

**SDSWMA Special Board Meeting Minutes**  
Thursday, January 31, 2008  
Matthew Training Center, DENR, Pierre – 11:00 am CT

**Call to Order**

President Mike Scott called the special meeting to order at 11:08 a.m. Board members present were Bob Iverson, Jay Koch, Bob McGrath, Mike Erickson, Jay Johnson, Keith DeLange, Tim Kenyon and Executive Director (ED) Carolyn Trautman. Phyllis Packard, Tim Sander, Terry Keller and Jerry Wright were also in attendance.

**Administrative Actions**

Two items of business in addition to the scholarship fund were discussed at this meeting:

1. Authorization by the Board for Carolyn Trautman to lobby on behalf of the Association, if needed, for the purpose of testifying on the bottle bill and scrap metal recycling bill. Tim Kenyon made a motion to approve lobbying as needed to testify on the bottle bill, Bob Iverson seconded, motion carried.
2. Approve SDSWMA sponsorship of a speaker on Electronics Recycling programs for the SDDENR groundwater conference, March 26-27, 2008 in Pierre. The amount of the sponsorship will be \$831.00. Such a sponsorship is in-line with the mission statement of the Association. Motion by Bob Iverson to sponsor Tammy Crone, Water Quality Specialist from Bozeman, MT for \$831.00. Second by Jay Koch, motion carried.

Jerry Wright reviewed the background of the scholarship fund with the purpose of clearing up any issues related to implications of misconduct by the trustees. He stated that the original intent was to sister up to the Association due to deaths within the solid waste community. He indicated a desire to go back and setup as an account, under separate corporation bylaws as was originally intended with three trustee names on the account.

Bob McGrath indicated that he could not gain access to the account while Jerry was away in Kuwait as the bank was uncooperative even with him as a named trustee on the account. He indicated that there will always be concern with how decisions are made and the best way to handle it is to put those complaining on the committee making decisions. The problem with the amount of scholarship available for award and publicized for award might be remedied by a set amount given annually and suggested either 2-\$500 or one \$1000 scholarship. In the past it was generally split to award to more applicants.

Jerry Wright agreed with the recommendation and suggested adding a disclaimer to the application due to the award being based on fund performance.

Mike Erickson stated that he is the only registered agent of the association bonded to handle money. Since no legal foundation was ever formed he felt it was being misrepresented as a foundation.

Tim Kenyon stated that the bank resolution from Norwest, AKA Wells Fargo, represented a corporation that never existed and the board determined that this needed to be solidified for the future of the scholarship program and made legal. All board action over the last year or so was to fix the legal matters existing with the scholarship fund in the interest of the Association.

Phyllis Packard and Tim Kenyon agreed that the replacement of trustees needs to be done within the bylaws. Since no bylaws existed, the Board worked to remedy this.

Mike Erickson said he thinks the needed changes have been made by the board to fix the legal issues with the fund with impropriety never even being discussed as an issue. Mike passed out a copy of the resolution passed by the board at the Nov 14, 2007 meeting.

Carolyn Trautman stated that one of the items in the resolution was the committee members must be Association members, indicating that if Tim Sander wanted to continue to serve on the scholarship committee he would need to renew his membership even if it was an individual membership.

Jerry Wright agreed that the board should continue as they have set this up with the resolution making the funds also available for members wanting to attend continuing education courses.

Bob Iverson stated that sending the scholarship directly to the schools may wash out our award if the recipient has received a state scholarship. An example he cited was the Regents Scholarship that is reduced by any other scholarships directly received by the school.

Tim Kenyon stated that character is a big part of the review process so why not give it to the student directly.

The committee needs to formulate how they run henceforth according to Jerry Wright. He said the trustees are willing to help with the process this year and then hand it over to the new committee.

The decision was made that Jerry Wright, Tim Sander, Valerie Keller, Phyllis Packard and Jay Koch is the committee for the transition. The Board can provide continuity in the process from year to year by reappointment as per the resolution.\

Jerry Wright said he honors the resolution but wants to think about where, how or when he wants to participate.

A comment was made about the committee's purposes needing to be more thoroughly outlined.

Opening discussion was on the redoing of #4 of the resolution. Discussion indicated that the process would proceed as it has in the past with changes as needed to refine.

Tim Sander commented that only one or two applicants from Tech/Trade schools have been received. The turnout of applicants has been disappointing. The group decided that a fix may be to increase awareness and advertisement to tech schools and high school students to include potentially having posters placed in high school shop classes.

Tim Kenyon said there was much appreciation of the work done to date and this is just a "bump in the road".

Terry Keller indicated that the direction the board is going with the scholarship fund is part of the evolution of the program.

Jerry Wright suggested a change to the committee assignment, #3 of the resolution, so they are rotating 3 year terms. The discussion was in agreement with this change but noted that this could also be achieved by affirmation of the committee annually.

Adjourn at 12:20 and reconvene at 2:50 pm, Bob Iverson, SDSWMA VP presiding.

Jerry Wright requested that the meeting minutes from November 14, 2007 be emailed to him and he would begin checking into the process of moving the fund to the Aberdeen Wells Fargo branch.

Phyllis Packard, Jay Koch and Valerie Keller were noted as appointed to the committee during the Nov. 14, 2007 meeting. Jerry Wright said he will be sending a letter of resignation to the president and exec dir. Tim Sander said he needs to think about continuing to participate and Bob McGrath said he was still deciding.

Jerry Wright indicated a need for a new signature card at the bank and wanted to know who would chair the committee. He said he would talk to Tim Sander, Bob McGrath, Mike Erickson and Mike Scott regarding the transition.

The account info will be brought to the April meeting for discussion. The intent has always been to maintain the principle and award only from account income. Bob McGrath pointed out that some years scholarships were awarded from both donations and interest, since both qualify as account income.

Meeting adjourned.

*Respectfully submitted Carolyn Trautman, Executive Director SDSWMA*