacement was introduced earlier, Francesca Johnson. A part time contract position has been put in place for the management of the probationary road cleaning program. This position will be paid out of the Litter Grant funds.

### **Outreach**

Outreach work this quarter included:

- Partnership with local radio station B101.5 which gave the R-Board substantial promotional value.
- Landfill tour and activities with the Colonial Forge Commonwealth Governor's school.
- Leo's new recycling electronics program made front page of the local newspaper.
- The formation of a new group the "Litter GetHERS" of which Supervisor Bohmke supports will be focusing on litter prevention efforts as well as environmental education.

Questions post presentation included:

- Because we are changing contractors will what we can recycle change? No all will be the same.
- How about glass. Are we still encouraging the public to separate? Yes
- We originally had an agreement with Goodwill to collect reusable items. What is the status of that agreement? Staff continues to work with them to return. Goodwill is saying the inability to secure staffing for the program is the issue.

**Report on Finances:** Mr. Buchanan reported on the following:

**Financial Status** – For last year unaudited, FY2021, revenue came in above budget and expenses came in below budget. That included the \$3,000,000 that we used for the F-3 Cell. F-3 Cell is completely paid for. The total came in, we expected it to be in the \$4.2 [million] range and it is a little below \$4.2, that included the fines that went when we did the DEQ and I'm going to touch on that very quickly. You had asked, Ms. Bohmke, about DEQ earlier with regards to how we rate with other landfills on other sites. We self-reported that first incident, it is a large incident. Generally speaking, when you self-report it should be a lower fine because you are taking responsibility and corrective action to mitigate it. We found some areas that needed to be addressed, and as opposed to trying to repair without, we took the high road with the DEQ. That established what we did. Normally, that fine should not have been there, but unfortunately, they chose to go ahead and fine us anyway. They did reduce the fine from the original, I think we had a 20% reduction from the original. But that was all included with the F-3 package, so we were able to get everything built and done and as far as going forward, bringing that soil in that MacKenzie had talked about, is huge. We were able to bring that in at no charge. What that meant it is they were able to bring it into the site that we wanted it to, so we were bringing it into the top of the slopes and able to push it down which is, as everyone knows, the pH level of the dirt in Stafford County is, we are looking for a pH of 6 and our soils are at a pH of 3. By adding good soil, we are able to establish this and in September we are going to hydroseed and that will take care of our slopes. Chris Hoover has done a wonderful job of getting all of that prepared.

Going back to the numbers for FY2021, everything came in below projected numbers. We look extremely well. Going to the first month of FY2022, all of the numbers were above projection for revenue and below projection for costs. These figures are unaudited, there could still be some movement with auditing the first three months. At this point however, finances are in good shape.

As far as money in the bank, we used what we anticipated for the building of F-3 and we still have over \$13,000,000 in reserves.

As far as closure and post-closure, we are still in the \$9,000,000 range, so we still have a good cushion.



Regarding weight and materials, we always look at year-over-year. We are within 1%. 2% of last year where our materials were coming in, so we are getting a good flow, our commercials picked back up and the residential is starting to slow down and that is because people are going back to work so the trash is coming in from a different source, we have a higher volume with the commercial and the commercial will bring in more revenue.

**New Equipment** - We had in our budget for FY2022 a tarping system. It was at a cost of \$75,000. As part of our memorandum, we are not asking for a resolution, but are requesting alternatively to use that money for purchasing a Posi-Shell type system. I know back in 2016-17 they had done a quick study on that at the landfill and decided not to use it. We have reached out to several of the other landfills in our area and they have been very successful. It also helps to mitigate the problems with our dirt. We will be able to add additives using a sprayer system. What we are going to do is, instead of buying the tarping system, we are going to do a Posi-Shell system. The Posi-Shell system is \$72,000 so it is in the same price, we fill we can cover materials at a cheaper rate on a daily basis and make better use of manpower. Currently we are moving dirt and liner systems and it is taking three to four hours every day. With the Posi-Shell system we can do it in 30-45 minutes and so we will cut down a lot on our labor and our cost. So that is the reason we are going to recommend going to the Posi-Shell and we have also got several, Spotsylvania is one, that we set there and observed them placing it on and it helps with exposed waste and rills that MacKenzie talked about before because when you spray this on it stays there, as opposed to the dirt that washes away you can reapply it and do it in a very short period of time. The beauty of it is that the Posi-Shell applicator is basically a hydro seeder, so you get a piece of equipment that is used for several different uses as opposed to just using it for covering every day.

Ms. Bohmke: Are there any health risk with that chemical for any of our employees? Do they wear a mask when that applicator is...?

