

: OFFICIAL PROCEEDINGS :**: FOR THE CITY OF PEORIA, ILLINOIS :**

Peoria, Illinois, March 18, 2009, a Peoria City/County Landfill Committee Meeting was held this date at 8:02 A.M., at 3505 N. Dries Lane, Peoria, Illinois, with Mr. Lester D. Bergsten presiding.

ATTENDANCE

The following Committee Members were physically present: Les Bergsten, Brad Harding, Patrick Nichting, Ryan Spain, Steve Van Winkle and Merle Widmer - 7. Absent: Bob Akers.

City/County Staff present: Dave Barber, Julie Dewey, Steve Giebelhausen, Patti Pitcher, Karen Raithel, Randy Ray

Other interested parties: Emily Ambroso, Chris Coulter, Dan Erni, Steve Harenberg, Jenny Hinton, Steve Matheny, Carl Niemann, Patrick Sloan, Mike Wiersema, Jerry Wyatt.

ANNOUNCEMENTS, ETC.

None.

MINUTES

Mr. Spain moved to approve the minutes of the Regular Peoria City/County Landfill Committee Meeting held on February 18, 2009; seconded by Mr. Van Winkle.

Approved by viva voce vote.

AGENDA ITEMS**ITEM NO. 1. REPORT from FOTH INFRASTRUCTURE & ENVIRONMENT, LLC****A. Permit approvals as needed.**

Mr. Sloan reported there was only one Special Waste application for Midwest Generation LLC for clean up of contaminated soil. It's certified as non-hazardous. No objections.

Mr. Nichting moved to approved the application; seconded by Mr. Spain.

Approved by viva voce vote.

IEPA changed groundwater regulations a couple years ago by changing the frequency at which groundwater monitoring wells may be sampled and also changed the list of parameters to be analyzed by the lab. In order to bring Landfill No. 1 into compliance, an application to modify the permit monitoring program to reflect these changes needs to be submitted, requiring Mr. Barber's signature. There is no financial impact. No discussion.

Mr. Van Winkle moved to approve securing Mr. Barber's signature as outlined; seconded by Mr. Nichting.

Approved by viva voce vote.

Mr. Spain asked if the new regulations are more or less cumbersome; Mr. Sloan responded that they are less cumbersome which will also decrease the associated cost to the contract operator.

B. RFP Status – Landfill Expansion

Mr. Sloan reported the Landfill RFQ is due March 25th. Nothing further to report at this time.

Mr. Nichting moved to approve Foth's report; seconded by Mr. Spain.

Approved by viva voce vote.

ITEM NO. 2 APPROVAL of RFQ SELECTION COMMITTEE

Mr. Barber explained the Selection Committee members need to be chosen since the bid opening will occur next week.

Discussion was had regarding the scheduling of the selection phases if, for example, only three (3) bids are received thus eliminating the ranking process. Mr. Sloan stated the schedule as outlined is flexible.

Discussion was also had regarding the Committee's formation and the need to follow the Open Meetings Act. Mr. Ray stated this sub-committee would, indeed, need to follow the Open Meetings Act, post meetings at least 48 hours prior, etc. Mr. Barber stated it was his interpretation that as long as there wasn't a majority of quorum of the Landfill Committee, that the Selection Committee could legitimately consist of the County Administrator, Public Works Director, Foth Infrastructure representative and two Landfill Committee members – one from the County, one from the City.

Further discussion was had regarding the need for a Selection Committee as opposed to staff or the Landfill Committee as a whole assessing the bids.

Mr. Bergsten stated the two options were to form the Selection Committee as originally proposed or to have staff review the bids and bring back to the Committee.

Mr. Van Winkle suggested the interviews be before the entire Landfill Committee. Mr. Nichting suggested that Mr. Urich, Mr. Barber and Mr. Sloan review the technical aspects and report to the Committee who, in turn, could then rank the bids. Mr. Spain pointed out that if there are three (3) or fewer bidders, the review and ranking issues were moot points.

