



***City of Sioux Falls Solid Waste  
Planning Board Minutes  
Environmental Center  
1017 E Chambers Street  
Wednesday, September 4, 2013; 5:30 pm***

**1. Call to Order/Roll Call**

A regular meeting of the Solid Waste Planning Board was called to order at 5:30 pm by Bob Kappel, Acting Board Chair. A quorum was present.

**Roll Call:**

Members Present:

Bob Kappel, Acting Chair, Environmental Manager  
Ken Allender, Citizen Representative  
Cindy Neuroth, Waste Hauling Industry Representative  
Dave McElroy, Landfill Superintendent  
Nancy Korkow, McCook County  
Deb Reinicke, Lake County Representative  
Scott Anderson, Minnehaha County Representative  
Merle Wollman, Multihousing Representative  
Jamison Reginek, Sustainability Coordinator

Members Absent:

Dennis Weeldreyer, Lincoln County Representative  
Jake Anderson, Recycling Industry Representative  
Norm Dittman, Citizen Representative  
John Overby, Turner County  
Fred Snoderly, City of Madison

\*Arrived after roll call

Others present:

John Lavergne, Concerned Citizen; Shaun Feilmeier, Millennium Recycling; Greg Dix, DJ's Sanitary Service; DiAnn Cressmen, Advanced Recycling Systems LLC; Daren Korkow; Dan Neuroth, D & C Solid Waste Services; Laurie Cressman, Advanced Recycling Systems LLC; Jon Hanson, Lincoln County; Perry Schempp, Marv's of Sioux Falls;

**Approval of Agenda**

**A motion was made by Wollman and seconded by McElroy to approve the meeting agenda.** (Vote: Yeses: Allender, Neuroth, McElroy, Anderson, Korkow, Reinicke, Wollman, Reginek. Noes: None.)

**Motion passes unanimously.**

## 2. Approval of Minutes

**A motion was made by Allender and seconded by Korkow to approve the minutes of the Solid Waste Planning Board meeting of February 26, 2012** Yeses: Allender, Neuroth, McElroy, Anderson, Korkow, Reinicke, Wollman, Reginek. Noes: None.) **Motion passes unanimously.**

### **New Citizen Representative – Bob Kappel**

- The mayor has appointed a New Citizen Representative
- Lyndsay DeMatteo has been selected and is an active voting member starting September 6, 2013.

### **New SWPB Chairman – Bob Kappel**

- According to ordinance, the Sustainability Coordinator is required to be the acting Chairman.
- Bob Kappel formally passes the gavel to the new Chairman Sustainability Coordinator Jamison Reginek
  - Jamison received this new role and also introduced the new Minnehaha County Representative Scott Anderson

### ***Standing Reports:***

#### **1. Landfill Report – Dave McElroy, Landfill Superintendent**

- Road construction is planned for 2014 with significant impact to the main route leading to the Landfill. This will occur from the intersection of 41<sup>st</sup> and Sertoma and will continue to the intersection of 41<sup>st</sup> and Tea/Ellis Road.
- Cell 3 is 60% complete and the haulers have been very patient during this process as it greatly affected MSW operations.
- Operation Timberstrike has completed the grinding with approximately 45,000 tons at a cost of \$19.47/ton with a total cost of around \$876,000 being paid out of the City's general funds with some costs likely to be reimbursed through FEMA.
- Construction meetings are being held to discuss the upcoming fencing project that will begin this fall surrounding the HHW Facility as well as the leaf drop-off site adjacent to this property. This is being done to address issues with illegal dumping during non-operational hours.
- MSW is down 5% and C&D is up 8%.
- The landfill is in the process of renewing their Solid Waste Permit. Burns and McDonnell will be the consulting company assisting with this application process.
- Coming up there are also C&D MRF plans as well as the Solid Waste Master Plan

#### **2. Environmental Report- Bob Kappel, Environmental Manager**

- We are in the process of completing an application for the Landfill's Air Quality Permit
  - We have completed a Tier II report regarding just how much of their non-methane organic compounds are being discharged from the landfill gasses.
  - This is a positive as it is well under regulatory requirements.

- Sustainability Technician Hiring Update
  - We have completed a second round of interviews and have narrowed it down to our top two candidates. We are hoping to have a selection made sometime next week.
- The Mayor’s Big Sioux River Water Summit:
  - This event is to be held on Monday September 9<sup>th</sup> and is open to the public. It focuses on water quality and efforts that can be done to improve conditions for the Big Sioux River.

