

**MINUTES FOR JULY 10, 2017**  
**BOARD OF CHEROKEE COUNTY COMMISSIONERS**  
**CHEROKEE COUNTY, KANSAS**

**CONVENE**

Chairman Collins called the regular session of the Cherokee County Board of Commissioners (The Board), to order and led all in attendance in the Pledge of Allegiance at 9:00 a.m. on Friday, July 10, 2017 in the Commission Room, #109 of the Cherokee County Courthouse located at 110 W Maple St., Columbus, Kansas. Commissioners Pat Collins, Neal Anderson, Cory Moates, County Counselor Barbara Wright, and County Clerk Rodney Edmondson were present.

Members of the press present: Larry Hiatt, Kimberly Barker

Louis Schreiner, County Lot Supervisor, appeared before the Board on routine county lot business. The Board mentioned the idea of dedicating a road grader to 10<sup>th</sup> Street while the Highway 7 Project is ongoing. Louis will get with Leonard and report back.

Gene Mense and Matt Mense of the Mense CPA Firm, LLC appeared before the Board for a budget workshop to begin preparation of the 2018 Cherokee County budget. They presented a draft budget using the 2017 numbers as a starting point. Gene stated that the Consumer Price Index is 1.4% as it relates to the new tax lid legislation. The lid as it sits now is \$8,380,953 and the presented draft budget has a levy of \$8,194,722. The mill levy is up 2.474 using last year's numbers. Gene stated that those budget numbers from 2017 are very lean and fund balances have been taken down to virtually nothing with no reserves. He stated that the employee benefit fund can be carved out for emergency services personnel and tracked separately for tax lid purposes if the Board chooses to. At the end of the session the mill levy is at 53.919, which is a 6.621 increase from 2017. The Board asked them to carve out emergency services personnel from the employee benefit fund. Gene stated that he would work with Deana to get numbers and then rework the draft budget. When he has that information, he will get back on the agenda for another workshop.

Gene recommended that the county be very prudent in its spending from now until then end of the year. He stated that 2017 is going to be very lean with difficult times ahead.

A motion was made by Commissioner Collins to recess for lunch and to reconvene at 1:15 p.m. The motion was seconded by Commissioner Anderson. The motion carried 3-0 at 10:50 a.m.

The meeting reconvened at 1:15 p.m.

Doug Gatewood representing Jordan Disposal and Carl Hayes, the chairman of the Cherokee County Solid Waste Committee, appeared before the Board regarding an application for a permit to place a tire shredder at the Blue Hole abandoned mine monofill dump site. The site is already KDHE approved and the application is only to allow the shredder to be put on site to allow the shredding and disposal directly into the mine. Currently waste tires are going to Crawford County for disposal. If permitted this would be a more efficient and cost effective way to process waste tires. Hayes stated that the Solid Waste Committee voted 5-1 at a special meeting on July 6, 2017 to approve the placement of the shredder on site. He stated that the Solid Waste Management Plan doesn't address waste tires. Gatewood stated that there will be a 30 day period for public comments to be submitted to the state if the Board signs off on the request by stating that the permit is consistent with the county's Solid Waste Management Plan. He stated that the City of Galena has already approved the request.

A motion was made by Commissioner Collins to approve the waste tire processing facility certification as requested by Jordan Disposal Services, LLC. The motion was seconded by Commissioner Moates. The motion carried 3-0.

Hayes stated that the committee had extended an invitation to Gatewood to join the committee as a member, subject to approval by the Board of Commissioners.

A motion was made by Commissioner Collins to approve the appointment of Doug Gatewood to the Solid Waste Committee as recommended by Carl Hayes. The motion was seconded by Commissioner Anderson. The motion carried 3-0.

