



GENERAL SESSION  
HAZARDOUS WASTE MANAGEMENT COMMISSION (HWMC)  
March 17, 2008; 09:00 A.M.  
1730 East Elm Street  
Bennett Spring / Roaring River Conference Room  
Jefferson City, MO 65102

*(Note: The March 17, 2008, Hazardous Waste Management Commission meeting was conducted by teleconference. Public participants were presented with the option to attend the meeting in person or by phone. The Commissioners and the Commission's Legal Counsel, Ms. Shelley Woods, participated by phone.)*

COMMISSIONERS PRESENT BY PHONE

Patrick Gleason, Chairman  
Andrew Bracker, Vice-Chairman  
Ben Kessler  
Jamie Frakes  
Elizabeth Aull

COMMISSION ATTORNEY PRESENT BY PHONE

Ms. Shelley Woods, Assistant Attorney General and Legal Counsel for Commission

PARTIES PRESENT BY PHONE

Ms. Andrea Farr, Green America Recycling, L.L.C. (formerly Continental Cement)  
Mr. Matt Nelson, Green America Recycling, L.L.C.  
Mr. Eugene Schmittgens, Jr., Legal Counsel for Green America Recycling, L.L.C.

CALL TO ORDER

Chairman Gleason called the meeting to order at approximately 9:05 a.m. He asked that a roll call be taken. The result of the roll call was as follows:

Elizabeth Aull	Yes
Jamie Frakes	Yes
Ben Kessler	Yes
Patrick Gleason, Chairman	Yes

Commissioner Bracker joined the call at this time. Chairman Gleason requested a second roll call be taken. The results were as follows:

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Elizabeth Aull	Yes
Jamie Frakes	Yes
Ben Kessler	Yes
Andrew Bracker, Vice-Chairman	Yes
Patrick Gleason, Chairman	Yes

1. ORDER TO DISMISS PUBLIC HEARING REQUEST

Ms. Shelley Woods, AGO, informed the Commission she had received an e-mail from Ms. Smith, the requestor for a public hearing on Continental Cement Company's variance request, stating that she did not want to proceed with a public hearing. Since Ms. Woods was in receipt of the e-mail, she asked the Commission to dismiss the Order to hold a public hearing.

Chairman Gleason asked the Commissioners to vote to dismiss the Order as requested by Ms. Shelley Woods. Commissioner Aull asked Ms. Woods if she was able to vote to dismiss the Order since she had abstained from a vote regarding Continental Cement Company at the meeting on Thursday, February 21, 2008. After inquiring as to why Commissioner Aull had abstained from the vote on the original action, Ms. Woods informed Commissioner Aull she did not need to abstain and could vote on the Order.

Chairman Gleason asked for a motion to dismiss the Order. Commissioner Bracker moved to dismiss the Order. Commissioner Frakes seconded the motion.

*Motion carried.*

Chairman Gleason asked that another roll call take place. The roll call was as follows:

Elizabeth Aull	Yes
Jamie Frakes	Yes
Ben Kessler	Yes
Andrew Bracker, Vice-Chairman	Yes
Patrick Gleason, Chairman	Yes

Chairman Gleason asked that a vote be taken to dismiss the Order. The results of the vote were as follows:

Elizabeth Aull	Abstain
Jamie Frakes	Yes
Ben Kessler	Yes
Andrew Bracker, Vice-Chairman	Yes
Patrick Gleason, Chairman	Yes

*A vote was taken, four were in favor and one abstained.*

2. CONTINENTAL CEMENT VARIANCE PETITION

Chairman Gleason introduced the recommended action to vote on the variance petition for Continental Cement Company, L.L.C. He asked for a motion to be made.

Commissioner Kessler identified himself and moved to approve the variance request from Continental Cement Company, L.L.C. with the conditions. Commissioner Frakes identified himself and seconded the motion.

Patrick Gleason, Chairman	Yes
Andrew Bracker, Vice-Chairman	Yes
Ben Kessler	Yes
Jamie Frakes	Yes
Elizabeth Aull	Abstain

A vote was taken, four were in favor and one abstained.

*Motion carried.*

Ms. Darleen Groner, Permits Section, asked the Commission when the Order would go into effect. Ms. Shelley Woods informed Ms. Groner that the Order was effective once the Commissioners voted on it, which made it effective as of Monday, March 17, 2008.

Ms. Groner informed Green America Recycling, L.L.C. that she would forward a temporary copy of the Order to them, and that once she received the signed copy from the Commissioners, that she would send a final copy.

3. ADJOURNMENT

Commissioner Kessler made a motion to adjourn the meeting.  
Commissioner Frakes seconded.

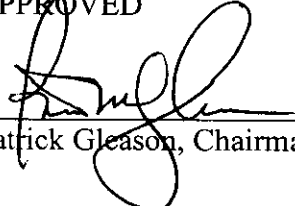
*A vote was taken, all in favor. Motion carried.*

Meeting adjourned at approximately 9:20 a.m.

Respectfully Submitted,

  
Salona Parker, Commission Secretary

APPROVED

  
Patrick Gleason, Chairman

6/26/08  
Date