

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

THE STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL QUALITY

BOARD OF CERTIFICATION AND TRAINING
FOR SOLID WASTE MANAGEMENT OPERATORS

ZOOM HEARING

CHAired BY MR. RICARDO DE ABREU
HOSTED BY MS. SHIRLEY ROBINS

* * * * *

Hearing hosted by Ms. Shirley Robins, taken before Molly Klein, Certified Court Reporter, at the Louisiana Department of Environmental Quality, via Zoom, beginning at 9:06 a.m. on December 21, 2022.



A G E N D A

BOARD OF CERTIFICATION AND TRAINING
FOR SOLID WASTE MANAGEMENT OPERATORS
Wednesday, December 21, 2022, at 9:00 a.m.
Zoom Meeting

- I. Roll Call
- II. Review of October 25, 2022, Minutes
- III. LSWA
- IV. Consideration of Operator Certifications
 - Review of Applications for Certification
 - Review of Applications for Conditional Certification
 - Review of Applications for Recertification
 - Review Request for Conditional Certification
 - Issuance of Operator Certificates
- V. Committee Reports
 - Awards - Danny Hylton
 - Testing - Bubba Wynn
 - Continuing Education - Wes Wyche
 - Nominating - David Greene
- VI. Other Business
- VII. Public Comments
- VIII. Adjourn

1 APPEARANCES

2

3 FOR THE LOUISIANA DEPARTMENT OF ENVIRONMENTAL
4 QUALITY:

5 HOSTED BY:

6 SHIRLEY K. ROBINS,

7 602 NORTH 5TH STREET

8 BATON ROUGE, LOUISIANA 70802

9

10 BOARD MEMBERS:

11 RICARDO C. DE ABREU, CHAIR

12 JOHN "BUBBA" WYNN

13 DANIEL "DANNY" HYLTON

14 DAVID GREENE

15 WES WYCHE

16 ROBERT THOMAS

17 DONNIE COLONA

18 DONOVAN DRISKILL

19 JASON CREEL

20

21 APPLICANT NAMES:

22 ELDON EWING

23 JAMES A. ATEs

24 JEFFREY R. PADGETT

25 JOSEPH B DUPONT

1 TRUDY BROWN
2 ROBERT STUTES
3 AUSTIN BOULIGNY
4 JARED DAIGLE
5 BOBBY TAYLOR
6 CATHERINE KIDD CHAPMAN
7 DIETER BECKER
8 DON SMITH
9 FREDERICK WILLIAMS
10 KIRBY THOMPSON
11 PETE CHREEN JR.
12 JOHN "BUBBA" WYNN
13 CLINTON A. JOHNSON
14
15
16
17
18
19
20
21
22
23
24
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX

PAGE

Agenda	2
Appearances	3
Proceedings	6
Reporter's Page	51
Reporter's Certificate	52

EXHIBITS

(None entered.)

P R O C E E D I N G S

1
2 **THE CHAIR:**

3 This meeting of the Board of
4 Certification Training for Solid
5 Waste Management Operations will come
6 to order, date of December 21st,
7 2022. It is 9:06 a.m. Ms. Robin,
8 can we have the roll call, please?

9 **MS. ROBINS:**

10 Okay. Wait. We have Robert on
11 here twice. Do we have to wait for
12 one more person?

13 **THE CHAIR:**

14 I mean, you just call the
15 persons that are on the board, then
16 they will say if they are present.

17 **MS. ROBINS:**

18 Oh, okay. (Inaudible.)

19 **THE CHAIR:**

20 (Inaudible).

21 **MS. ROBINS:**

22 All right. Mr. Bubba Wynn?

23 **MR. WYNN:**

24 Here.

25 **MS. ROBINS:**

1 Donnie Hylton?
2 **MR. HYLTON:**
3 Here.
4 **MS. ROBINS:**
5 David Greene?
6 **MR. GREENE:**
7 Here.
8 **MS. ROBINS:**
9 Donovan Driskill? Danny Colona?
10 Jason --
11 **UNKNOWN SPEAKER:**
12 Donnie Colona.
13 **MS. ROBINS:**
14 Got it. Sorry. Donnie Colona.
15 Jason Creel? Wes Welch? Did I
16 pronounce that correct?
17 **MR. WYCHE:**
18 It's Wyche, and I am here.
19 **MS. ROBINS:**
20 Wyche. Okay. Robert Thomas?
21 **MR. THOMAS:**
22 I'm here.
23 **MS. ROBINS:**
24 And Dr. Ricardo -- I can't ever
25 say your last name.

1 **THE CHAIR:**

2 De Abreu.

3 **MS. ROBINS:**

4 De Abreu?

5 **THE CHAIR:**

6 Yes, that's good. Yes, I'm
7 here. I'm here.

8 **MS. ROBINS:**

9 Okay.

10 **THE CHAIR:**

11 All right. So we have a quorum.
12 Before we start, I just would like to
13 ask you guys, please, whenever you
14 speak, please state your name first.
15 It's a Zoom call. We try to be as --
16 I know the difficulties of being on a
17 Zoom call, so just state your name
18 first, and we'll try to make it as
19 best we can. And do we have anyone
20 who has not received the meeting
21 agenda?