George Dockery, Kristy Kelley, and Wayne Gudmonson from the Kansas Department of Transportation appeared before the Board regarding current and future projects. They stated that the Highway 7 Project had brought some surprise underground mine discoveries. They are working to stabilize the mines and the base rock. Dockery stated that he would work up a contract to reimburse the county for the application of calcium chloride and the additional rock that has been used on county roads while Highway 7 is closed. He stated that it will be in the spring of 2018 before asphalt is laid. Projects for next year would include intersection work at the U69 and 400 junction by the casino and resurfacing the 400 loop around Baxter Springs. The delayed project for the 400 and 166 expansion east of Baxter Springs is still being designed but it isn't moving very fast and there is no plan for construction yet. They asked the Board to contact them if they have any concerns with any project.

A motion was made by Commissioner Anderson to approve the Minutes of the June 30, 2017 BOCC meeting as written. The motion was seconded by Commissioner Moates. The motion carried 3-0.

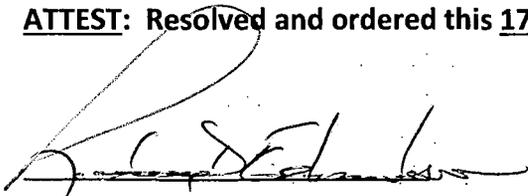
A motion was made by Commissioner Moates for an executive session for the purpose of attorney client privilege for potential litigation with the Board, Counselor Wright, and Clerk Edmondson for a period of 10 minutes. The motion was seconded by Commissioner Anderson. The motion carried 3-0 at 1:51 p.m.

The meeting reconvened at 2:01 p.m.

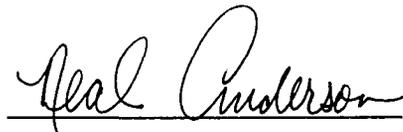
No action was taken during the executive session.

Commissioner Anderson made a motion to adjourn until the next regular meeting set for Monday, July 17, 2017 at 9:00 a.m. The motion was seconded by Commissioner Moates. The motion carried 3-0 at 2:05 p.m.

**ATTEST:** Resolved and ordered this 17<sup>TH</sup> day of July, 2017

  
Cherokee County Clerk

  
Commissioner

  
Commissioner

\_\_\_\_\_  
Commissioner

# WASTE TIRE PROCESSING FACILITY CERTIFICATION

Applicant's Name JORDAN DISPOSAL SERVICES, LLC

As specified in K.S.A. 65-3407 Permits to construct, alter or operate solid waste processing facilities and solid waste disposal areas, the secretary shall require the following information as part of this application:

## Solid Waste Management Plan Consistency

- (1) Certification by the board of county commissioners or the mayor of a designated city responsible for the development and adoption of the solid waste management plan for the location where the processing facility or disposal area is or will be located that the processing facility or disposal area is consistent with the plan. This certification shall not apply to a solid waste disposal area for disposal of only solid waste produced on site from manufacturing and industrial processes or from on-site construction or demolition activities.

**The Facility Or Disposal Area Is Consistent With Solid Waste Management Plan**

**The Facility Or Disposal Area Is Not Consistent With Solid Waste Management Plan**

PATRICK W. COLLINS  
Name (Print or Type)

[Signature]  
Signature

Chairman  
Title

July 10, 2017  
Date

Cherokee Co.  
County or City

110 W. Maple  
Street Address

Columbus, KS 66725  
City, Zip Code

## Zoning or Land Use Consistency

- (2) If the location is zoned, certification by the local planning and zoning authority that the processing facility or disposal area is consistent with local land use restrictions or, if the location is not zoned, certification from the board of county commissioners that the processing facility or disposal area is compatible with surrounding land use.

### Zoned

**The Facility Or Disposal Area Is Consistent With Local Land Use Restrictions Or Zoning**

**The Facility Or Disposal Area Is Not Consistent With Local Land Use Restrictions Or Zoning**

### Not Zoned

**The Facility Or Disposal Area Is Compatible With Surrounding Land Use**

**The Facility Or Disposal Area Is Not Compatible With Surrounding Land Use**

Dale Oglesby  
Name (Print or Type)

[Signature]  
Signature

Mayor  
Title

07/10/17  
Date

City of Galena  
Agency or County

211 W 7th  
Street Address

Galena, MO 64601  
City, Zip Code

If a special use permit is required, please attach a copy to this application.