Finally it was decided that three (3) staff members plus any volunteers could review the bids; Mr. Giebelhausen was agreeable with this arrangement. Mr. Barber clarified that the three (3) staff members would be: Mr. Urich, Mr. Sloan and himself (or appointees as designated by these individuals). Application review is expected to be completed by May; interviews to be scheduled in June.

Mr. Spain moved to direct staff (as outlined) to conduct the technical review and report back then allowing the Landfill Committee to review in May, with as much advance notice as possible; seconded by Mr. Van Winkle.

Approved by viva voce vote.

ITEM NO. 3 REPORT from WASTE MANAGEMENT, INC.**A. Monthly Activity Reports**

Mr. Matheny reviewed the monthly report. No discussion.

Waste receipts continue to decline in comparison to last year's volume, but Mr. Matheny attributes it to the current economy.

B. Permit approvals as needed

Mr. Barber's signature is needed on the permit application for outdated groundwater statistics, subject to review and approval by Foth. Also a deviation report to IEPA regarding two (2) gas wells needing lateral pipe repairs and their performance since November. No discussion.

Mr. Van Winkle questioned the YTD receipt as there's only 12 hundredths difference from last year's statistic. Mr. Matheny said he'd noticed the same thing and verified its accuracy before submitting the report for the packet.

Mr. Matheny also explained to the Committee that, based on activity reports, Waste Management would like to begin their summer hours – 7:00am to 4:00pm – in order to be more cost-efficient and also to help with security issues.

Mr. Nichting moved to approve Waste Management's report, securing Mr. Barber's signature on the report as outlined and to change operating hours as described; seconded by Mr. Widmer.

Approved by viva voce vote.

ITEM NO. 4 REPORT on RESOURCE TECHNOLOGY CORPORATION

There were no representatives of RTC present at the meeting.

Mr. Giebelhausen stated a brief Executive Session will be required for updating the Committee.

ITEM NO. 5 FLARE BIDS

Mr. Sloan reported there's no action regarding the flare bids for Landfill No. 1 at this time.

Mr. Nichting moved to defer this item for one month; seconded by Mr. Van Winkle.

Mr. Erni reported a larger flare (approximately three times larger than existing flare) will be installed for Landfill No. 2 to stay ahead of gas generation. Permit hasn't been received yet but is expected soon and he anticipates the flare being installed by mid-summer.

Approved by viva voce vote.

ITEM NO. 6 APPROVAL of FARMINGLEASE (21 acres) to MR. ROGER BEECHER

Mr. Widmer moved for approval of the farming lease to Mr. Beecher; seconded by Mr. Harding.

Approved by viva voce vote.

ITEM NO. 7 APPROVAL of GRAZING LEASE (295 acres) to MR. PHIL EHNLE

Mr. Widmer move for approval of the grazing lease to Mr. Ehnle; seconded by Mr. Van Winkle.

Approved by viva voce vote.

UNFINISHED BUSINESS

None.

NEW BUSINESS

Mr. Sloan, Ms. Ambroso and Mr. Wyatt recently walked the property just south of Mr. Wyatt's property with interested parties wanting to purchase coal fines. Mr. Sloan wanted to inform the Committee of the existing interest. He's unsure at this time whether the interested parties will pursue a purchase.

PUBLIC COMMENT

None.

NEXT MEETING

The next Regular Landfill Committee meeting will be held at 3505 N. Dries Lane, on Wednesday, April 15, 2009, at 8:00 a.m.

EXECUTIVE SESSION

Mr. Van Winkle moved to adjourn the regular meeting and for the Landfill Committee to go into Executive Session, not returning to regular session, to discuss 2(c)(11) Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that such an action is probable or imminent; seconded by Mr. Nichting.

Approved by viva voce vote.

ADJOURNMENT

The regular Landfill Committee meeting adjourned at 8:37A.M.

Lester D. Bergsten
Chairman