Mr. Buchanan: They will use a mask when they do the application of that, but it is proven, it has been around 20 odd years and it's been a proven entity and they continually get it better. Years ago, it wasn't as good an applicator as it now, they have made some drastic improvements and we think that health wise for the employees we don't any problems with that it has been proven that that has not been a problem.

Mr. Buchanan: So, we have two Resolutions that we'd ask to be voted on today. The first one would be our Public Hearing for our trailer fees.

Ms. Bohmke: This would be RB-08

Mr. Kelly: Madam Chair may I ask a quick question back on Finance?

Ms. Bohmke: Yes

Mr. Kelly: First off, I want to thank the staff and everybody's hard work here because I was on the R-Board at a time when we just paid everything in cash, it was no big deal, we just write a check, bought it. Then I came back on, and it wasn't quite as robust as it once was, train wreck would be a good description. Through your hard work we are back to a point where we have funds in the bank, we are relatively stable. The reason I ask that is, and I think one of the other problems we aren't going to have Joe with you leaving is we've talked and talked about having some type of brain-storming on where we are going with waste management because obviously the industry is changing and we are going to have to change with it, both with regards to recycling and composting and how we handle trash and we need to get kind of a handle on what that direction is, from the standpoint that we are starting to build back our reserves and I know we have a lot of funds currently available, but it would be nice, maybe at the next meeting, and I know that's going to be on somebody else's shoulders, is projecting out what is undesignated versus designated funding, because I know we have a lot of equipment that we have to buy and we have to do these things. So what cushion are we really looking at with regards to these numbers. I'd really like us to start talking about okay, if we are going to have to start taking a shift in the way we deal with this, can we start banking some of that money now, to be in a position where we can make shifts, which gets back to the conversation of what the heck are we going to be doing with trash in the next 20 years, which is not probably the way we are going to be handling it today. So, if we can get some sense of that financial component, designated versus undesignated with funding and maybe some idea of what we should be looking at both on the composting, recycling and even trash handling components so we can start having a good conversation on where we are going to go in the next few years.

Mr. Buchanan: I want to address some of that, just right now, and there will be a longer answer, but the short answer is for FY2022, we were able to bank \$500,000. We were able to do that through doing a lease program with our capital equipment as opposed to doing a straight purchase as you said, write a check for it. It will put us on a program for years going forward that we can do a replacement system based on three or four years as opposed to waiting eight years until the equipment has failed and so this will put us in the program so that we will have redundancy of the equipment and be able to put money in the bank as opposed to using it for capital expense. We are able to put money forward for building of Cells, capping of landfill, for all those different things that are needed, because it was proof in the pudding when we were able to self-pay for Cell F-3 as opposed to having a loan type scenario. Going forward we are looking to have a program with Caterpillar to continually be able to replace the equipment going forward and is staff has done a very good job of finding ways to do, keep materials out of the landfill. That is our goal. Even though we are a landfill company, we still want to make sure that we are keeping materials as much as we can out of the landfill. So, we will get, I still have one more meeting left in me, so we still will have, I will get you a five-year plan on the financial side showing the equipment, the cost of what we are looking at going forward and what you can expect.

Mr. Buchanan: So, we will have the Resolution

Ms. Lamb: It is related to that. When we talked about the lease program before, which you brought to us, which is a great program, and thank you for doing that, but I wondered why we weren't doing that for the Posi-Shell Applicator. Why aren't we leasing that instead of buying that?

Mr. Buchanan: They don't offer the same program. Caterpillar we are taking advantage of a program that they only offer to municipalities. Posi-Shell will do it but it's like at 18% and for that, and we already had the funding set aside for the tarping system. We felt it would be in our best interest to do it on a purchase.

Ms. Bohmke: Don't we have an established relationship with a bank where they could loan us the money. I mean the interest rates are still at an all-time low. It may not be at 2% like for municipalities, but I mean, I would think it would be four or five maybe, over a three- or five-year period. Have we looked at that? I just hate to pay cash for things right now when rates are so low.

Mr. Buchanan: Agreed and no, we have not looked, as far as getting the banking and such. What we did not want to do is, one, I think this is a Bill Hefty question, I don't think we can do loans only based on if you have a non-appropriation clause involved. To go through the bank, they have a problem with that because you can't go beyond one year because we have to have a voted-on budget. And so, Caterpillar allowed us to do a non-appropriation clause so every year, even though it is a four-year lease, we have to renew it every year.

