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# MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT

*Home of the Last Chance Mercantile*

## FINANCE COMMITTEE MEETING

### AGENDA

Wednesday, October 7, 2020

Bales Boardroom

9:00 a.m.

14201 Del Monte Blvd., Monterey County, CA

**Please Note:** Meeting will be held virtually via zoom compliant with Governor Newsom's executive Order N-29-20 which allows local legislative bodies to hold public meetings via teleconference and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and address the local legislative body to avoid public gatherings, and which suspended all contrary provisions of the Brown Act.

To join the zoom webinar, click on this link: <https://us02web.zoom.us/j/86825245648> copy/paste the link into your browser, or type the link into your browser. If your computer does not have audio, you will also need to join the meeting via phone. To participate via phone, please call: 1-669-900-9128; Meeting ID: 868 2524 5648 Public Comments: if you are unable to participate via telephone or virtually, you may also submit your comments by e-mailing them to [igonzales@mrwmd.org](mailto:igonzales@mrwmd.org) with one of the following subject lines "Public Comment Item #" (insert the item number relevant to your comment) or "Public Comment - Non Agenda Item". Comments must be received by 4:00 p.m. on Tuesday, October 6, 2020. All submitted comments will be provided to the Committee and may be read into the record or compiled as part of the record. Public comment will also be accepted during the meeting.

### CALL TO ORDER

### ROLL CALL AND ESTABLISHMENT OF QUORUM

### PUBLIC COMMUNICATIONS

Anyone wishing to address the Committee on matters *not* appearing on the Agenda may do so now. *Please limit comments to a maximum of three (3) minutes.* The public may comment on any other matter listed on the agenda at the time the matter is being considered by the Board.

### ITEMS FOR COMMITTEE CONSIDERATION, DISCUSSION AND ACTION

1. Review Composting Operations Draft Lease Agreement with Gabilan AG Services.
2. Update on Landfill Gas Collection System and Report of CARB/MBARD Inspection.
3. Update on Last Chance Mercantile Project.
4. Update on Financial Audit Process.
5. General Manager Communications.

**CLOSED SESSION**

As permitted by Government Code Section 54956 et seq., the Board may adjourn to a Closed Session to consider specific matters dealing with litigation, certain personnel matters, property negotiations or to confer with the District's Meyers-Milias-Brown Act representative.

1. Conference with Property Negotiators:
  - Property: Landfill Site Space/Capacity
  - District Negotiators: Tim Flanagan, Peter Skinner, Guy Petraborg and Timothy Brownell
  - Negotiating Parties: City of Capitola, City of Scotts Valley, City of Watsonville, Santa Cruz County, Salinas Valley Recycles, County of Monterey, City of Salinas
  - Terms: All Terms and Conditions

**RETURN TO OPEN SESSION WITH ANY REQUIRED ANNOUNCEMENTS FROM CLOSED SESSION** Please note: A report out and announcement concerning the closed session will be provided to anyone requesting same by emailing [igonzales@mrwmd.org](mailto:igonzales@mrwmd.org).

**ADJOURNMENT**

**NEXT MEETING DATE:** Wednesday, November 4, 2020 at 9:00 a.m.



# Memorandum

## MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT

DATE: October 2, 2020  
TO: Finance Committee  
FROM: General Manager  
SUBJECT: Finance Committee Meeting of October 7, 2020

1. **Review Composting Operations Lease Main Business Terms for Agreement with Gabilan AG Services** Staff will present a summation of the main business terms and deal points with Gabilan Ag Services. These deal points will form the main contract basis for term of Agreement, conditions, process for rate setting, changes in law anticipated and other significant issues. The full Agreement will be reviewed by District counsel and approved by the Board. We hope to have this ready for the October Board meeting.

*Recommendation: Provide Staff Direction*

2. **Update on Landfill Gas Collection System and Report of CARB/MBARD Inspection** Staff will present a verbal report on an inspection performed at the Monterey Peninsula landfill on September 16<sup>th</sup> by the California Air Resources Board (CARB) and the Monterey Bay Air Resources District (MBARD). Observations were made about the landfill gas collection system's effectiveness and several conditions will need to be addressed to improve the system. Capital funding for the LFG collection and control system has been set aside in our 2018 Bonds and in our FY 2020/21 Capital Budget. It can be anticipated that there will be a level of capital spending greater than was presented in the FY 2020/21 Budget. This initial assessment will be updated as additional information becomes available or should CARB/MBARD provide us with a report of their observations.

*Recommendation: Information Only*

3. **Update on Audit Process** – A verbal report will be presented at the meeting.

*Recommendation: Information Only*

4. **Update on Last Chance Mercantile Project**

Staff will present a brief summary of their meetings with several community-based organizations as we gather facts and information about different approaches to the re-opening of the LCM. Staff is continuing to work on the development of an RFQ which will identify organizations who have both community interests and roots, and operational approaches that can make sure the re-opening of the LCM is successful and financially viable for the District.

*Recommendation: Provide Direction to Staff*

5. **General Manager Communications**

**Update on County Litter Program** Staff has been contacted by the County to support interim efforts to manage litter and illegal dumping while the formal MOU the Board agreed to in concept is being finalized. Staff estimates that the request to bring in this material captured by county staff and their contractors should be a relatively small amount of material and should not exceed \$10-15,000 in landfill disposal credits to receive this material. The MOU should be completed and ready for the Board to ratify by the December Board meeting.

**M1W Update on Energy Project** District staff continues to engage with M1W staff on the potential of bringing electrical connection project between M1W and the District under the District's management in order to focus efforts and fund the completion of the project. M1W staff has been focused on their Pure Water project understandably. District staff will continue to engage and meet with M1W on a regular basis until we can get a project schedule and a completed MOU for the work developed between the two agencies.

**Fire Debris** - District Staff has been coordinating with Monterey and Santa Cruz County representatives together with Cal-EPA agencies on preparations for the cleanup and restoration activities of fire damaged properties. The District has filed the required Notice of Intent (NOI) with the State to allow for fire debris to be received at the District's Monterey Peninsula Landfill; a Class III Non-Hazardous Municipal Solid Waste landfill. The State agencies, together with the County agencies, are conducting a process to both identify and clean up hazardous materials from fire damaged sites with disposal at a Class I or Class II permitted landfill. Any residual fire debris that is remaining after this cleanup process and is classified as non-hazardous can then be delivered to a participating local Class III landfill such as Monterey Peninsula Landfill. Owners of fire damaged property will have the option to Opt-In to the State's cleanup process or to Opt-Out. Property owners that decide to Opt-Out of the State's cleanup process will be required to retain qualified consultants and contractors to accomplish the removal and certification of removal of hazardous materials from the property. That certification together with other evidence that only non-hazardous materials are being transported for disposal will be required by the District as part of its pre-disposal approval process of fire debris from Monterey and Santa Cruz Counties.

**COVID-19 Update** We have had one additional case of COVID-19 at the District since last month's committee meeting. This brings the total number of positive cases to five since the pandemic started. At this time, we know of no other District employee that was exposed to COVID-19 from this persons exposure.

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### **ADJOURNMENT**

**NEXT MEETING DATE:** Wednesday, November 4, 2020 at 9:00 a.m.

Respectfully submitted,



Timothy S. Flanagan