



LAND INFORMATION DEPARTMENT

Greg Cleereman
Director/Conservationist

Timothy Oestreich
Assistant Director

Tina Barnes
Property Lister

Paul Klose
Mar-Oco Landfill

AGENDA

MAR-OCO LANDFILL COMMITTEE

DATE: Friday – February 14th, 2020
TIME: 9:00 a.m.
PLACE: Oconto County Courthouse – Room 1003

1. Call meeting to order
2. Approve agenda
3. Approve minutes of January 9th, 2020 meeting. Action, if any.
4. Public Comment - Any person desirous of addressing the Committee on any subject under the Committee's jurisdiction shall first obtain permission from the Committee Chairperson. All such addresses shall be limited to 5 minutes unless otherwise extended by the Committee Chairperson.
5. Correspondence. Action, if any. (Any correspondence unless specifically listed below will be for information only)
6. Discuss/consider 2019 Senate Bill 714 & 2019 Assembly Bill 838. Action, if any.
7. Discuss/consider 2019 cash customer unpaid tipping fees. Action, if any.
8. Update Landfill Operator position.
9. Update landfill operations.
10. Review January 2020 schedule of invoices and/or budget account transfers.
11. Schedule next meeting
12. Adjourn

Alfred Sauld
Robert Holley
Clancy Whiting

Al Schreiber
Leonard Wahl
Bob Pott

K. Pytleski, Oconto County Clerk
P. Bednarik, Oconto County Board Chair
Kathy Brandt, Marinette County Clerk

NOTE: Agenda items may not be considered and acted upon in the order listed. Supervisors present at this meeting may constitute an unintended quorum of other County Board Committees. Only Supervisors appointed to the Committee shall participate in action. Others may be present to listen and observe.

If you are an individual who needs a special accommodation while attending the meeting as required by the "Americans With Disabilities Act", please notify County Clerk Kathy Brandt, Marinette County Courthouse (715-732-7406) at least 48 hours prior to the meeting to make suitable arrangements. Thank you.



Mar-Oco Landfill Committee

January 9th 2020

Minutes

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1. The meeting was called to order by Chairperson Holley at 9:00 a.m. in room A103 at the Marinette County Courthouse.

Members present: Clancy Whiting Al Schreiber Leonard Wahl
 Alfred Sauld Robert Pott Robert Holley

Members excused:

Others present: Paul Klose, Waste Facilities Manager

2. AGENDA
Motion (Whiting/Pott) to approve the agenda. Motion carried. No negative votes.
3. MINUTES
Motion (Schreiber/Whiting) to approve the minutes of the December 13th, 2019 meeting. Motion carried. No negative votes.
4. PUBLIC COMMENT
No public comment
5. CORRESPONDENCE
No Correspondence
6. 4TH QUARTER 2019 LANDFILL REPORTS
The Committee reviewed and discussed the 4th quarter landfill reports as presented by Klose.
7. LANDFILL OPERATOR HIRING PROCESS
Klose updated the committee on the hiring process and the succession plan for the landfill operator.
8. LANDFILL OPERATIONS
Klose reported on day to day landfill operations (see attached report).
9. INVOICES
The December 2019 (\$40,196.94) schedule of paid invoices was distributed for Committee review.
10. NEXT MEETING
Next meeting is scheduled for February 14th, 2020 at 9:00 a.m. at the Oconto County Courthouse.
11. ADJOURN
Motion (Sauld/Wahl) to adjourn. Motion carried. No negative votes. (Meeting adjourned at 10:00 a.m.)

