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ADMIN. SERVICES MGR.

ROBERT WELLINGTON
COUNSEL

MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT

Home of the Last Chance Mercantile

MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT REGULAR MEETING MINUTES

Friday, 9:40 a.m.
July 16, 2010
(Following Monterey Regional Waste Management Authority Meeting)

Boardroom
Monterey Peninsula Landfill
Marina, CA

MEMBERS PRESENT: Leo Laska (Chair), Pebble Beach Community Services District Boardmember
Sue McCloud (Vice Chair), City of Carmel-by-the-Sea Mayor
Gary Bales, City of Pacific Grove
David Pendergrass, City of Sand City Mayor
Bruce Delgado, City of Marina Mayor
Libby Downey, City of Monterey Councilmember
Jane Parker, (Unincorporated) Monterey County Supervisor, District 4
Ian Oglesby, City of Seaside Councilmember (Seated at 9:56 a.m.)
Kristin Clark, City of Del Rey Oaks Vice Mayor

MEMBERS ABSENT: None

STAFF PRESENT: William Merry, General Manager
Tim Flanagan, Assistant General Manager
Bob Rathie, Legal Counsel
Rick Shedden, Senior Engineer
Richard Norton, Administrative Services Manager
Chuck Rees, Finance Manager
Jeff Lindenthal, Public Education and Recycling Manager
Don Prescott, Information Systems Manager
Richard Petitt, Site Manager
Ron Mooneyham, Equipment Maintenance Manager
Jack Cook, Safety Manager
Rebecca Aguilar, Administrative Support Supervisor
Amber Watson, Administrative Support Specialist II
Kimberle Herring, Public Education Coordinator
Clyde Walkup, MRF Operations Supervisor/OE3 Operations Shop Steward

OTHERS PRESENT: Eric Mangahis, Monterey County Environmental Health Bureau
John Ramirez, Monterey County Environmental Health Bureau
Matt Fore, Monterey County Environmental Health Bureau
Teresa Rios, Monterey County Environmental Health Bureau
Tom Buell, Monterey Regional Water Pollution Control Agency
Suha Kilic, Pebble Beach Community Services District

ROLL CALL AND ESTABLISHMENT OF QUORUM

With notice duly given and the presence of a quorum established, the July 16, 2010, Regular Meeting of the Monterey Regional Waste Management District Board of Directors was called to order by Chair Laska at 9:40 a.m.

PUBLIC COMMUNICATIONS

There were no public communications.

CONSENT AGENDA

Following a motion by Director Pendergrass, and seconded, the Board approved the following actions:

- 1) Approve Minutes of June 18, 2010 Regular Board Meeting
- 2) Approve Report of Disbursements

PRESENTATIONS

- 3) **Presentation by Monterey County Environmental Health Bureau on Local Enforcement Agency Services and Fees**

Matt Fore of the Monterey County Environmental Health Bureau (MCEHB) addressed the Board and stated that the California Integrated Waste Management Board (now Cal Recycle) designated the MCEHB as the Local Enforcement Agency (LEA) in 1992. He explained the explicit responsibilities of the LEA, which include facility inspections and processing of solid waste facilities permits, and the LEA funding. He stated that the MCEHB currently regulates 54 facilities, including 2 active landfills, which are the most heavily regulated types of facilities. He also provided a breakdown of the regional fee and commented on the advantages of having the MCEHB as the LEA versus the State.

Board discussion followed regarding the information provided in the presentation and having the State as the LEA. Mr. Fore stated that the Monterey County Board of Supervisors would have to voluntarily withdraw the MCEHB's LEA designation with Cal Recycle, and ratified by a majority of the cities, to allow the State to take over LEA duties for the entire county.

OTHER ITEMS FOR BOARD CONSIDERATION, DISCUSSION AND ACTION

- 4) **Adopt Resolution 2010-06 Establishing District Investment Policy Guidelines for Fiscal Year 2010/11**

The Board reviewed a memorandum, resolution, and guidelines from Finance Manager Chuck Rees. No substantial changes were made to the existing Investment Policy.

It was moved by Director Downey, seconded, and Unanimously Carried To: Adopt Resolution 2010-06 Establishing District Investment Policy Guidelines for Fiscal Year 2010/11.

5) **Authorize Chair to Cast Ballot Regarding the Proposed Bylaws Amendments for the California Special Districts Association**

The Board reviewed information from the California Special Districts Association (CSDA) regarding the proposed bylaws amendments.

It was moved by Director Downey, seconded, and Unanimously Carried To: Authorize Chair to Cast a "Yes" Ballot Regarding the Proposed Bylaws Amendments for the California Special Districts Association.

6) **Authorize Chair to Cast Ballot to Elect a Representative to California Special Districts Association Board of Directors in Region 3**

The Board reviewed information from CSDA regarding the election of a representative to the CSDA Board for Region 3.

It was moved by Director Downey, seconded, and Unanimously Carried To: Authorize Chair to Cast a Ballot Voting for Incumbent Sherry Sterrett as Representative to the California Special Districts Association Board of Directors for Region 3.