Ms. Bohmke: So, in essence, I used to be in that business of public finance, so the whole non-appropriation versus appropriation while Caterpillar doesn't require that, they have to require it because it is state law. While it is not in their Agreement, we have to appropriate the funds each year, so if we came back next year and said we aren't appropriating any funds, sorry you are out of luck, they can come and repossess all of the equipment that was on that Lease, so I think that even though the bank may have a non-appropriation clause, it doesn't matter, we are going to appropriate the funds if we have the money, so I would appreciate you looking into that if you could.

Mr. Buchanan: Absolutely.

Mr. Withers: My guess is that the City and Stafford would have to guarantee such a loan. I don't think they would do it on this R-Board, I'm not sure, you are starting to get into a really complicated situation here with a loan from a bank. I can't imagine we would have the authority to borrow that kind of money without a guarantee from the County or the City, so you might want to consider that also.

Ms. Bohmke: Okay. Moving to our Resolution on our favorite subject, trailers. I'm so appreciative that you brought this back. We have RB21-08 is there a motion?

Mr. Kelly motioned, seconded by Ms. Lamb, to adopt proposed resolution RB21-08.

**Discussion:**

Mr. Kelly: I want to thank you for coming up with kind of hopefully something that everybody can live with in reducing some of the fees with regards to the trailers. My biggest concern here is we are jumping around to deal with a symptom which is what you are saying in here is commercial haulers bringing stuff in under the wire we will put it, and I'm assuming from reading this report it is pretty much a regular issue. My question is, more of a question to Stafford County I guess, what actions can we take, even if we were to spot check on a random basis and get something...I'm trying to figure out how we deal with this, because the real issue is commercial haulers trying to get under the wire which is costing everybody else in this community some money. My guess is from reading this report, you guys have got a pretty good idea of who some of these firms are who are doing this. I don't know if we have to sit in a room with them and have a nice little quiet chat, or what legal actions we can particularly take, either spot checking and saying, hey, if we want to see what the load is, I want you to sign a piece of paper saying you are telling me this is a legal load to come in under residential, something to try to curb this activity, again, we have come here numerous times, we are making the people who are law abiding citizens pay for what somebody else is doing which is not lawful and I'd rather see what we could do deal with that issue. I have no problem with this, because this does provide some relief in what you are doing and I appreciate that, but we have got to come up with something to deal with this issue, the core reason for what we are doing. Thank you.

Mr. Buchanan: Again, we have talked to several landfills in our community and area, and they do have this problem, historical, it's always been a problem. We've worked with staff; we try to be reasonable in our expectations because there are sometimes when someone comes in and we know it is residential but they come in in a commercial looking vehicle and so we have to make decisions on the ground, and we have empowered our people to make those decisions. We've also worked with some of the people that have come through and said, "this is a onetime event, we will not allow it to happen again" and so we have started to enforce that, we just haven't drawn a line in the sand where we are going to get into a physical altercation because that has gotten close to that point. We've used the Sheriff's office at some times, but at the same time we have to be reasonable in our expectations. So, we aren't going to catch everyone, we know that, it's just going to be unfortunate. When someone comes in with a U-Haul and its full of roofing material or something of that nature, we have stopped that, and we have caught that, and it's been through communications to the staff, and they have done a very good job with that. At the same time, again, we do not want to get into that physical altercation which the people that cause the problems are the loudest. We are working on that. On the trailer side, we want it to go from the five to the twenty we wanted to put an equitable size in there so that it would address it to be a more fair distribution of how it is paid, so it is from \$5, \$10 and \$20 is what we are looking at with a public hearing and so that will give everyone as opposed to going from \$5 to \$20, which is the big argument, we will be able to go \$5, \$10, and \$20.

Mr. Kelly: If I can, I understand what we are trying to do, and I'm assuming that if somebody is "caught" that we tell them to take it over to the commercial hauling and pay there. I think we need to go...I used to do insurance work for the City of Virginia Beach. Virginia Beach did something. They went ahead and an issue and they realized it was becoming worse of an issue, and they basically paid a lot of money up front to deal with the issue on the understanding that on the back end it would even itself out and become better and it did. So what I'd like to know if my colleagues agrees, if there is, what is our legal next steps, what are the costs associated with those and let us have a conversation because again, from reading this report and we continually have this discussion and we are saying we are trying to take care of it, we are dealing with it the best we can, yet we keep putting the loss on our residents. I would rather we, if we have to, put a little up front and take a little effort and a cost and hopefully send a message that this is just not acceptable and take it. Instead of "oh go take it over to commercial" there has got to be something we can do to say "you know what? You are going to have pay extra for that or do this." Something to take it to the next level. We might not adopt it, but I would like to know what that would be.