Minutes Prepared by: Paul Klose, Waste Facilities Manager

MAR-OCO LANDFILL OPERATIONS

(January 9th, 2020)

- | | |
|-------------------|--|
| Leachate | -leachate hauling continues as frequent yearend precipitation continued. |
| Wheel Loader | -the hourly maintenance on the wheel loader was performed on schedule as the maintenance agreement was extended. |
| Letter of Credit | -the letter of credit for closure of the landfill was purchased and submitted to the DNR. |
| Weighing Software | -updates have been made to the computer software (AWS) that is located at the scale house and the courthouse. |



2019 SENATE BILL 714

January 24, 2020 - Introduced by Senators PETROWSKI, COWLES and JACQUE, cosponsored by Representatives MURSAU, BALLWEG, SKOWRONSKI and TUSLER. Referred to Committee on Local Government, Small Business, Tourism and Workforce Development.

1 **AN ACT to amend** 289.41 (3) (c); and **to create** 289.41 (3m) of the statutes;
2 **relating to:** method for establishing proof of financial responsibility for solid
3 waste facilities owned or operated by a municipality and granting rule-making
4 authority.

Analysis by the Legislative Reference Bureau

This bill provides an alternative method for a municipality to establish the proof of financial responsibility required for a solid or hazardous waste facility.

Under current law, the owner or operator of a solid or hazardous waste storage, treatment, or disposal facility (owner or operator) must maintain proof of financial responsibility to ensure the availability of funds for compliance with closure and long-term care requirements and, if necessary, for taking any required corrective action in the event of a spill or leak. The standard method for proving financial responsibility is to obtain, for example, a bond, deposit, escrow account, or irrevocable trust that is payable to or established for the benefit of the Department of Natural Resources.

Alternatively, current law allows an owner or operator that is a for-profit business or a public heat, light, water, or power utility to establish proof of financial responsibility to ensure compliance with closure and long-term care requirements using a net worth test. The net worth test requires, among other things, a certain level of net worth, liabilities to net worth ratio, and credit worthiness.

This bill allows an owner or operator that is a municipality to use an alternative method to establish proof of financial responsibility to ensure compliance with

SENATE BILL 714

closure and long-term care requirements, similar to that allowed for local governments under federal law. Under the bill, a municipality may prove financial responsibility by showing either that all of its outstanding general obligation bonds have a rating of at least "Baa" if issued by Moody's or at least "BBB" if issued by Standard & Poor's, or that its ratio of cash plus marketable securities to total expenditures is 0.05 or greater and that its ratio of annual debt service to total expenditures is 0.20 or lower. Under the bill, if a facility is owned or operated by more than one municipality, any of the municipalities may establish proof of financial responsibility on behalf of itself and the other owners or operators. The bill also requires DNR to establish additional rules relating to the alternative method established under this bill.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 289.41 (3) (c) of the statutes is amended to read:

2 289.41 (3) (c) *Changes.* The owner or operator may change from one standard
3 method of establishing proof of financial responsibility under par. (a) to another or
4 standard method under par. (a), to an alternative method under sub. (3m), or to a net
5 worth method of establishing proof of financial responsibility under sub. (4).

6 **SECTION 2.** 289.41 (3m) of the statutes is created to read:

7 **289.41 (3m) ALTERNATIVE METHOD OF ESTABLISHING FINANCIAL RESPONSIBILITY;**
8 **MUNICIPALITIES.** A municipality may establish proof of financial responsibility
9 required under sub. (2) (a), (c), or (d) by applying to the department and meeting the
10 alternative method requirements established by the department by rule. Rules
11 promulgated under this subsection shall be based on any or all of 40 CFR 258.74 (f),
12 as amended. If a facility is owned or operated by more than one municipality, any
13 such municipality may establish proof of financial responsibility under this
14 subsection on behalf of itself and the other municipalities that are owners or

SENATE BILL 714

1 operators. A municipality that seeks to establish proof of financial responsibility
2 under this subsection must satisfy either of the following requirements:

3 (a) *Bond rating.* If the municipality has any outstanding, rated, general
4 obligation bonds, none have been rated lower than “Baa” as issued by Moody’s
5 Investors Service or “BBB” as issued by Standard & Poor’s Corporation.