# K A N S A S

DEPARTMENT OF HEALTH AND ENVIRONMENT

## PERMIT APPLICATION FOR A WASTE TIRE PROCESSING FACILITY

This form is to be used by persons engaged in processing tires at a fixed site.

### A. APPLICANT INFORMATION:

Company Name: JORDAN DISPOSAL SERVICES, LLC

Street Address: 720 S. MAIN GALENA KS. 66739  
(City) (State) (Zip)

Mailing Address: 720 S. MAIN KS. 66739  
(City) (State) (Zip)

Contact Person: DOUG GATEWOOD Title: AGENT

Telephone Number: (417) 624 - 4444 Fax Number: (417) 627 - 9343 E-Mail doug.gatew@gmail.com

### B. SITE INFORMATION

Landowner Name: CITY OF GALENA

Mailing Address: 211 W. 7TH GALENA KS. 66739  
(City) (State) (Zip)

Site Address: 1451 WOOD ST. GALENA KS. 66739  
(City) (State) (Zip)

Phone: ( 620 ) 783 - 5265

C. County CK, 1/4 Section SE-NE, Section 23, Township 34, Range 25

### Driving Directions From Nearest City

FACILITY LOCATED IN GALENA CITY LIMITS AT THE SOUTHWEST CORNER OF INTERSECTION OF  
WOOD AND 11TH STREETS.

D. Size of Site: 30.07 (acres)

DIVISION OF ENVIRONMENT  
Bureau of Waste Management  
CURTIS STATE OFFICE BUILDING, 1000 SW JACKSON ST., STE. 320, TOPEKA, KS 66612-1366  
Voice 785-296-1600 Fax 785-296-1592 Http://www.kdhe.state.ks.us/waste

E. Number of tires currently on site: 0

F. Estimated number of waste tires to be received daily: 600

G. Estimated number of waste tires to be stored: 2000

H. Time period that waste tires will be stored: 3-5 DAYS

I. Intended purpose of tires stored at this site: TIRES TO BE PROCESSED AND USED AS  
FILL FOR MINE PIT- MONOFILL PERMIT #661

J. Storage method: TIRE PILE

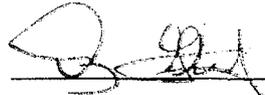
K. Processing Equipment - List all processing equipment to be used on the site and describe how it processes the tires.

Equipment (Brand, Model, Etc.)	Process (Bale, Quarter, Bagel, Shred, Etc.)
UNKNOWN T-75	BAGEL
Nord Gear Shred-Tech 250M/4	SHRED

Other Attachments: (See instructions.)

- L. Application fee of \$250.
- M. Land use and zoning certification.
- N. Land use description with in one-half mile radius
- O. Maps
- P. Site Operation Plan
- Q. Contingency Plan
- R. Closure Plan
- S. Financial Assurance
- T. Disclosure Statement

I certify that all the information provided in this permit application is true and correct to the best of my knowledge. I will abide by the rules of the Kansas Department of Health and Environment.

Signature:  Date: 04/14/2009

Print Name: DOUG GATEWOOD Title: AGENT

Note: The signature must be notarized.

