



# Dane County

## Minutes - Final Unless Amended by Committee

### Landfill Local Negotiated Agreement Committee

*Consider:*

*Who benefits? Who is burdened?*

*Who does not have a voice at the table?*

*How can policymakers mitigate unintended consequences?*

---

Tuesday, December 8, 2020

3:00 PM

Virtual Zoom Meeting: See top of agenda for  
instructions on how to join the webinar or call in by  
phone.

---

The 12/8/2020 Landfill Local Negotiated Agreement Committee Meeting is being held virtually. The public can access the meeting with the Zoom application or by telephone.

To join the meeting in Zoom, click the following link (after you fill out the form, the meeting link and access information will be emailed to you):

[https://us02web.zoom.us/webinar/register/WN\\_EhiLbszaSK6S3iFwvJWyrw](https://us02web.zoom.us/webinar/register/WN_EhiLbszaSK6S3iFwvJWyrw)

This link will be active until the end of the meeting.

To join the meeting by phone, dial-in using one of the following three phone numbers:

1-833-548-0276

1-833-548-0282

1-888-788-0099

When prompted, enter the following Webinar ID: 893 7718 7989

If you want to submit a written comment for this meeting, or send handouts for committee members, please send them to [Waste.Renewables@countyofdane.com](mailto:Waste.Renewables@countyofdane.com)

**PROCESS TO PROVIDE PUBLIC COMMENT: ANY MEMBERS OF THE PUBLIC WISHING TO REGISTER TO SPEAK ON/SUPPORT/OPPOSE AN AGENDA ITEM MUST REGISTER USING THE LINK ABOVE (even if you plan to attend using your phone).**

In order to testify (provide public comment), you must be in attendance at the meeting via Zoom or phone; you will then either be unmuted or promoted to a panelist and provided time to speak to the body.

Registrations to provide public comment will be accepted until 30 minutes prior to the beginning of the meeting.

#### 1. Call To Order

Meeting called to order at 3:03 p.m.

## 2. Roll Call

Staff Present: John Welch, Ali Rathsack, Dave Gault

Others Present: Doran Viste, Brynn Bemis, Rob Philips, William Cole

Excused: None

Present: 5 - DAN BROWN, KRIS HAMPTON, URVASHI MARTIN, MICHAEL TIERNEY and  
JAMES VOSS

## 3. Selection of Committee Chair

Voss motioned to nominate Dan Brown as Chair of the Committee, seconded by Hampton. Voss moved to close nominations, seconded by Hampton. A motion was made by Voss, seconded by Hampton to approve Brown as Chair (5-0).

## 4. Comments by Public in Attendance

NONE

## 5. Confirm Negotiations May Legally Begin

Reviewed letter from Waste Facility Siting Board stating that negotiations may legally begin, dated November 4, 2020.

## 6. Confirm Meeting Was Properly Noticed

Reviewed County meeting notice. Meeting was properly noticed.

## 7. Review Legal Role of the Committee

Welch provided overview of the legal role of the Committee and the applicable State Statutes (ss. 289.33). Explained what may legally be negotiated and arbitrated.

## 8. Review Proposed Landfill Expansion Plan

Welch presented information on the proposed landfill expansion, including footprint of vertical expansion, estimated additional site life, height, stormwater management, operations, and screening.

There was a question about plans for the use of County land off of Luds Lane. Welch stated that 20-25 acres would remain in County control for future County uses, but the remaining acres would be developed into a large solar field per an Agreement between Dane County and Alliant Energy.

## 9. Discuss a Framework for Negotiations

Committee members agreed to use the existing agreement as a framework for negotiations.

## 10. Review Existing Negotiated Agreement

10A [2020](#)  
RPT-578

NEGOTIATED AGREEMENT RELATED TO THE SECOND RODEFELD  
LANDFILL EXPANSION

Attachments: [2020 RPT-578](#)

## 11. Discuss Negotiating Items

City of Madison had no items to discuss regarding Agreement revisions.

Town of Cottage Grove concerns include: odor management, loss of sunlight, payments to adjacent property owners, and post-closure activities at landfill.

Revisions to Article III:

- Section E: Dane County would like to have the ability to operate the landfill starting at 5:00 AM Monday through Saturday with Waste Acceptance starting at 6:00 AM Monday through Saturday.
- Section F: There was a request to discuss the reporting process for odor complaints and subsequent investigation.

Revisions to Article V:

- Section D: Height limitations to be revised to account for vertical expansion.
- Section E: Better define "other waste processing operations" (Subsection 4).

Revisions to Article VI:

- Method of calculating CPI (Milwaukee CPI is outdated).
- Section A: Parties to discuss the need, if any, for revisions to compensation area and associated compensation classes.
- Section B: Parties to discuss if Group A+ should be eligible for retroactive payments.

It was noted that the Town of Blooming Grove would be annexed into the City of Madison this December. City of Madison to be involved in compensation discussions.

## 12. Consider a Motion to move into a Close Session

The Committee did not move into closed session.

## 13. Return to Open Session

Not necessary as The Committee did not move into a closed session.

## 14. Discuss Negotiating Items

Committee members agreed that staff and attorneys should meet to discuss compensation. Following those discussions, staff will present findings and options to the Committee for their review and approval.

## 15. Establish Schedule for Future Meetings

Dane County would need to have the Agreement finalized by August 2021 to meet WDNR timeline.

The next Committee meeting will be in early February. A staff and attorney level discussion will be held in early January to review redlines and discuss compensation.

## 16. Establish a Contact List

### Contact List:

Dan Brown dan.brown@ho-chunk.com

Urvashi Martin Umartin@cityofmadison.com

Michael Tierney district16@cityofmadison.com

James Voss Jvoss@uwalumni.com

Kris Hampton khampton@towncg.net

John Welch Welch@countyofdane.com

David Gault Gault@countyofdane.com

Allison Rathsack Rathsack.Allison@countyofdane.com

Doran Viste DViste@cityofmadison.com

Brynn Bemis bbemis@cityofmadison.com

Rob Phillips rphillips@cityofmadison.com

William Cole WCole@axley.com

## 17. Other Business as Allowed By Law

NONE

## 18. Adjournment

@4:26 P.M.

A motion was made by HAMPTON, seconded by BROWN, that the meeting be adjourned. The motion carried unanimously (5-0).

Minutes Submitted By: Ali Rathsack