22 (No response.)

23 **THE CHAIR:**

24 Okay. Everybody here received
25 the meeting agenda, so let's go

1 through the list of the agenda.

2 Second item on the list is the
3 Review of October 25, 2022, minutes
4 that was sent to everybody a couple
5 of weeks ago. Do I hear a motion to
6 approve the minutes?

7 **MR. GREENE:**

8 This is David. I approve.

9 **THE CHAIR:**

10 Greene -- David?

11 **MR. GREENE:**

12 Yes.

13 **THE CHAIR:**

14 You made the motion. Okay. So
15 motion by Mr. Greene. Second by?

16 **MR. WYNN:**

17 Bubba Wynn.

18 **THE CHAIR:**

19 Second by Mr. Wynn. Do we have
20 any comments or any discussion?

21 (No response.)

22 **THE CHAIR:**

23 There are none. The motion
24 carries.

25 The third item on the agenda is

1 the review for -- of the agenda for
2 the 2023 LSWA and LDEQ Conference.
3 Bubba, you are going to explain that
4 one for us?

5 **MR. WYNN:**

6 Yes. Everybody, I trust, has
7 got a copy of the conference agenda
8 for the Solid Waste Operators. And
9 if you review the agenda, we have got
10 a total of ten hours of certification
11 hours for the Solid Waste Operators.
12 And if you have them, I won't go
13 through them, but if you don't, I'll
14 be glad to work through every one of
15 them if y'all need.

16 **THE CHAIR:**

17 Yes. We already said that about
18 two weeks ago. I remember -- yeah,
19 around two weeks ago, and I think
20 everybody had a chance to review.

21 **MR. WYNN:**

22 Is there any questions that
23 anybody has as far as the hours or
24 any of the classes?

25 (No response.)

1 **THE CHAIR:**

2 Okay. Very good. Do I hear a
3 motion to approve the agenda for the
4 2023 LSWA and LDEQ Conference?

5 **MR. GREENE:**

6 This is David. I'll make the
7 motion.

8 **THE CHAIR:**

9 A motion by Mr. Green. Do I
10 hear a second?

11 **MR. HYLTON:**

12 Danny Hylton.

13 **THE CHAIR:**

14 Second by Mr. Hylton. Any other
15 comments or discussion?

16 (No Response.)

17 **THE CHAIR:**

18 There are none. The motion
19 carries.

20 Number -- Item Number 4. We're
21 going through the Consideration of
22 Operator Certifications. First
23 item -- or the item is to Review
24 Applications for Certification. You
25 should have received a list of the

1 applicants. First one on the list is
2 Eldon Ewing, he's testing -- or he
3 tested for a C&D Level B -- or he's
4 applying for a C&D Level B
5 certificate. He's from the town of
6 Ball, and he passed the test on
7 December 7th, 2022. Any comments or
8 discussion for Mr. Ewing?

9 (No response.)

10 **THE CHAIR:**

11 Do I hear a motion to approve
12 his application?

13 **MR. WYCHE:**

14 This is Wes. I'll make that
15 motion.

16 **THE CHAIR:**

17 Motion by Mr. Wyche. Do we hear
18 a second?

19 **MR. GREENE:**

20 This is David. I'll second.

21 **THE CHAIR:**

22 Second by Mr. Greene. Any other
23 discussion?

24 (No response.)

25 **THE CHAIR:**

1 There are none. The motion
2 carries.

3 Second is James Ates. He is
4 applying for a Landfill, Level A. He
5 is with A to Z Water Solutions, LLC.
6 He passed the test on October 25,
7 2022. Any comments or discussion on
8 his application?

9 **MR. WYCHE:**

10 This is Wes. I did have some, I
11 guess, questions on -- on this one.
12 In looking at his -- well, I guess
13 the first question was, I wasn't sure
14 what type facility A to Z Solutions
15 is. I know he's looking for a
16 landfill Level A, but I'm not -- I
17 wasn't clear that that was a
18 landfill. But then you said, looking
19 at his experience, that it's all at
20 A to Z, which is listed as a utility
21 construction facility. And I didn't
22 see the landfill experience listed --
23 you know, needed for a Level A, but
24 maybe I'm just not understanding.

25 **MR. GREENE:**

1 That's the same questions I had.
2 I didn't see anything about landfill,
3 and I don't know what it is. It said
4 immediate supervisor "self-employed."
5 I just -- is anybody aware of this
6 place or what it is or --

7 **THE CHAIR:**

8 No. I mean --

9 **MR. WYNN:**

10 I have no idea.

11 **THE CHAIR:**

12 -- what do we have to judge as
13 what is going in the application? So
14 the only thing I see on -- related to
15 solid waste is a waste-site operation
16 at LSU that he obtained in July of
17 1996, but I don't see any other
18 experience as waste management in his
19 application.

20 **MR. GREENE:**

21 I say we deny it or ask for
22 further information or clarification.

23 **THE CHAIR:**

24 Okay. Mr. Greene wants to make
25 a motion to deny the certification --

1 or the application.

