

**NORTHEAST KINGDOM WASTE MANAGEMENT DISTRICT  
EXECUTIVE COMMITTEE MEETING**

**February 11, 2020**

The meeting was called to order @ 6:07 p.m. by: Nick Rivers, acting-Chair

**Present:** Nick Rivers (Albany); Walter McNeil (Danville); Gene Perkins (Ryegate); Jack Smith (Sheffield, Wheelock)

**Staff present-** Paul Tomasi

**Updates to Agenda-** none

**Approval of Minutes-** Moved to approve the minutes of December 10<sup>th</sup>, 2019, as written. 2<sup>nd</sup>. *Motion Approved.*

**Host Town Agreement (HTA) -** Our legal council received feedback from Will Baker, General Council for the VT Dept. of Taxes, who stated in an email, “the Tax Department has not provided the town with a legal opinion that the NEKWMD property is taxable. Our role is not to arbitrate municipal property tax appeals . . .”

Mr. Baker also mentioned the town must apply the public use test to determine taxability. Our legal council provided us with this test on Sept. 18<sup>th</sup>, 2019; to which we met all three criteria.

Our legal council is in the process of drafting a letter to the Town of Lyndon. Until we receive a response we will be sticking with our current understanding of our tax exempt status.

**Hauler Exemption for Recycling-** Act 148 contains a provision that requires all Haulers of solid waste to also collect mandated recyclables. As part of our 2014 SWIP the District applied for and received an exemption on behalf of our hauling community.

The original intention had been to give haulers 5yr to come up with a feasible way to carry this out, or not. Paul’s thought is that the haulers willing to follow the provision of the Act took this time to prepare, and those who are not prepared yet won’t be. Is it worth our time to file for another exemption?

This item is on Full Board Agenda.

**VSWDMA Membership-** The EC recommends continuing our membership at least until we hear the Attorney General’s ruling. Our dues are paid until around March/April & they are paid in 6 month installments.

Moved to adjourn @ 6:50

Respectfully submitted,  
Libre Drouin