

## STAFF REPORT



**SUBJECT:** Landfill Permit Amendment – Professional Services  
**MEETING:** Public Works Committee Meeting - 23 SEP 2021  
**DEPARTMENT:** Public Works  
**STAFF CONTACT:** Nick Williams

### RECOMMENDATION:

Staff recommends authorization to engage in Professional Services representation with Lloyd Gosselink to pursue an amendment of the state operating permit for the Stephenville Landfill.

### BACKGROUND:

State of Texas records indicate the Stephenville Landfill began accepting Type I waste as a permitted facility in 1975. Following passage of Subtitle D regulations by the Environmental Protection Agency in 1991, the landfill was re-permitted with the state and converted to accept only construction and demolition (C&D) Type IV waste.

At the time the decision was made to close the Pre-Subtitle D Type I area and limit the Type IV waste to only the undeveloped area, the city gave up almost 2 million cubic yards of airspace that could have been used for C&D waste.

The volume of incoming yardage has increased significantly over the last few years and, while increasing revenue, has also resulted in a faster depletion of available airspace. Estimates indicate the landfill's current available volume has less than ten years of available airspace. Locating, purchasing, permitting, and constructing a new landfill site can easily take more than ten years to complete. The goal of engaging the proposed professional services is to reclaim the previously permitted airspace and extend the life of the landfill for 50+ years.

### FISCAL IMPACT SUMMARY:

The engagement letter, copy attached, confirms Lloyd Gosselink will provide legal representation to the City of Stephenville with respect to assisting the city in pursuing a TCEQ permit to expand the landfill.

The proposed professional services representation will, in staff's opinion, provide the most effective effort to obtain a landfill permit amendment and regain the most airspace for the landfill. The agreement cost is limited to \$50,000 without further written approval from the city. The agreement has been reviewed by the city attorney.

The FY20-21 budget adopted September 7, 2021 specifically includes funds for these professional services.

### ALTERNATIVES:

The following alternatives are offered for consideration:

1. Do not recommend approval of the engagement letter as presented;
2. Recommend an alternative approach to regain previously permitted airspace.

### ADVANTAGES:

Approval of the proposed engagement letter provides the best opportunity to regain the previously permitted airspace.

### DISADVANTAGES:

No disadvantages are identified at this time regarding approval of the engagement letter.

### ATTACHMENTS:

Attached is a copy of the engagement letter and an overview of the landfill site. The drawings show the permitted final cover plan prior to and after Subtitle D.

[Landfill Permit Amendment – Professional Services – Lloyd Gosselink](#)

[Landfill Cover Plans pre and post Subtitle D](#)