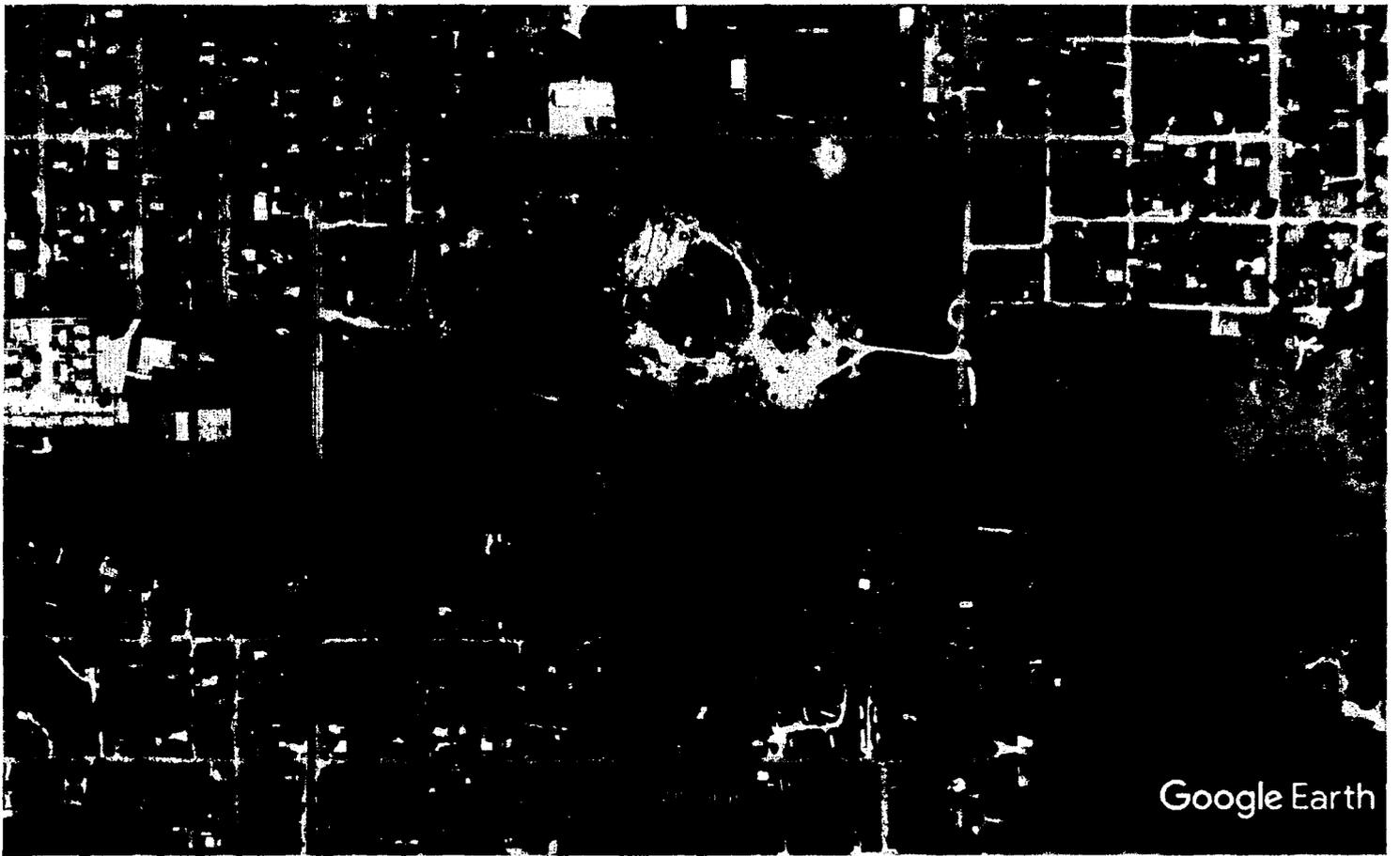
WASTE TIRE CLOSURE COST ESTIMATE FORM  
FOR WASTE TIRE PROCESSOR

Company Name JORDAN DISPOSAL SERVICES, LLC

**Activity:**

1. Maximum number of passenger tire equivalents (PTEs) allowed to be stored at any one time according to the facility operation plan. K.A.R. 28-29-30(c)(6)(A) 4200
2. Maximum amount of processed tire material allowed to be stored at any one time according to the facility operation plan. K.A.R. 28-29-30(c)(6)(A) 42 TON
3. Third party costs to remove total materials shown on lines 1 and 2 above. \$ 6510.00  
K.A.R. 28-29-30(c)(6)(A) (Minimum acceptable cost of \$1.25/PTE for waste tires listed on line 1 and \$30.00/ton for the processed material on line 2.)
4. Submit proof of financial assurance based on amount calculated on line 3 above.  
K.A.R. 28-29-30(c)(6)

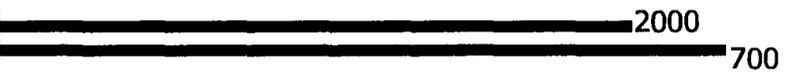
This report along with the requested information must be submitted to this department with the waste tire processing permit application.