2 **MS. ROBINS:**

3 I have a question.

4 **THE CHAIR:**

5 Yes.

6 **MS. ROBINS:**

7 Is that the same as the Union
8 Parish Police Jury? Is that the same
9 as --

10 **MR. GREENE:**

11 Well, not -- I know the Union
12 Parish Police Jury right up here.

13 **MS. ROBINS:**

14 Oh, okay. Okay.

15 **MR. GREENE:**

16 I mean, it's not run by a
17 private company.

18 **MS. ROBINS:**

19 Okay.

20 **THE CHAIR:**

21 Right. I mean, he's very
22 welcome to reapply and just present
23 the -- what his qualifications in
24 waste management is. But as I see
25 right now, I think that is going to,

1 in the end, be a decision for the
2 board, but he doesn't seem to have
3 solid waste management experience in
4 the application itself, although he
5 passed the test. I see here that he
6 passed the test on October 25, 2022.

7 **MS. ROBINS:**

8 Okay. So I need to ask him
9 for -- he needs to turn in what
10 exactly?

11 **THE CHAIR:**

12 He has to --

13 **MR. GREENE:**

14 Well, is he working with a
15 landfill? Where's the location?
16 What does he do?

17 **THE CHAIR:**

18 Yes. According to the
19 regulations, he has to have at least
20 three years of waste management.

21 (Simultaneously speaking.)

22 **MR. WYCHE:**

23 I think a history working at a
24 landfill.

25 **MS. ROBINS:**

1 Okay. Three-year history. Okay.
2 So once he turns that in, do we have
3 to reapply, or do we have to --

4 **THE CHAIR:**

5 Do we deny today? Yes.
6 (Simultaneously speaking.)

7 **MS. ROBINS:**

8 Okay. It is denied. Okay. And
9 he has to do a whole new cert- --
10 yeah, certification, correct?

11 **THE CHAIR:**

12 Yes.

13 **MS. ROBINS:**

14 Okay. And does he have to take
15 the test again, or will he have to
16 just --

17 **THE CHAIR:**

18 He already took the test. If he
19 passed the test, he passed the test.

20 **MS. ROBINS:**

21 Okay.

22 **THE CHAIR:**

23 He doesn't have to redo it.

24 **MS. ROBINS:**

25 So just have to -- application

1 and fees, correct?

2 **THE CHAIR:**

3 That's correct.

4 **MS. ROBINS:**

5 All right. Thank you.

6 **MR. WYNN:**

7 Did --

8 (Simultaneously speaking.)

9 **THE CHAIR:**

10 We could also -- go ahead.

11 **MR. WYNN:**

12 Has everybody looked at his last
13 employment from 2019 to present:

14 Describe your work in detail,
15 supervisor, equipment operator,
16 performing various tasks with utility
17 (indiscernible), remedial
18 construction, safety coordinator, and
19 certified person in water waste --
20 water and waste-site operations?

21 What -- the verification we would
22 need on this is more: What does his
23 waste-site operations include?

24 **THE CHAIR:**

25 I mean, that's correct. And the

1 other thing we can do -- we don't
2 need to deny it today. We can table
3 it and see if it presents, and the
4 next meeting, we can revisit it if he
5 sent additional information. We can
6 vote. There are two things we can
7 do.

8 **MS. ROBINS:**

9 Okay.

10 **MR. WYNN:**

11 Do you know if you-all resent
12 the previous nomination or whatever?
13 I would suggest let's ask for
14 additional information, and he
15 would -- with this, the waste and
16 site operations, if he can prove more
17 on that, he would qualify for a B
18 Level, but he would not qualify for A
19 Level.

20 **THE CHAIR:**

21 Well, if has three more years,
22 he would -- maybe he would qualify --

23 **MR. WYNN:**

24 Right.

25 **THE CHAIR:**

1 -- three more years of
2 experience. But, I mean, at least I
3 agree, it needs to be on the
4 application, so we can judge, you
5 know?

6 (Simultaneously speaking.)

7 **MR. WYCHE:**

8 Shirley, this is Wes. What I
9 might recommend is we could give him
10 a copy of the regulation. I think in
11 Section 913 of whatever the part in
12 (indiscernible). But it sets forth
13 what you have to have for a Level A
14 or a B or a C.

15 **MS. ROBINS:**

16 Okay.

17 **THE CHAIR:**

18 Yes.

19 **MR. WYCHE:**

20 I would just go by what the
21 regulation requires.

22 **THE CHAIR:**

23 Yes. Very good, Mr. Wyche.

24 Thank you.

25 **MS. ROBINS:**

1 All right.

2 **THE CHAIR:**

3 So we have a motion from
4 Mr. Greene to deny the application.
5 Do you still want to continue with
6 the motion, Mr. Greene?