**3. Sustainability Report – Jamison Reginek Sustainability Coordinator**

- We are updating the website to include relevant information as well as new programs that are set to launch this fall
- The “Green Pledge” program is set launch in October
  - This program will allow residents to take a pledge and receive notifications from the City of Sioux Falls through an outlet of their choosing. There will also be goals and incentives along the way to provide additional motivation.
- Reports Due
  - It is essential that reports are submitted on time. By not submitting these reports on time, it greatly affects the program’s efficiency.
- Internal efforts
  - The Sustainability Program is refocusing internally on the Sustainability efforts made within our organization. This is to be done by partnering with other departments, researching solutions, and providing input on requested areas of concern.

**4. Recycling Industry Report: Jake Anderson Recycling Industry Representative**

- Not available to make a report

**5. Solid Waste Industry Report - Cindy Neuroth D&C Solid Waste Services**

- Nothing to report

**6. Citizen Representative Report- Ken Allender Board Member**

- A presentation was given describing the true goals and focus of the SWPB from a Citizen’s perception. **Attachment A**

***Unfinished Business***

**7. Code Revisions Inconspicuous Containers – Ken Allender SWPB Ordinance Review Subcommittee Chair**

**A motion was made by Neuroth and seconded by Korkow for the SWPB to postpone this topic to the 4<sup>th</sup> quarter so a second version may be produced**

**Discussion:**

- Reginek: This issue has been addressed in good depth. Two options were presented to the Ordinance Review Subcommittee Meeting and this option was selected by that committee to be presented to the SWPB. This has been on the table since last year and

it is time to make a decision. Even if it is the boards opinion to amend the existing language, that would be better than tabling this for another meeting.

- Allender: Being the Subcommittee Chair we discussed this specific topic for over an hour and I agree with Jamison that it is time to take action on this topic.
- McElroy: The other option was discussed in depth at the Ordinance Review Subcommittee meeting and it was voted down. Additionally if the option were to regress to merely 3 feet from the structure there would not be support within public works administration.
- Reinicke: Does this also apply to residents outside of the City limits? Because I should have the right as a resident owning an acreage outside of city limits to have my containers on my property wherever works best. I also do not feel comfortable making decisions for the City limit residents if this does not apply to me.
- Kappel: This only affects residents within the City limits of Sioux Falls and at any time if you are uncomfortable making a vote, you may abstain from the voting process.

(Vote: Yeses: Neuroth, Korkow, Reinicke, Anderson, Wollman,. Noes: Allender, McElroy, Kappel.) **Motion Passes 5 - 3.**

#### **8. Garbage Hauler License Fee Cost of Service Evaluation - Ken Allender Ordinance Review Subcommittee Chair**

- This option was considered in great detail at the Subcommittee Meeting and to better explain the background Dave McElroy will present the modifications.
- Dave McElroy presented **Attachment B** to the board.

#### **Discussion:**

- Kappel: Just to clarify there were two proposals discussed at the Subcommittee meeting and it was determined this option would be the best option for the board's consideration.
- Neroth: What is calculated into these expenses?
- McElroy: This includes administrative hours spent with hauler issues, a percentage of scale house fees, a portion of software fees, as well as other fees.

**A motion was made by Allender and seconded by Kappel to bring these proposed changes of the license fee schedule to the City Council.**

#### **Discussion:**

- Korkow: I believe when this was brought up it was the hauler's intention to make it more costly for a new hauler to come into town rather than the current license fees.
- McElroy: This issue was brought up from the hauler industry however the attorney's office states that the costs can only be raised by the true costs of a license. There is no justification that states a new hauler would cost the city \$3,500 more than an existing hauler's license. Therefore the costs are \$500 more for a new license rather than a renewal. However a license currently costs the city \$3,000.

**A motion was made by Kappel and Seconded by Wollman to amend the proposal to be applicable to new haulers starting a business after January 1<sup>st</sup> 2014, but would not affect existing haulers until 2015 licenses.**

(Vote: Yeses: Allender, McElroy, Kappel, Neuroth, Anderson, Korkow, Wollman,. Noes:, Reinicke.)

