

BOARD OF DIRECTORS
LEO LASKA
CHAIR
DENNIS ALLION
VICE CHAIR
GARY BALES
SUE MC CLOUD
DAVID PENDERGRASS
LIBBY DOWNEY
JANE PARKER
IAN OGLESBY
BRUCE DELGADO



WILLIAM MERRY, P.E., BCEE
GENERAL MANAGER/
DISTRICT ENGINEER
TIMOTHY S. FLANAGAN
ASST. GENERAL MANAGER
RICHARD SHEDDEN, P.E.
SENIOR ENGINEER
ROBERT WELLINGTON
COUNSEL

MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT

Home of the Last Chance Mercantile

MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT SPECIAL MEETING MINUTES

Friday, 9:30 a.m.
November 28, 2012

Boardroom
MRWMD Offices
14201 Del Monte Blvd., Marina CA

MEMBERS PRESENT: Leo Laska (Chair), Pebble Beach Community Services District Boardmember
Dennis Allion (Vice Chair), City of Del Rey Oaks Councilmember
Sue McCloud, City of Carmel-by-the-Sea
Gary Bales, City of Pacific Grove
David Pendergrass, City of Sand City Mayor
Libby Downey, City of Monterey Vice Mayor
Jane Parker, (Unincorporated) Monterey County Supervisor, District 4

MEMBERS ABSENT: Bruce Delgado, City of Marina Mayor
Ian Oglesby, City of Seaside Councilmember

STAFF PRESENT: William Merry, General Manager
Tim Flanagan, Assistant General Manager
Rob Wellington, Legal Counsel
Rick Shedden, Senior Engineer
Daylene Alliman, Human Resources Manager
Chuck Rees, Finance Manager
Jeff Lindenthal, Public Education and Recycling Manager
Harry Hunzie, Material Recovery Facility/Landfill Gas Facility Manager
Richard Petitt, Site Manager
Jack Cook, Safety Manager
Clyde Walkup, Materials Recovery Facility Supervisor
Rebecca Aguilar, Administrative Support Supervisor
Ida Gonzales, Administrative Support Specialist

OTHERS PRESENT: Charlie Cordova, Green Waste Recovery

ROLL CALL AND ESTABLISHMENT OF QUORUM

With notice duly given and presence of a quorum established, the November 28, 2012 Special Meeting of the Monterey Regional Waste Management District Board of Directors was called to order by Chair Laska at 9:30 a.m.

ITEM FOR BOARD CONSIDERATION, DISCUSSION AND ACTION

- 1) **Receive (a) General Manager's Report, and (b) Revised Staff Report on Voluntary Early Retirement Incentive with Corrected Information and Consider the Options for Adoption of Resolution 2012-12 to Provide for Voluntary Early Retirement Incentive Program for Eligible Employees (Under One Option, This Item May be Continued for Final Action Until After Closed Session).**

The Board reviewed a memorandum from the General Manager on the need to call a special meeting.

Chair Laska requested Legal Counsel to clarify the need for a special meeting. Legal Counsel replied that as stated in the General Manager's memorandum that had been provided to the Board, the Board had met in Closed Session at its November 16, 2012 meeting and voted 5-3 to give direction to its negotiators to proceed with the Side Letter Agreements to the Memoranda of Understanding with District Employees in the Operating Engineers Local Union No. 3: Operations, Support, and Laborer and Sales Clerk (LSC) Units, and the Management Unit, in order to provide a Voluntary Early Retirement Incentive Program for eligible employees. Later that same day, staff became aware the City of Monterey payout was made in the form of providing health insurance over a three year period, or cash equivalent, and that the amount of the payout amounted to \$23,000 over the three years, not the \$69,000 sum referenced in the staff report provided to the Board. Following discussion, he had advised that a Special Meeting be held to correct the record if necessary, and allow an opportunity to discuss further if needed.

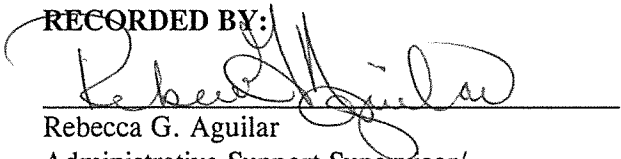
He continued that Robert's rules applied and the motion to reconsider this item had to be made by a Board member who had voted with the majority. If a motion was made to reconsider this item, it would be reconsidered in closed session. If no Board Member who voted with the majority indicated that the corrected information would change their vote, then a motion could be made to adopt (for the record) Resolution 2012-12 to provide for the Voluntary Early Retirement Incentive Program for eligible employees.

It was moved by Director McCloud, seconded, and *Approved by Chair Laska, and Directors McCloud, Pendergrass, and Parker; Opposed by Directors Bales and Downey To: Receive (a) General Manager's Report, and (b) Revised Staff Report on Voluntary Early Retirement Incentive with Corrected Information and Consider the Options for Adoption of Resolution 2012-12 to Provide for Voluntary Early Retirement Incentive Program for Eligible Employees* Motion Passed

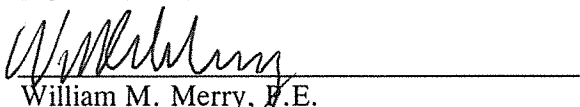
ADJOURNMENT

There being no further business to come before the Board at this time, the November 28, 2012 Special Meeting of the Monterey Regional Waste Management District Board of Directors was adjourned by Chair Laska at 9:48 a.m.

RECORDED BY:


Rebecca G. Aguilar
Administrative Support Supervisor/
Recording Secretary

AUTHENTICATED BY:


William M. Merry, J.E.
General Manager/Secretary