

SOLID WASTE ADVISORY COMMITTEE
OCTOBER 3, 2012

Mission Statement: To enhance communication and the working relationship between the Department and the solid waste management facility owners/operators, through the discussion of issues and the exchange of ideas.

Committee members in attendance:

Barb Butler – City of Billings via phone
Larry Laknar – Beaverhead County
Mark Nelson – Lake County
Sherrel Rhys – Lewis & Clark County
Max Bauer – Republic Services (Allied Waste)
Joe Aline – Shumaker Trucking & Excavating
Rick Thompson – Department of Environmental Quality

Committee members not in attendance:

Clay Vincent – Hill County
Dave Duffy – City County Sanitation

Others in attendance:

Mark Ingraham – Bruce Ingraham Environmental
Keith Kron – Montana Asbestos Professionals
Gordy Higgins - Department of Environmental Quality
Deb Grimm – Department of Environmental Quality
Ed Thamke – Department of Environmental Quality
Mark Hall – Department of Environmental Quality
Rich Morse – Department of Environmental Quality
Jane Amdahl – Department of Environmental Quality

Called to Order at 1:37pm by Sherrel Rhys.

Introductions of everyone in the room as there are several new people in the room.

The Minutes from the previous meeting were approved. Sherrel asked if there were any changes or corrections to the minutes. There were none.

Solid Waste Issues From Previous Meeting:

- Solid Waste FA rules update – Gordon Higgins

LGR Update:

- Section activities. – Rick Thompson for Bonnie Rouse
 - Bonnie was unable to be here. Rick reported that the final draft of the Integrated Solid Waste Plan waste implantation is being routed.

- ARRA funded projects ended on September 28, 2012, and now they need to close them out.
 - With the end of the ARRA projects they are losing three staff that was funded by the projects.
- Rick said that Bonnie mentioned that the Economy, Energy and the Environment Conference were a huge success.

New Agenda Items:

- Asbestos Regulations and SWP Oversight at Licensed Landfills – Keith Kron with Montana Asbestos Professionals (MAP).
- Keith introduce Mark Ingraham was with him. He wanted to discuss current rules regarding other waste that may not be identified. Talked about how they can educate people. They discussed the fact that when they double bag asbestos containing material and when it is run over in the landfill, the bag explodes and releases the contamination. They get upset when they see asbestos not bagged in the landfill being dumped by private parties.

Do you think that asbestos has been banned from being used? Keith asked the question and stated that it could still be coming in.

Sherrel mentioned that she gets a lot of calls from contractors regarding if they need to get an asbestos inspection and she just refers them to DEQ. Mark and Keith quoted what the rule states and that both MAP and ACP are baffled how to educate the folks on what needs to be done. Max talked about how Republic has all of their drivers educated and knows what to look for and that he really believes that the contractors know that it is illegal. He talked about how it needs to be the contractors association that needs to make it mandatory to be licensed in the asbestos field. Mark said that they attended the AIA conference and mentioned that they need to tell their architects what they need to do where asbestos is involved. He agreed with Max's assumption. Mark verified the part about private party and that the rules don't apply. Keith mentioned that OSHA has rules that do apply, and the minute that the asbestos leaves the property it needed to be inspected. Mark Nelson shared a story about an incident that occurred on the Flathead Reservation in Polson that a city inspector told the contractor that the building was fine and he could tear it down. End result was asbestos was released all over the city streets in Polson as the uncovered dump truck drove to the landfill. Mark Nelson was called by Tribal DNRC officer and asked about it and Mark Nelson investigated it and got everything wrapped up and taken to Republic in Missoula. Mark Ingraham agreed with the fact that the problem is city inspectors not being trained properly. It was mentioned in the meeting that MAP had spoken with DEQ this morning that Colorado profile the waste and assists in identifying what is being delivered to their landfills. Rick asked the landfill operators on the committee their thoughts. Max talked about if the

building inspectors and contractors know there is asbestos involved and takes the risk of getting into trouble for the cost savings to them. Ed talked about this being a priority and asked about health screenings for the employees and if so is asbestos a part of the process. Sherrel said they don't do health screenings for their employees but they just treat all of the waste as ACM and require employees to wear masks. Ed talked about the health of the inspectors and also to have MAP being a presence at the SWAC meetings. One of the things that he keeps hearing is the Building Codes. There was a lot of discussion on this subject by several parties agreeing with what both Ed and Max were saying. Ed commented that he would like for Deb Grimm give an overview of the Asbestos Control Program's Business Plan.

Sherrel mentioned that she thinks it is two separate issues. She did mentioned product stewardship. Mark Ingraham commented that the landfills aren't the problem and notifying about the asbestos.

Jane Amdahl gave a brief summary of a case that arose out of Minnesota that went from an administrative hearing with EPA. See the attached document. Jane will send Rick an electronic copy of the bullet items.

- Legislative Update – Ed Thamke/Gordon Higgins
 - A little early to discuss any legislation right now, but there are some bill drafts that may be of interest for this group. There are no solid waste proposals that went from this agency to the EQC. Gordon talked about a few bill draft requests dealing oil and gas that might impact the landfills. As we get closer to the session we will be able to tell if there is an impact. A couple of animal carcass proposals that have no language really drafted. One turned up a bill draft request discussing state and local coordination it is under environmental protection title. By the next meeting we should know what if any bills really affect the landfills. Maybe even by the end of November. There are 405 bill draft requests so far.
- Solid Waste Training Update - Rick Thompson/Kathy O'Hern
 - A copy of the training for next calendar year is with the packet that you picked up at the door. Ed commented that Kathy O'Hern deserved kudos for the hard work that she has done. Rick reminded folks that this is a draft and looking for input and feel free to send Rick any comments you have. Rick pointed out that they have Asbestos training on the plan and plan on contacting MAP when they get closer to finalizing the syllabus for the training. Rick also talked about the cost of MOLO and that they might look at Neal Bolton doing the MOLO training.
- Solid Waste Business Plan Update – Rick Thompson
 - There is a draft in the packet. Staff is in agreement in the elements and encouraged the members to let Rick know if you have any comments for

things that they can help you do. Some of the wish list items from the past are now listed as actual items.

Open Discussion:

- Try to send out attachments

6) Agenda items for next meeting.

- Report on how Colorado is going – Rick Thompson
- Asbestos Control Program Business Plan – Deb Grimm
- Solid Waste Issues From Previous Meeting
 - Solid Waste FA rules update
 - Solid Waste Training Update
 - Solid Waste Business Plan Update

Next Meeting will be January 2, 2013 in Room 111.

7) Adjourn at 3:15 p.m.