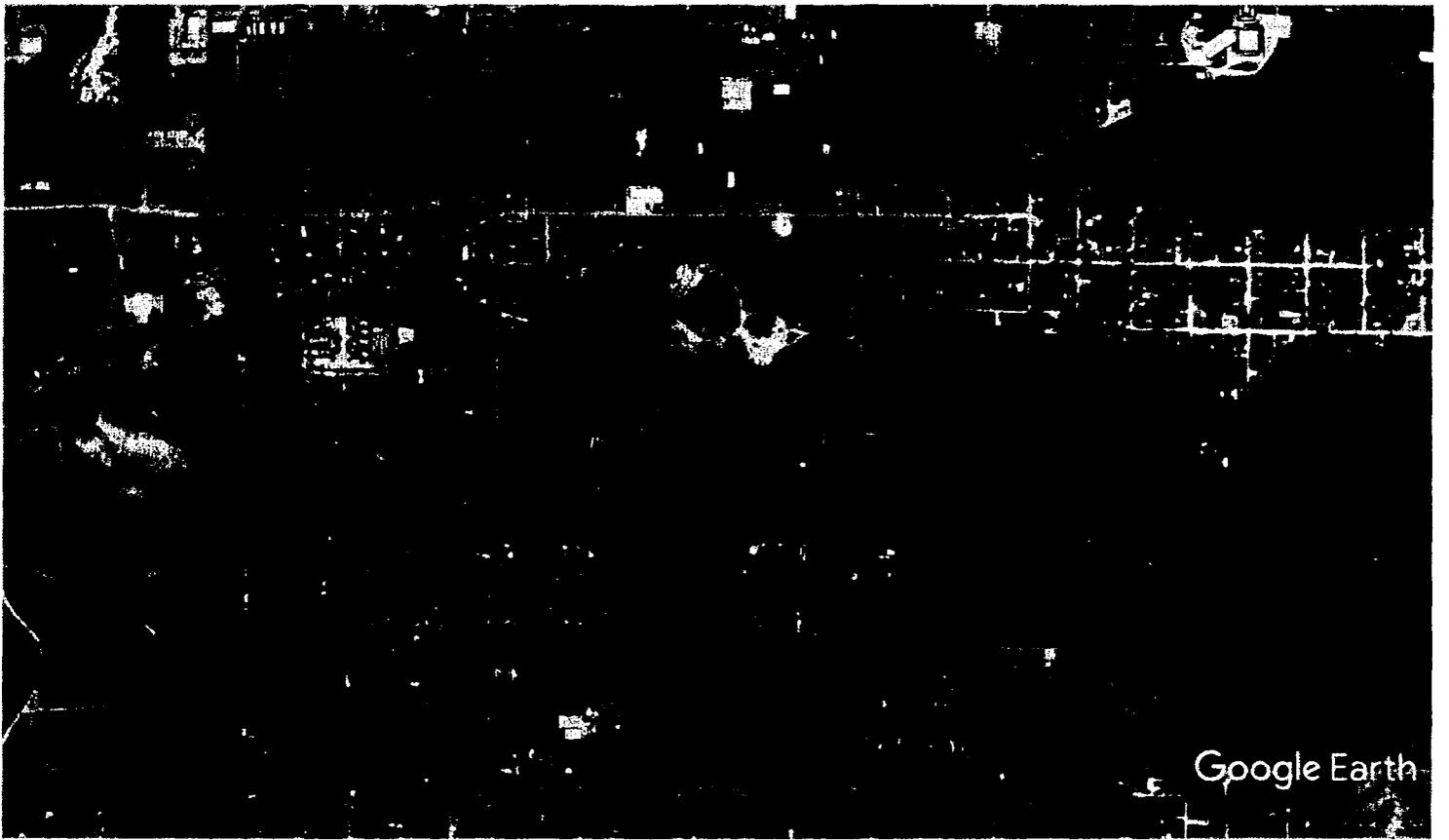


Google Earth

Google Earth

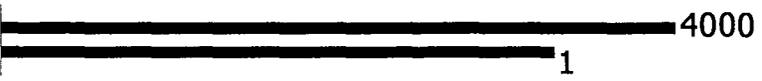
feet  
meters

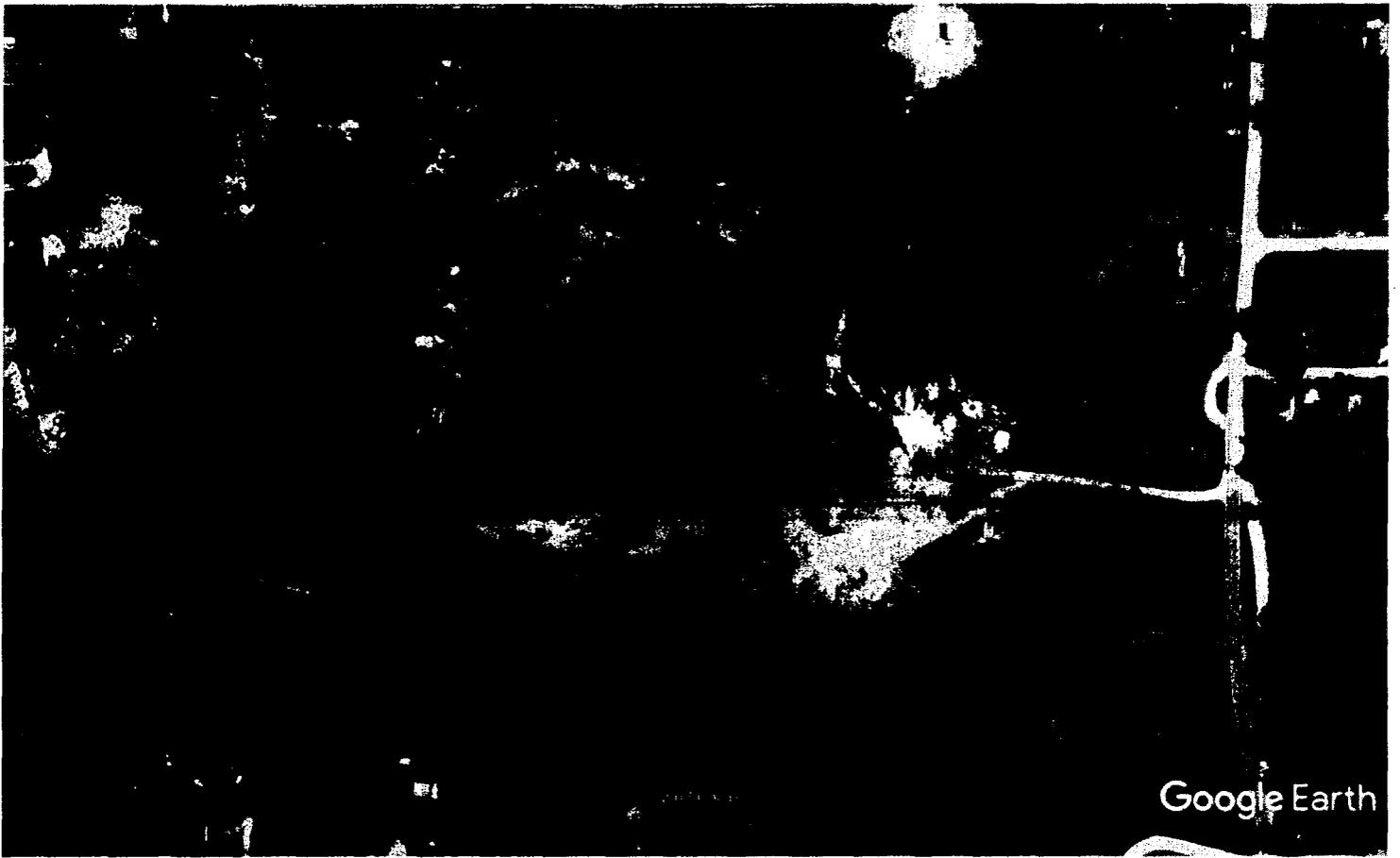




Google Earth

feet  
km





Google Earth

Google Earth

feet  
meters



— = Wire Fence

λ = Gate

processing area -

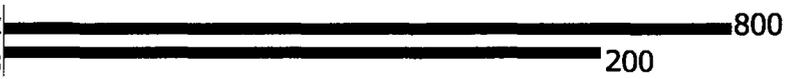
additional monofill -  
permitted area



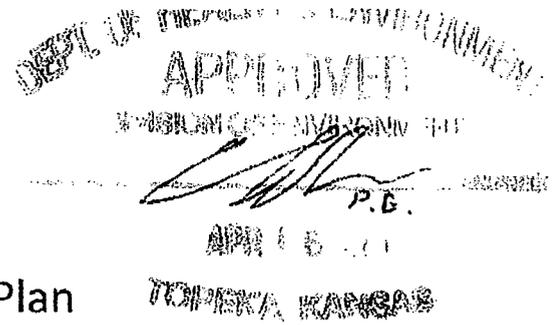
Google Earth

Google Earth

feet  
meters



04/05/2017



## Galena Monofill Operational Plan

An estimated 150 ton of waste tires will be delivered to the City of Galena Waste Tire Monofill (WTM) ,Figure 1, Site Location Map , Permit #661, per month. Unprocessed waste tires received will be processed on site for disposal. All tires will be handled per K.A.R. requirements as set forth in "Standards for Waste Tire Management", K.A.R. 28-29-28 et al.

Tires will be generated thru collection from Kansas, Missouri, Arkansas and Oklahoma. Tires processed on site will be shredded, ground and/or bagel cut. Processed tires will be placed into void or shaft with an excavator allowing adequate reach to work disposal from center of void to outside edges. No tires will remain on ground nor be visible for more than seven days after processing, furthermore all tires will be processed within seven days of delivery.