7 **MR. GREENE:**

8 No. I -- just whatever is
9 easiest for the board and for the
10 (indiscernible).

11 **THE CHAIR:**

12 Okay.

13 **MR. GREENE:**

14 I can resend my motion to deny
15 it and just make a motion to table it
16 until he provides further
17 information.

18 **THE CHAIR:**

19 Okay. All right. A motion from
20 Mr. Green to table and get more
21 information about the applicant. Do
22 we hear a second?

23 **MR. WYNN:**

24 I'll second. Bubba Wynn.

25 **THE CHAIR:**

1 Second by Mr. Wynn. Any other
2 comments?

3 (No response.)

4 **THE CHAIR:**

5 Hear none. The motion carries.

6 Next is Mr. Jeffrey Padgett, C&D
7 Level B with the Town of Ball and
8 then passed the test on October 25,
9 2022. Any comments on the
10 application?

11 (No response.)

12 **THE CHAIR:**

13 Do we hear a motion to approve
14 the application?

15 **MR. WYCHE:**

16 This is Wes. I'll make that
17 motion.

18 **THE CHAIR:**

19 Motion by Mr. Wyche. Do we hear
20 a second?

21 **MR. GREENE:**

22 This is David. I'll second.

23 **THE CHAIR:**

24 Second by Mr. Greene. Any other
25 comments?

1 (No response.)

2 **THE CHAIR:**

3 Hear none. The motion carries.

4 Next is Joseph Dupont.

5 Incinerator at Waste Handling Level

6 B, with Trilogy MedWaste. Here I

7 have a note that he didn't make the

8 payment yet. Has that occurred, Ms.

9 Robins?

10 **MS. ROBINS:**

11 No payment.

12 **THE CHAIR:**

13 No payment. So we can decide to

14 review the application and, upon

15 payment and testing approval, get the

16 certification, or we can deny the

17 application due to non-payment. We

18 can do both things. We can have a

19 motion either way.

20 **MR. GREENE:**

21 I make the motion to, I guess,

22 table it until the next -- after he

23 provides payment.

24 **THE CHAIR:**

25 Okay. A motion by Mr. Greene to

1 table until we have payment for
2 review of the application. Do I hear
3 a second?

4 **MR. WYNN:**

5 I'll second. Bubba Wynn.

6 **THE CHAIR:**

7 Second by Mr. Wynn. Any other
8 comments or discussion?

9 (No response.)

10 **THE CHAIR:**

11 Hear none. The motion carries.

12 Next on the list is Trudy Brown
13 landfill Level B with (indiscernible)
14 Lincoln Parish. She passed the test
15 on March 16, 2022. If I'm not
16 mistaken, she had a conditional
17 certification, and now she's applied
18 for a permanent one. Do we have any
19 comments on the application?

20 **MR. WYNN:**

21 Well, it's under the Request for
22 Extension to Conditional
23 Certification, so are they asking to
24 extend the conditional certification,
25 or are they asking for the regular

1 certification?

2 **MS. ROBINS:**

3 Regular certification. She
4 stated that she made her two-year's
5 experience on October 23rd.

6 **MR. WYNN:**

7 Okay.

8 **THE CHAIR:**

9 So now she has the two years
10 that's required to have a Level B
11 certificate, and she got the ten
12 hours that was required too.

13 **MR. WYNN:**

14 All right. This is Bubba Wynn.
15 I make the motion that we accept it.

16 **THE CHAIR:**

17 A motion by Mr. Wynn to approve
18 the application. Do we hear a
19 second?

20 **MR. WYCHE:**

21 This is Wes. I'll second.

22 **THE CHAIR:**

23 A second by Mr. Wyche. Any
24 other comments?

25 (No response.)

1 **THE CHAIR:**

2 Hear none. The motion carries.

3 Next is Mr. Robert Stutes, C&D
4 Level A, with McManus Construction,
5 and he had the test scheduled for
6 December 15th, 2022. Ms. Robins,
7 Mr. Stutes took the test and was
8 approved?

9 **MS. ROBINS:**

10 Yes. Mr. Stutes passed -- took
11 his test and passed.

12 **THE CHAIR:**

13 Okay. Very good. So any
14 comments on the application for
15 Mr. Stutes?

16 (No response.)

17 **THE CHAIR:**

18 Okay. Do I hear a motion to
19 approve the application?

20 **MR. WYCHE:**

21 I'll make the motion. This is
22 Wes.

23 **THE CHAIR:**

24 A motion by Mr. Greene [sic].
25 Do I hear a second?

1 **MR. GREENE:**

2 I think Wes made the motion
3 first. I'll second it.

4 **THE CHAIR:**

5 Okay. So a motion by Mr. Wyche,
6 a second by Mr. Greene. Any other
7 comments?

8 (No response.)

9 **THE CHAIR:**

10 Hear none. The motion carries.
11 The next item on the agenda is
12 the Review of Application for
13 Conditional Certification, and we
14 have just one application for Review
15 for a Conditional Certification.
16 Austin Bouligny, Transfer Station
17 Level B, with Liquid Environmental
18 Solutions. Also, there was no
19 payment at that time. Is that still
20 correct?

21 **MS. ROBINS:**

22 That it still correct. No
23 payment.

24 **THE CHAIR:**

25 Okay. Do I hear a motion to

1 table it until we receive payment?