6 (b) *Financial ratios.* The municipality’s most recent audited annual financial
7 statement shows a ratio of cash plus marketable securities to total expenditures of
8 not less than 0.05, and a ratio of annual debt service to total expenditures of not
9 greater than 0.20.

10

(END)



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-3192/1
MCP:ahc

2019 ASSEMBLY BILL 838

January 30, 2020 - Introduced by Representatives MURSAU, BALLWEG, SKOWRONSKI and TUSLER, cosponsored by Senators PETROWSKI, JACQUE and COWLES. Referred to Committee on Local Government.

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2 **relating to:** method for establishing proof of financial responsibility for solid
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Under current law, the owner or operator of a solid or hazardous waste storage, treatment, or disposal facility (owner or operator) must maintain proof of financial responsibility to ensure the availability of funds for compliance with closure and long-term care requirements and, if necessary, for taking any required corrective action in the event of a spill or leak. The standard method for proving financial responsibility is to obtain, for example, a bond, deposit, escrow account, or irrevocable trust that is payable to or established for the benefit of the Department of Natural Resources.

Alternatively, current law allows an owner or operator that is a for-profit business or a public heat, light, water, or power utility to establish proof of financial responsibility to ensure compliance with closure and long-term care requirements using a net worth test. The net worth test requires, among other things, a certain level of net worth, liabilities to net worth ratio, and credit worthiness.

This bill allows an owner or operator that is a municipality to use an alternative method to establish proof of financial responsibility to ensure compliance with

ASSEMBLY BILL 838

closure and long-term care requirements, similar to that allowed for local governments under federal law. Under the bill, a municipality may prove financial responsibility by showing either that all of its outstanding general obligation bonds have a rating of at least "Baa" if issued by Moody's or at least "BBB" if issued by Standard & Poor's, or that its ratio of cash plus marketable securities to total expenditures is 0.05 or greater and that its ratio of annual debt service to total expenditures is 0.20 or lower. Under the bill, if a facility is owned or operated by more than one municipality, any of the municipalities may establish proof of financial responsibility on behalf of itself and the other owners or operators. The bill also requires DNR to establish additional rules relating to the alternative method established under this bill.

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ASSEMBLY BILL 838

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7 statement shows a ratio of cash plus marketable securities to total expenditures of
8 not less than 0.05, and a ratio of annual debt service to total expenditures of not
9 greater than 0.20.

10

(END)

JANUARY 2020 -SCHEDULE OF INVOICES

VENDOR	VENDOR NAME	ORG	ACCOUNT DESC	AMOUNT	FULL DESC	INVOICE DATE
3468	ASSOCIATED RECYCLERS	53630000	DUES/REGISTRATION & TUITION	355.00	WIRM CONFERENCE REGISTRATION PBK	01/15/2020
6559	CHULA VISTA RESORT	53630000	MEALS AND LODGING	82.00	PBK LODGING FOR WIRM CONF DWN PYMT	01/30/2020
2809	CENTURYLINK	53631000	TELEPHONE	233.47	ACCT# 301526089 12/17/19 BILL DATE	01/15/2020
3012	LIBERTY TIRE RECYCLI	53631000	PURCHASE OF SERVICE	5,207.00	PRIOR YEAR TIRE RECYCLING INV 1729129	01/08/2020
524	PIGGLY WIGGLY #282	53631000	OFFICE SUPPLIES	39.25	TP, BOUNTY. WINDOW WASH, TRASH BAGS	01/30/2020
546	MILLER BRADFORD & RI	53631000	EQUIPMENT MAINTENANCE	4,852.57	PRIOR YEAR 5000 HOUR COMPACTOR SERVICE	01/15/2020
1592	FABICK RENTS	53631000	EQUIPMENT MAINTENANCE	267.73	PRIOR YEAR INV PIGB0009699 PARTS	01/08/2020
8888	P-CARD ONE TIME PAY	53631000	EQUIPMENT MAINTENANCE	37.40	PORTS FOR GAS WALL	01/15/2020
TOTAL				11,074.42		