Should closure occur before the pit is full, the monofill will be closed using the Alternate Closure Technique (April 23, 2015) presented on Figure 2. Should closure occur when the site is full, closure will be in accordance with the previously approved closure plan, i.e., 36 inches of fill atop tires, a layer of geotextile, then 36 inches of additional soil, vegetated and with a minimum two percent slope to promote drainage. Alternatively, a final cover system consistent with Bureau of Waste Management (BWM) Policy 2014-P3, Final Cover at Waste Tire Monofills may be submitted to the BWM for approval. Prior to closure activities a construction quality assurance (CQA) plan prepared by a Kansas licensed professional engineer (P.E.) and appropriate for the closure design used will be submitted to and approved by the BWM. When closure is complete a CQA report sealed by a P.E. attesting the closure was constructed in accordance to approved plans and with appropriate CQA will be submitted to BWM for approval.

The site will be secured with barbed wire and locked gates to control access. Signs will be posted to inform public of the site's permit number, trespassers will be prosecuted, pending dangers and emergency numbers as well as that disposal is by appointment only, directing them to Galena C&D (Permit #738) for disposal information, However, this site will not be open to the public without weight ticket and proper supervision by site operator. Public access will be limited to a specified dumping area and when allowed shall be limited to tire delivery only.

Tonnage will be determined by scales at the Galena C&D (Permit #738) with complete tabulation of quantities by tonnage and specific location being maintained and appropriate reports prepared in compliance with local, state and federal reporting requirements.

HYLASH  
1994  
Mosquito and pest control issues will be dealt with in timely fashion with spraying if needed, complying with K.A.R. 28-29-29b (a) and (b). All waste tires above grade or water level will be covered with a minimum 12 inches of soil every 60 days per Bureau of Waste Management Policy 01-02, Intermediate Cover at Waste Tire Monofills.