2 **MR. WYNN:**

3 Bubba Wynn. I'll make the
4 motion.

5 **THE CHAIR:**

6 A motion to table it until we
7 receive payment by Mr. Wynn. Do I
8 hear a second?

9 **MR. GREENE:**

10 This is David. I'll make the
11 second.

12 **THE CHAIR:**

13 Second by Mr. Greene. Any other
14 comments?

15 (No response.)

16 **THE CHAIR:**

17 Hear none. The motion carries.
18 Next is the Request for
19 Extension for Conditional
20 Certification by Jared Daigle, a
21 Regular Waste Handle Level B,
22 conditional. He's with Trilogy
23 MedWaste. And I see here he also
24 doesn't have payment on the
25 application; is that correct?

1 **MS. ROBINS:**

2 No payment.

3 **THE CHAIR:**

4 Okay. Do I hear a motion to
5 table this or until his -- to review
6 the application upon receipt of
7 payment?

8 **MR. WYCHE:**

9 This is Wes. I make that
10 motion.

11 **THE CHAIR:**

12 A motion by Mr. Wyche. Do I
13 hear a second?

14 **MR. GREENE:**

15 I'll second. This is David.

16 **THE CHAIR:**

17 Second by Mr. Greene. Any
18 comments?

19 (No response.)

20 **MS. ROBINS:**

21 And that was tabled until
22 payment is received?

23 **THE CHAIR:**

24 Yes.

25 **MS. ROBINS:**

1 Thank you.

2 **THE CHAIR:**

3 Any other comments?

4 (No response.)

5 **THE CHAIR:**

6 Hear none. The motion carries.

7 We don't have any Requests for

8 Certification by (indiscernible).

9 Next, Review Application for

10 Recertification, and we are going to

11 do it as a batch. We have reviewed,

12 and they have -- all the applicants

13 have the required 40 hours for

14 recertification. I'm going to go

15 through the list, and we can do that

16 as a single item.

17 I have Bob Taylor, Catherine

18 Kidd Chapman, Dieter Becker, Don

19 Smith, Frederick Williams, Kirby

20 Thompson, and Pete Chreen, Jr., and

21 all of them have the 40 hours

22 required.

23 **MR. WYNN:**

24 And then also John "Bubba" Wynn.

25 **MS. ROBINS:**

1 Yes.

2 **THE CHAIR:**

3 You were a special case. I

4 mean, we're not -- we're not going to

5 do you right now because I'm going to

6 ask some questions of you, okay?

7 **MR. WYNN:**

8 All right.

9 **THE CHAIR:**

10 So we have 1, 2, 3, 4, 5, 6, 7.

11 So on the seven recertifications, do

12 we have any questions or comments or

13 anything for discussion?

14 (No response.)

15 **THE CHAIR:**

16 Okay. Do I hear a motion to

17 approve the recertifications?

18 **MR. WYNN:**

19 This is Bubba Wynn. I make the

20 motion.

21 **THE CHAIR:**

22 A motion by Mr. Wynn. Do I hear

23 a second?

24 **MR. WYCHE:**

25 Wes. I'll second.

1 **THE CHAIR:**

2 Second by Mr. Wyche. Any other
3 comments?

4 (No response.)

5 **THE CHAIR:**

6 Hear none. The motion carries.

7 So next, we have the application
8 by Mr. John Wynn. And I just want to
9 make clear, Mr. Wynn, you have at
10 least two -- you have been on the
11 board at least two times; is that
12 correct?

13 **MR. WYNN:**

14 Yes.

15 **THE CHAIR:**

16 So in this case, you could apply
17 for a lifetime certification. Is
18 that what you want?

19 **MR. WYNN:**

20 Yes. That's what I wrote down
21 on the deal --

22 **MS. ROBINS:**

23 All right.

24 **THE CHAIR:**

25 Okay.

1 **MR. WYNN:**

2 -- lifetime certification.

3 **THE CHAIR:**

4 All right. So do we hear a
5 motion to approve Mr. Wynn -- John
6 Wynn for a lifetime certification for
7 Level A, all categories?

8 **MR. WYCHE:**

9 This is Wes. I will make that
10 motion.

11 **THE CHAIR:**

12 A motion by Mr. Wyche. Do I
13 hear a second?

14 **MR. GREENE:**

15 This is David. I'll second.

16 **THE CHAIR:**

17 Second by Mr. Greene. Any
18 comments or discussion?

19 (No response.)

20 **THE CHAIR:**

21 Hear none. The motion carries.
22 Mr. Wynn, congratulations on a
23 lifetime certification.

24 **MR. WYNN:**

25 Thank you. Thank you.

1 **THE CHAIR:**

2 Next on the agenda --

3 **MR. WYNN:**

4 I appreciate the confidence.

5 **THE CHAIR:**

6 Yes. Next on the agenda, we
7 have incomplete recertification
8 application from Mr. Clinton Johnson,
9 C&D Level A, Separation Level A. He
10 works at (indiscernible) Southern
11 Disposal Service. He had 20 hours
12 between 2019 and 2022, and the
13 certificate expired in March 2021.
14 Do we have any comments or discussion
15 on that one?