STAFF REPORTS

7) **Operating, and Recycling Reports**

The Board reviewed the Operating Report for June 2010. The Total Solid Waste Accepted into the site (excluding regional waste from Santa Cruz County, Watsonville and Scotts Valley) during June 2010 was 29,456 tons. The cities of Watsonville and Scotts Valley delivered 1,215 and 580 tons, respectively, of regional waste.

Staff reported information was received stating that Pacific Capital Bancorp (PBC), the parent company of First National Bank of Central California (FNB), had entered into a consent order with the Office of the Comptroller of the Currency. The order requires PBC to submit a capital plan along with a strategic plan within 90 days. Failure to do so would require a proposal to sell, merge or liquidate the Bank. Board discussion followed regarding the District's liability. Finance Manager stated the District has FDIC insurance up to \$250,000 and State regulations also require PBC to place collateral (valued at 110%) for all public fund deposits. Vice Chair McCloud suggested that staff request FNB meet with the Finance Committee to discuss what is happening currently.

8) **Report on Public Education, Recycling and Litter**

The Board reviewed a memorandum from Public Education and Recycling Manager Jeff Lindenthal reporting on the District's successful Open House held on June 12th. More than 300 people came out to learn more about the District's diverse programs and participated in site bus tours, Landfill Gas Facility walking tours, compost clinics, and activities at the Last Chance Mercantile.

General Manager stated that under Agenda Item 11, the Board received an email from June Stock expressing how impressive the District operations are and how informative her tour had been as part of the District's open house. As pointed out in the memorandum, October 1, 2011 is the District's 60th anniversary and staff is planning an open house in September 2011 to celebrate the occasion.

The memorandum also reported on the recycling and waste diversion at the US Open held in Pebble Beach. District staff assisted in the coordination efforts to maximize diversion at the event. Board discussion followed regarding the importance of District participation in the initial planning of large venue events in order to provide more public outreach and to publicize District activities.

Eric Mangahis of the MCEHB provided the Board with a brief presentation outlining the results of the 5th Annual Monterey County Cleanup Day held in April 2010. He expressed appreciation to the Litter Abatement Task Force for their assistance year-round and to the Salinas Valley Solid Waste Authority and the District for providing disposal vouchers annually used to cover the disposal costs of debris collected at the litter clean-ups.

9) Report on Strategic Plan Workplan

The Board received an updated Strategic Planning Workplan. The Board discussed several of the workplan items and timeframes for completion.

10) Report on Supplying Renewable Power to Proposed Regional Water Project

The Board reviewed a memorandum from Information Systems Manager Don Prescott which provided an update in several areas of the project to supply renewable power to the proposed Regional Water Project (RWP). District staff has met with staff from Marina Coast Water District, the Monterey County Water Resources Agency, and the Monterey Regional Water Pollution Control Agency. As a result of those meetings, staff is proposing to have a memorandum of understanding (MOU) which would define the commitment of the four agencies to work together on energy issues and could facilitate grant funding. The MOU is currently being developed and staff will bring it to the Board for approval in August.

Board discussion followed regarding the interest of the four agencies in the MOU and the proposed RWP. General Manager stated that the topic of producing and supplying the renewable power becomes fairly complex. The MOU is a statement of commitment by the agencies involved to work together toward the common good.

OTHER CORRESPONDENCE

11) Email from June Stock to District Chair RE: District Open House Held on June 12, 2010

This item was discussed under Agenda Item 8.

GENERAL MANAGER COMMUNICATIONS

As reported in the General Manager's Report, staff is preparing a Request for Bids to repair and restripe existing roads and pave new areas. Also reported, the Capitola city council voted unanimously to approve the regional waste disposal agreement with the District at their July 8th meeting.

BOARD COMMUNICATIONS

Director Parker invited the Board and staff to attend her housewarming on July 17th.

CLOSED SESSION

The Board went into closed session at 11:12 a.m. regarding the following:

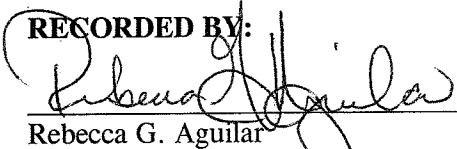
- 1) Conference with Property Negotiators
 - Property: Landfill Site Space/Capacity
 - District Negotiators: William Merry and Tim Flanagan
 - Negotiating parties: Santa Cruz County and Green Waste Recovery/Zanker Road Resource Management
 - Terms: All Terms and Conditions

The Board came back into open session at 12:07 p.m. Legal Counsel announced that the Board had received information and provided direction to the negotiators. No other action was taken.

ADJOURNMENT

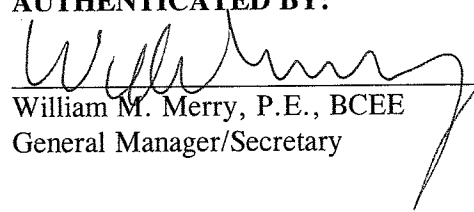
There being no further business to come before the Board at this time, the July 16, 2010 Regular Meeting of the Monterey Regional Waste Management District Board of Directors was adjourned to August 20, 2010 by Chair Laska at 12:08 p.m.

RECORDED BY:



Rebecca G. Aguilar
Administrative Support Supervisor/
Recording Secretary

AUTHENTICATED BY:



William M. Merry, P.E., BCEE
General Manager/Secretary