**Motion Passes 7-1**

**Vote on Allender's Amended Motion:** (Vote: Yeses: Allender, McElroy, Kappel. Noes: Neuroth, Korkow, Reinicke, Anderson, Wollman,.) **Motion fails 3 - 5.**

**9. Hauler Start Times Feedback – Dave McElroy Landfill Superintendent**

- The haulers community wanted to see if hauler start times could be amended, however the Health department researched and stated that the Sioux Falls is very lenient on their start times already. It would not be desired or supported by the Health Department or the Public Works administration to modify these hours.

***New Business***

**1. Business Self Shipped Yard Waste – Jamison Reginek**

- A complaint was made regarding Business Self Shipped Yard Waste.
  - Discussion followed regarding the details of this circumstance.

**A Motion was made by Kappel and seconded by Anderson to have this topic deferred to the Ordinance Review Subcommittee.**

- Allender: Being the Chair of the Subcommittee, and seeing three items brought to this board only to be short-circuited by members of the same subcommittee, I do not see the value in deferring it to the Subcommittee.

(Vote: Yeses: Kappel Anderson,. Noes: Neuroth, Korkow, Reinicke, Wollman, Allender,. Abstain: McElroy,) **Motion fails (2 – 6)**

**A motion was made by Reinicke to act on this now; Motion was then rescinded by Reinicke**

**A motion was made by Reinicke and seconded by Anderson to table this discussion until the 4<sup>th</sup> qtr. SWPB meeting upon further review from administration.**

Yeses: Allender, Kappel, Neuroth, McElroy, Anderson, Korkow, Reinicke, Wollman,. Noes: None.)

**Motion passes unanimously.**

**2. "Water Tight" Vs "Water Resistant" – Jamison Reginek**

- Through a recent survey it was brought to my attention that there is no such thing as "water tight" garbage or recycling containers therefore our language should reflect that industry standard.
  - This will be researched further and new language will be brought to the attorney's office and brought back to the SWPB prior at the 4<sup>th</sup> qtr. meeting.

***Other Business:***

**1. Solid Waste Planning Board Structure – Ken Allender**

- It has come to my attention that the membership of the board does not necessarily always allow the best representation as some members are not affected by the motions proposed. Therefore they may be uncomfortable making decisions for a community that they do not reside within.
- Reinicke: I agree I do not feel that I am worthy of voting on inconspicuous containers in Sioux Falls. I live in Lake County
- Wollman: That gives each member the option to abstain if you want.
- Kappel: The mayor specifically chose the members of this board, but we will have some discussion to reflect your concerns regarding board composition.

***Public Input:***

Discussions followed regarding bagging recyclables and focusing advertising efforts on this issue.

***Adjournment:***

**A motion was made by Kappel and seconded by McElroy to adjourn at 7:04 p.m.** (Yeses: Allender, Kappel, Neuroth, McElroy, Anderson, Korkow, Reinicke, Wollman,. Noes: None.) **Motion passes unanimously.**

# Solid Waste Planning Board

A Citizen Representative's  
Perspective  
Ken Allender

Ken Allender 9/4/13

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## SWPB Charter

1. Review the current waste stream of the users of the city landfill and investigate how the waste stream may vary in the future and analyze how current and future recycling efforts may impact on the waste stream;
2. Assess the availability of markets and potential markets for recyclable materials on the local, regional and national scale, including collection sites, actual recycling operations, prices and any related matters;
3. Develop plans for public education programs for waste reduction and recycling;
4. Develop plans and pilot projects to achieve waste reduction and recycling goals and provide economic, environmental and social cost-benefit analysis for each project;
5. Assess current ordinances and statutes and recommend appropriate changes;
6. Review and analyze alternative methods (other than landfilling) for disposal of "special wastes," i.e., hazardous wastes generated by households and small quantity generators, waste oil, tires, batteries, pesticides and any other problem wastes; and
7. Make ongoing reports to the mayor of its findings and recommendations.

# Sustainability Master Plan Goals

## Waste Minimization

1. Increase existing waste diversion rate from an estimated 28% to 35% by 2016.
2. Reduce landfill disposal per capita by 15% by 2015 for entire regional watershed.
3. Determine the City of Sioux Falls existing recycling participation rate and establish a minimum participation rate of 75% by 2016.
4. Shorten LFG projected GHG impacts by at least 5 years by enhancing waste degradation and LFG recovery/capture.
5. Increase the City's hauler recycling goal from 12% in 2008 to 25% by 2017.