16 **MR. WYNN:**

17 I'm sorry. I do not have a copy
18 of that one. So I'll have to rely on
19 y'all.

20 **THE CHAIR:**

21 Okay. So it seems that he
22 doesn't have enough hours, and also,
23 his certificate expired more than one
24 year ago, so he would not be
25 automatically considered for

1 recertification unless the board
2 decides to do so.

3 **MR. WYNN:**

4 His certification expired in
5 '21?

6 **THE CHAIR:**

7 Yes. March 2021.

8 **MR. WYNN:**

9 Well, we've had several Zoom
10 meetings, even during the COVID
11 situation, and my recommendation or
12 my motion would be that he'd have to
13 retest.

14 **THE CHAIR:**

15 Okay.

16 **MR. HYLTON:**

17 Second. Danny Hylton.

18 **THE CHAIR:**

19 So a motion by Mr. Wynn to deny
20 the recertification?

21 **MR. WYNN:**

22 Yes.

23 **THE CHAIR:**

24 And second by Mr. --

25 **MR. HYLTON:**

1 Danny Hylton.

2 **THE CHAIR:**

3 -- Hylton, yes.

4 **MR. HYLTON:**

5 Yes.

6 **THE CHAIR:**

7 Second by Mr. Hylton. Do we

8 have any other discussion?

9 (No response.)

10 **THE CHAIR:**

11 Hear none. The motion carries.

12 **MS. ROBINS:**

13 Okay. You say he has to retest?

14 **THE CHAIR:**

15 Yes. We are denying the

16 recertification. So in order for him

17 to be certified again, he will have

18 to go and retest and have all the --

19 basically, he would have to reapply.

20 **MS. ROBINS:**

21 Okay.

22 **THE CHAIR:**

23 A regular certificate.

24 **MS. ROBINS:**

25 Okay.

1 **THE CHAIR:**

2 All right. Now we have the
3 Issuance of Operator Certification.
4 Ms. Robins, could you please go
5 through the list of all applicants
6 that we're giving the operator
7 certification today?

8 **MS. ROBINS:**

9 Okay. I have Edwin -- this is
10 everybody who was approved today?

11 **THE CHAIR:**

12 Yes. Yes.

13 **MS. ROBINS:**

14 Edwin Ewing, Jeffrey Padgett,
15 Trudy Brown, Robert Stutes, Catherine
16 Chapman, Dieter Becker, Don Smith,
17 Frederick Williams, Kirby Thompson,
18 Pete Chreen, and John Wynn.

19 **THE CHAIR:**

20 Do I hear a motion to approve
21 all these applicants to receive the
22 operator certificates?

23 **MR. WYNN:**

24 Bubba Wynn. I will make the
25 motion.

1 **THE CHAIR:**

2 Motion by Mr. Wynn.

3 **MR. GREENE:**

4 This is David. I'll second.

5 **THE CHAIR:**

6 Second by Mr. Greene. Any
7 comments?

8 (No response.)

9 **THE CHAIR:**

10 Hear none. The motion carries.
11 Next, we have the Committee
12 Reports. First, the Awards Report by
13 Mr. Hylton.

14 **MR. HYLTON:**

15 Nothing to report.

16 **THE CHAIR:**

17 Mr. Hylton has nothing to
18 report. Next is Bubba Wynn.

19 **MR. WYNN:**

20 Can I ask a question on the
21 award? Danny, when do we do the --
22 send out the application for the
23 Bentley Mackay Award to be presented
24 at the conference?

25 **MR. HYLTON:**

1 You know, I don't have a
2 (indiscernible) to that. I'll take
3 care of that, so you don't need to
4 come on with more knowledge than me
5 to answer that question.

6 **MR. WYNN:**

7 Okay. But, Shirley, I think you
8 need to -- you might ask Suzanne
9 Bordelon when that -- the forms
10 should be sent out for the Bentley
11 Mackay Award.

12 **MS. ROBINS:**

13 And what award is that?

14 **MR. WYNN:**

15 Bentley Mackay Award. It is
16 presented every year at the
17 conference as to the Outstanding
18 Lifetime Achievement Award for solid
19 waste manager operators.

20 **MS. ROBINS:**

21 Okay. I will inquire about
22 that.

23 **MR. WYNN:**

24 Okay.

25 **THE CHAIR:**

1 Thank you, Ms. Robins. On
2 Tests, Mr. Wynn?

3 **MR. WYNN:**

4 I'm going to have to leave that
5 to Ms. Robins. I mean,
6 (indiscernible) was tested today --
7 or --

8 **MS. ROBINS:**

9 No. Not today.

10 **MR. WYNN:**

11 -- not today, but I mean during
12 this session.

13 **MS. ROBINS:**

14 This time period -- 1, 2 -- just
15 2.

16 **MR. WYNN:**

17 Just 2?

18 **MS. ROBINS:**

19 Yes.

20 **MR. WYNN:**

21 And they all passed?

22 **MS. ROBINS:**

23 Yes, all passed.

24 **MR. WYNN:**

25 Okay. That's my report. Thank

1 you.