Dust control on interior roads will consist of watering as needed. A 100-ft. zone will also be maintained around the monofill pit in which vegetation will be maintained in a manner to reduce the risk of fire. Activities involving open flames, smoking or other ignition sources such as welding shall not be conducted within 25 feet of tire storage, monofill or processing areas. Roads will also serve as fire lanes allowing access for emergencies. An organized emergency plan will be in effect with fire equipment available to the site by the Galena Fire Department. Should a fire occur, during the fire attempts will be made to keep any pyrolytic oils that may form from entering the monofill water. After the fire any pyrolytic oil and impacted soils will be removed and properly disposed.

Training and safety meetings will be held as necessary to familiarize employees with equipment and to minimize the occurrence or spread of fire should one occur. A preventative maintenance program will be in place with mobile mechanics available for any repair and maintenance needed on equipment. Periodic inspections of equipment will be done with a log book kept with safety meetings and equipment inspection dates documented.

## Cherokee County Solid Waste Advisory Committee

Special meeting- July 6, 2017

The special meeting to consider the committee's recommendation in regard to an application for a tire shredding operation submitted by Jordan Disposal, was called to order at 5:30, Thursday, July 6, 2017.

Doug Gatewood represented Jordan Disposal and presented the permit application. He said the intent was to fill Blue Hole with waste tires and some clean rubble. Tires could be quartered, bagel cut or shredded by the tire shredder to be located permanently on site. He said the operation would charge \$100 per ton which averaged about \$1.00 for each regular car tire. The city of Galena would receive \$4.00 per ton of that charge.

Discussion took place about the time a tire would be on site. Doug stated that unprocessed tires could only be on site for one week before actions would need to be taken to control vermin and mosquitoes. So the hope would be to process the tires within a week and only store the processed tires for a possible additional week before they were placed in Blue Hole.

Sue Drennan said that in her communications with KDHE, Charlie Bowers reported that since its inception in 2000 the facility had disposed of about 22,000 tons of tires. The mine shafts original surface was about 3 acres of which about one acre remains open. The amount of time the tire shredder would be operating and the noise factor for the neighbors was discussed. Sue Drennan said she could not find the specific shredder, Nord Gear, Shred Tech 250 M/4 specifications but that she had researched shredders and discussed them with Charlie Bowers. Using KDHE figures a rough estimate of lifetime of the facility was about 10 years. Doug Gatewood stated there would be a 30 day comment period for residents to contact KDHE before the permit was approved. Sue Drennan stated that KDHE said any activity past the filling of Blue Hole would be a significant modification and require further committee recommendation and commissioner approval in regard to following the county solid waste plan.

Richard Mallatt questioned why letter N., Land use within ½ mile radius, was not provided in the tire processing facility application. Doug Gatewood said that was

addressed in the original permit application. There was additional discussion on this issue.

Jim Burton moved to recommend approval of Jordan Disposal's permit for shredding tires at Blue Hole. Jim tunnel seconded. Motion passed with one against, one abstention and five in favor. Richard Mallatt recommended the commissioners send the permit to attorneys before final approval. Richard Mallatt move to adjourn the meeting. Jim Tunnell seconded. Meeting adjourned at 6:30 p.m.

# Board of County Commissioners, Cherokee County, Kansas

Public Attendance Log: July 10, 2017

Printed Name	Phone Number	Address	Company or Organization
Jim Tunnell	848-9852	4236 SE 51st Dr Galena	
Dale Helwig	429-3849	124 W. Country Rd Columbus	CK Co Ext.
Jerry Messer	674-1580		
Kim Barker	901-828-7980		Joplin Globe
RICHARD MALLATT JR			
CONNIE B. SHAW	620-848-3846	6336 SE 60th St, Riverton, KS	
Doug Gatewood		PO Box 335 Galena, Ks.	Jordan Disposal
George Dockery	620-231-7566	1813 W. 4th Pittsburg Ks	KDOT
Kristy Kelley	620-431-1000	411 W. 14th Chanute, KS	KDOT
WAYNE R GUNNANSON	620-902-6415	u u u u	u
MaryAnne Phillips	417-624-0820x501	602 S. Main St, Joplin 64801	City of Joplin