Mr. Buchanan: And again, I only have one more meeting, so this would be to my successor, what I would recommend is still to go to weights. Until you get to where you weigh everything that comes in there you are not going to get an equitable all across the board, because then you are going to find that the average person has 38 pounds per week, we know that, it is historical, we know what they should have. We look at the total population of both Fredericksburg and the County of Stafford and that's how we come up with are we getting our reasonable amount of material coming in. We are within a percentage point, so what do we do to prevent the commercial? The only way you are going to do that is through a scaling system. What I would recommend a third gate and the third gate would have a nice scale system, but you are looking at close to a million dollars to do that. We want to have that study done this year so that we can say this is what we propose going forward, that was my plan.

There was discussion about how altercations were handled at the site and how often the Sheriff's Department had to be called and how there are records kept for repeat offenders.

Ms. Bohmke: Okay we have a motion and a second, any other discussion? Alright.

By voice, the vote was:

Yea: (6) Baroody, Bohmke, Foley, Kelly, Lamb, Withers

Nay: (0)

RB21-08 reads as follows:

A RESOLUTION TO AUTHORIZE A PUBLIC HEARING TO CONSIDER CHANGES TO  
THE FEE SCHEDULE REGARDING OVERSIZED LOAD FEES

WHEREAS, on May 15, 2019, the R-Board adopted resolution RB19-02, which established an oversized load fee; and

WHEREAS, this fee allows trailers over 8-feet in length carrying solid waste to be charged a fee of \$20; and

WHEREAS, staff allowed exceptions to the rule by allowing residents to transport solid waste in trailers with up to four (4) 100-gallon trash bins for a \$5 fee; and

WHEREAS, staff would like to review and make appropriate adjustments to the fee; and

WHEREAS, staff recommends a public hearing to consider all options;

NOW, THEREFORE BE IT RESOLVED, by the Rappahannock Regional Solid Waste Management Board on this the 1<sup>st</sup> day of September 2021 that the Landfill Director be, and he hereby is authorized to advertise a public hearing to consider oversized load fee rate changes.

A Copy, teste:

RAPPAHANNOCK REGIONAL SOLID WASTE  
MANAGEMENT BOARD

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Joseph A. Buchanan, Director

Ms. Bohmke: Alright we have one more public hearing this is RB21-09 this is the Resolution for Tidewater Fibre Corporation to provide the collection and processing of the recyclable materials that Diane spoke about. Is there a motion?

Matthew Kelly motioned; Cindy Lamb seconded. No discussion.

By voice, the vote was:

Yea: (6) Baroody, Bohmke, Foley, Kelly, Lamb, Withers  
Nay: (0)

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RB21-09 reads as follows:

A RESOLUTION TO AUTHORIZE A CONTRACT  
WITH TIDEWATER FIBRE CORPORATION TO PROVIDE COLLECTION  
AND PROCESSING OF RECYCLABLE MATERIALS

WHEREAS, the Rappahannock Regional Solid Waste Management Board, (R-Board) must comply with DEQ regulations requiring that a mandated recycling rate to meet or exceed 25%, based on the requirements established in 9VAC20-130-125.A of the planning regulations; and

WHEREAS, the R-Board desires to promote environmentally positive waste management through the recycling of waste materials in the most responsible and economically advantageous manner; and

WHEREAS, proposals were solicited from firms interested in providing services to receive and process single stream materials from the R-Board; and

WHEREAS, three firms responded to this proposal; and

WHEREAS, following evaluation by staff, Tidewater Fibre Corporation was found to have offered the most responsive proposal; and

WHEREAS, staff recommends awarding this contract to Tidewater Fibre Corporation;

NOW, THEREFORE BE IT RESOLVED, by the Rappahannock Regional Solid Waste Management Board on this the 1<sup>st</sup> day September 2021, that a contract with Tidewater Fibre Corporation for an initial period commencing October 1, 2021, to September 30, 2022, with the option to renew this contract for additional annual periods to be negotiated and approved by both parties.

A Copy, teste:


RAPPAHANNOCK REGIONAL SOLID WASTE  
MANAGEMENT BOARD

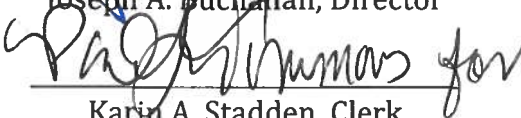
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Joseph A. Buchanan, Director

**Adjournment:** Mr. Withers motioned; Ms. Lamb seconded. The meeting was adjourned at 9:30 a.m.

**Future Session:** A regular meeting will be held on November 17, 2021, at 8:30 a.m.

  
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Joseph A. Buchanan, Director

  
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Karin A. Stadden, Clerk