2 **THE CHAIR:**

3 Okay. We have Continuing
4 Education by Mr. Wyche.

5 **MR. WYCHE:**

6 And I have no report of which
7 I'm aware.

8 (Simultaneously speaking.)

9 **MR. WYCHE:**

10 Unless somebody else has
11 (indiscernible) they can make on my
12 behalf.

13 **THE CHAIR:**

14 And we have Nominating by
15 Mr. Greene.

16 **MR. GREENE:**

17 And I have nothing to report.
18 There's no nominations or pending
19 (inaudible).

20 **THE CHAIR:**

21 So no report.

22 **MR. WYNN:**

23 Let me ask this question: Would
24 that be under yours, David? The
25 nominating for Bentley Mackay Award.

1 Or would that be under Danny for
2 Awards?

3 **MR. HYLTON:**

4 I guess whoever draws the short
5 straw.

6 **MR. GREENE:**

7 It's Suzanne who would just
8 sends it out to us and ask us and --
9 I don't know. I would think it would
10 be the "Award," but, you know, you've
11 got to be nominated, but...

12 **MR. WYNN:**

13 Anyway, it's coming up, so we
14 need to do it prior to --

15 (Simultaneously speaking.)

16 **THE CHAIR:**

17 It's in March, so -- the
18 conference is in March, so if you
19 want to give this part, we're going
20 to have to have a special session
21 just to approve the nominations.

22 **MR. WYNN:**

23 Right. Well, we will have to
24 have a special meeting just to
25 approve that. But --

1 **THE CHAIR:**

2 And we can do that. As long as
3 we have everybody, so --

4 **MR. WYNN:**

5 And it is the board's
6 responsibility to make the nomination
7 for the Bentley Mackay Award.

8 **THE CHAIR:**

9 That's correct. And, Ms.
10 Robins, as far as you know it, we
11 didn't receive any nominations for
12 the Bentley Mackay Award, right?

13 **MS. ROBINS:**

14 No.

15 **THE CHAIR:**

16 Okay. So, yes, please inquire
17 as soon as possible, and maybe we can
18 have a special session for the board
19 on -- a special meeting for the board
20 in January. I know the conference is
21 in full motion right now, and we need
22 to have a date as soon as possible.

23 **MS. ROBINS:**

24 Okay.

25 **THE CHAIR:**

1 All right. Okay. This
2 concludes the Committee Reports. Do
3 we have any other business?

4 (No response.)

5 **THE CHAIR:**

6 I hear none. Other comments --
7 we don't have anyone from the public
8 here.

9 **MR. WYNN:**

10 No, but I would like to make a
11 comment that I wish everybody a very
12 Merry Christmas this year and to be
13 careful with the weather conditions
14 coming up.

15 **THE CHAIR:**

16 Absolutely. Thank you so much,
17 Mr. Wynn. Thank you for everybody
18 that has served this board this year.
19 It has been a very challenging one
20 with all the applications, and
21 Ms. Robins is doing a spectacular job
22 just trying to understand the
23 process. And I know that she
24 didn't --

25 **MS. ROBINS:**

1 Yes.

2 **THE CHAIR:**

3 -- have much time to learn the

4 processes, and she's catching up

5 pretty quick.

6 **MR. WYCHE:**

7 That's good.

8 **MS. ROBINS:**

9 Thank you.

10 **THE CHAIR:**

11 Yes. She is doing a magnificent

12 job. And thank you for everybody,

13 and thank you for Robert Thomas that

14 has been our DEQ quiet guy there. I

15 know that he is --

16 **MR. THOMAS:**

17 Yes, sir. I'm taking it all in.

18 Y'all (inaudible) have a handle on it

19 without me.

20 **THE CHAIR:**

21 Thank you so much. With that,

22 do I hear a motion to -- you've got

23 something to say?

24 **MS. ROBINS:**

25 Yes. I do have a question. So

1 all the applications that you guys
2 tabled today, I have to reach out to
3 them and get more information for
4 them, correct?

5 **MR. GREENE:**

6 If I'm not mistaken, there's
7 only one that we were requiring more
8 information --

9 **MS. ROBINS:**

10 Okay.

11 **MR. GREENE:**

12 -- and the other ones was they
13 just didn't send the money in.

14 **MS. ROBINS:**

15 Okay.

16 **MR. GREENE:**

17 And I hate to bring it up now,
18 but, you know, next time we get in
19 this situation, we could go ahead and
20 approve the application but not give
21 them certification until they send
22 the money in, you know, but...

23 **THE CHAIR:**

24 Well -- but that's exactly what
25 I see as the problem because people

1 send the application, take the test,
2 and only if they would get approved,
3 they pay; if they don't get the
4 application approved, they don't pay.
5 And we are -- I mean people who are
6 working the applications, we are
7 reviewing, so, to me, you have to
8 have the payment to be able to review
9 the application.