# Sustainability Master Plan Goals

## Energy

1. decrease GHG emissions from City government activities by 50% by 2017.
2. Decrease GHG emissions for the non-governmental community activities by 10% by 2017.
3. Displace 3% to 5% of total energy consumption for city operations from the existing mix of energy fuel sources with renewable energy sources by 2017.



# Sustainability Master Plan Goals

## Transportation

1. Reduce fuel consumption by the City's heavy duty diesel vehicles by 10% by 2015 and light duty vehicles by 20% by 2015
2. Reduce vehicle miles traveled by 10% per person by 2015.
3. Decrease GHG emissions from City transportation operations by 15% by 2015.

## One Citizen's Observations, Concerns

1. Garbage collection activity in and around school zones during AM and PM transportation windows
2. Multiple trucks per day per neighborhood
3. Multiple collection days per neighborhood
4. Long collection time (dwell time) per collection point
5. Litter from misc. sources
6. Litter from improperly sealed containers
7. Litter from improper hauler handling and transport
8. "inconspicuous" storage of containers
9. Containers improperly placed for collection
10. Large amount of ferrous and non-ferrous metal in MSW stream
11. Large amount of C&D-type material in the MSW stream
12. Large amount of "household hazard waste" in the MSW stream

# The Challenge for this Board

- Which citizen concerns should this Board address next?
- Which Sustainability Master Plan recommendations should this Board address?
- Which item from the Board charter should this board address next?

**Attachment B**

**§ 110.036 LICENSES ISSUED BY THE PUBLIC WORKS DEPARTMENT.**

License	Fee
Backflow prevention assembly technician	
Biennial registration	\$40
Building mover	
Annual fee	\$200
Garbage hauler, business, commercial	
Annual fee, before expiration	<del>\$50</del> 3000
Annual fee, within 30 days after expiration; 30 days after expiration, the license will be automatically revoked	<del>\$100</del> 3500
Hauling unit, per unit, in addition to the business license fee	\$25
Initial year or part of year	<del>\$100</del> 3500
Reissuance fee for return of a business to the previous owner	\$50
Transfer fee for transfer of the business license	\$100
Liquid waste haulers*	
Annual fee to engage in the pumping, hauling or disposing of liquid waste	\$50
Liquid waste coupon*	
Fee charged to the generator of the liquid waste for a coupon for each discrete liquid waste discharge	\$15
Medical waste hauler	
Annual fee, before expiration	\$100
Annual fee, within 30 days after expiration; 30 days after expiration, the license will be automatically revoked	\$200

Hauling unit, per unit, in addition to the business license fee	\$50
Initial year or part of year	\$200
Transfer fee for the business license	\$100
Private landfill operation	
Annual fee	\$30
Recyclable collector	
Annual fee	\$25
Recycling collection facility	
Annual fee	\$50
Recycling processing facility	
Annual fee	\$50
Solid waste or regulated medical waste transfer or treatment facility or a solid waste transfer site	\$250
Wastewater discharge permit annual maintenance fee*	
Categorical process (each)	\$100
Industrial user	\$100
Liquid waste generator	\$20
Significant industrial user	\$200
Wastewater discharge permit application fee*	
Part I	\$50
Part II	\$100
Wastewater discharge permit development fee*	
Categorical process (each)	\$200

Industrial user	\$300
Liquid waste generator	\$100
Significant industrial user	\$400
Wastewater discharge permit inspection fees*	
Compliance inspection:	
Categorical process (each)	\$25
Industrial user	\$50
Liquid waste generator	\$20
Significant industrial user	\$75
Site inspections	
Compliance monitoring inspections	\$50
This will cover a one-day event per sample point. Specific analytical expenses will be added to fee.	
Industrial user	\$25
Liquid waste generator	\$10
Significant industrial user	\$40
Wastewater discharge permit modification fee*	\$100
Wastewater discharge permit reissuance fee*	\$100
* Industrial users located in areas controlled by an interjurisdictional agreement or located outside of the city limits shall be assessed a fee rate that is 1.5 times the fees listed above.	

(1992 Code, § 23-30) (Ord. 96-94, passed 10-31-1994; Ord. 141-95, passed 11-6-1995; Ord. 15-03, passed 2-10-2003; Ord. 43-05, passed 4-18-2005)