10 **MS. ROBINS:**

11 Right. Right.

12 **THE CHAIR:**

13 Because they (indiscernible)
14 with Ms. Robins, you know?

15 **MS. ROBINS:**

16 Okay.

17 **THE CHAIR:**

18 I mean, that costs money, and, I
19 mean, it's not -- I don't think it's
20 fair the applicant doesn't pay it
21 until he sees the outcome, you know?

22 **MR. GREENE:**

23 Okay. Okay.

24 (Simultaneously speaking.)

25 **MS. ROBINS:**

1 So you just want to table it or
2 deny it? Did I hear that correct?

3 **MR. GREENE:**

4 No. No. There was no motion
5 made.

6 **MS. ROBINS:**

7 Okay. Okay.

8 (Simultaneously speaking.)

9 **MR. GREENE:**

10 Yeah, it was just an inquiry.

11 **MS. ROBINS:**

12 So just set them on the side.

13 Okay.

14 **MR. WYCHE:**

15 This is Wes. I was looking at
16 what I think is a regulation about
17 the fees, and it says: No
18 application will be accepted or
19 processed prior to payment in the
20 full amount specified.

21 **THE CHAIR:**

22 Yes. That's correct. That's
23 correct.

24 **MR. WYCHE:**

25 Okay.

1 **THE CHAIR:**

2 I think the board maybe made
3 exceptions in the past, but I don't
4 think that's -- it might have been
5 that that's not the way it should be.

6 **MS. ROBINS:**

7 Okay.

8 **THE CHAIR:**

9 All right. Any other
10 discussions? Comments?

11 (No response.)

12 **THE CHAIR:**

13 If you guys want to air out some
14 grievance, this is the time.

15 **MS. ROBINS:**

16 And Merry Christmas and Happy
17 New Year to everybody. Y'all have a
18 safe holiday.

19 **THE CHAIR:**

20 Yes. So I hear a motion to
21 adjourn?

22 **MR. GREENE:**

23 This is David. I'll make a
24 motion.

25 **THE CHAIR:**

1 A motion by Mr. Greene. Do I
2 hear a second?

3 **MR. THOMAS:**

4 Second. This is Rob.

5 **UNKNOWN SPEAKER:**

6 Oh, wow, Rob --

7 **THE CHAIR:**

8 All right.

9 **UNKNOWN SPEAKER:**

10 He just woke up a while ago.

11 **THE CHAIR:**

12 This meeting is adjourned.

13 Thank you so much.

14 **THE COURT REPORTER:**

15 Off the record.

16 (Hearing concluded at 9:42 a.m.)

17

18

19

20

21

22

23

24

25

1 REPORTER'S PAGE

2 I, MOLLY KLEIN, Certified Court Reporter in
3 and for the State of Louisiana, the officer, as
4 defined in Rule 28 of the Federal Rules of Civil
5 Procedure and/or Article 1434(B) of the
6 Louisiana Code of Civil Procedure, before whom
7 this proceeding and sworn testimony was taken,
8 do hereby state on the Record:

9 That due to the interaction in the
10 spontaneous discourse of this proceeding, dashes
11 (--) have been used to indicate pauses, changes
12 in thought, and/or talkovers; that same is the
13 proper method for a Court Reporter's
14 transcription of proceeding, and that the dashes
15 (--) do not indicate that words or phrases have
16 been left out of this transcript;

17 That any words and/or names which could not
18 be verified through reference material have been
19 denoted with the phrase "(indiscernible)."
20

21 _____
22 MOLLY KLEIN

23 Certified Court Reporter

24 License No. 2020002
25

1 REPORTER'S CERTIFICATE

2
3 This certification is valid only for a
4 transcript accompanied by my original signature
5 and official seal on this page. I, MOLLY KLEIN,
6 Certified Court Reporter, in and for the State
7 of Louisiana, as the officer before whom this
8 testimony was taken, do hereby certify that (No
9 witnesses present.), after having been first
10 duly sworn by me upon authority of R.S. 37:2554,
11 did testify as hereinbefore set forth in the
12 foregoing pages;

13 That this testimony was reported by me in
14 the voice-writing method, and was prepared and
15 transcribed by me or under my personal direction
16 and supervision, and is a true and correct
17 transcript to the best of my ability and
18 understanding;

19 That the transcript has been prepared in
20 compliance with transcript format guidelines
21 required by statute or by rules of the board,
22 and that I am informed about the complete
23 arrangement, financial or otherwise, with the
24 person or entity making arrangements for
25 deposition services;

1 That I have acted in compliance with the
2 prohibition on contractual relationships, as
3 defined by Louisiana Code of Civil Procedure
4 Article 1434 and in rules and advisory opinions
5 of the board;

6 That I have no actual knowledge of any
7 prohibited employment or contractual
8 relationships, as defined by Louisiana Code of
9 Civil Procedure Article 1434 and in rules and
10 advisory opinions of the board.

11 I am not related to counsel or to the
12 parties herein, nor am I otherwise interested in
13 the outcome of this matter.

14

15

16

17

MOLLY KLEIN

18

Certified Court Reporter

19

License No. 2020002

20

21

22

23

24

25