

BOARD OF DIRECTORS

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DON JORDAN
LIBBY DOWNEY



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DISTRICT ENGINEER

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ASST. GENERAL MANAGER

RICHARD SHEDDEN, P.E.
SENIOR ENGINEER

RICHARD NORTON
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

9:30 a.m., Friday
January 19, 2007

Boardroom
Monterey Peninsula Landfill
Marina, CA

MEMBERS PRESENT: Sue McCloud, Vice Chair
Gary Bales
David Pendergrass
Ken Gray
Leo Laska
Joseph Russell
Jerry Smith
Don Jordan
Libby Downey

MEMBERS ABSENT: None

STAFF PRESENT: William Merry, General Manager
Timothy Flanagan, Assistant General Manager
Rob Wellington, Legal Counsel
Richard Shedden, Senior Engineer
Richard Norton, Administrative Services Manager
Charles Rees, Finance Manager
Gary Metzler, Safety Manager
Don Prescott, Information Systems Manager
Jeff Lindenthal, Public Education and Recycling Manager
Harry Hunzie, Materials Recovery Facility Manager
Jack Cook, Materials Recovery Facility Assistant Manager
Glen Evett, Last Chance Mercantile/Hazardous Waste Manager
Richard Petitt, Site Manager
Ron Mooneyham, Equipment Maintenance Manager
Rebecca Aguilar, Administrative Support Supervisor
Kimberly Herring, Public Education Assistant
Amber Watson, Administrative Support Specialist I
Gracie Arreola, Site Support Specialist/OE3 Support Steward
Suzan Fine, Recycling Attendant/SEIU President
Clyde Walkup, MRF Supervisor/ OE3 Operations Shop Steward
Efrain Lopez, Maintenance Supervisor
Luis Cazares, Senior Maintenance Worker

OTHERS PRESENT: Bjorn Lundegard, City of Seaside
Matt Fore, Monterey County Environmental Health Department
Jerry Verhasselt, Pebble Beach Community Services District
Angela Brantley, City of Monterey
Rhonda Andrade, Department of Conservation
Chester Gragg, Department of Conservation
Butch Mosley, Department of Conservation

INTRODUCTION OF NEW BOARD MEMBER LIBBY DOWNEY

Vice Chair McCloud welcomed Libby Downey, new representative for the City of Monterey. Vice Chair stated that Councilwoman Downey had been a regular attendee on the District's Litter Committee.

ROLL CALL AND ESTABLISHMENT OF QUORUM

Notice having been duly given and the presence of a quorum established, the January 19, 2007, Regular Meeting of the Monterey Regional Waste Management District Board of Directors was called to order by Vice Chair McCloud at 9:30 a.m. She stated that the meeting would be adjourned in memory of former mayor and District Director Jack Barlich who had passed away on January 16, 2007.

PRESENTATIONS

1) Adopt Resolution (2007-01) of Appreciation for Outgoing Monterey Representative Dan Albert

General Manager gave a PowerPoint presentation highlighting District developments over the time Dan Albert had served on the Board as Director and Chair. He expressed appreciation for the knowledge, experience, and leadership that Dan had provided during his time served and wished him well. Dan Albert addressed the Board and stated that he had enjoyed his 15 years on the District Board. He expressed appreciation to the Board and staff for their vision of determining what was best for the landfill and the District, which then became what was best for the cities and the community. He wished the Board continued success.

Vice Chair McCloud presented Dan Albert with a resolution of appreciation for his tenure on the Board. On behalf of the Board, she also presented him with a vase made out of recycled glass

2) Three Year Award to Director Leo Laska

Vice Chair McCloud presented Director Leo Laska with a longevity award for his three years of service and thanked him on behalf of the Board.

ELECTION OF NEW CHAIR AND VICE CHAIR FOR REMAINDER OF FISCAL YEAR

Vice Chair McCloud requested, and the Board concurred, to hold the election at the end of the meeting.

CONSENT AGENDA

Following a motion by Director Bales, seconded, with Directors Smith and Downey abstaining from Item 3, the Board approved the following actions:

- 3) Approve Minutes of December 15, 2006 Regular Board Meeting
- 4) Approve Report of Disbursements
- 5) Ratify Purchase of Used Maintenance Truck
- 6) Authorize Preparation of Specifications and Call for Bids for Items in Capital Outlay Budget Including Landfill Compactor, Upgraded Camera System, Fire Suppression System and Landfill Gas Project Improvements
- 7) Authorize Purchase of Three Replacement Pickup Trucks
- 8) Authorize Phase I Upgrades to District Site Camera System
- 9) Authorize Extended Leave of Absence for District Employee

ITEMS FOR BOARD CONSIDERATION, DISCUSSION AND ACTION

- 10) Receive Presentation on Comprehensive Recycling Community (CRC) Program from Department of Conservation

The Board reviewed a memorandum from Public Education and Recycling Manager Jeff Lindenthal regarding the Department of Conservation's (DOC) 2007 Comprehensive Recycling Community Program (CRCP).

Butch Mosley of the DOC addressed the Board to give a brief overview of the CRCP. He stated the concept of the program was to work with a community and had selected the City of Monterey and Monterey County because of their enthusiasm of maximizing recycling opportunities. The program was intended to increase bottle and can recycling by increasing the redemption value. Additional activities would be planned around the community to include schools to promote the program.

The Board was provided a copy of a letter received from the DOC, on January 18, 2007, supporting a redemption center on the District site. General Manager stated that staff would consider the matter and bring it to the Board at a future meeting.

Director Bales asked Mr. Mosley how the success of the CRCP would be measured. Mr. Mosley responded that redemption facilities could monitor the effectiveness by increased diversion. Director Pendergrass asked if the DOC would try to establish other redemption facilities since many cities did not like having redemption centers in their cities. Mr. Mosley replied that they would be looking for other opportunities within the Monterey Peninsula and to learn why redemption centers were discouraged in the cities. He also stated that the program had initially been planned for 12 months, but it looked like it would continue for 18 months, until mid 2008.

Recommendation: No action required.

11) Approve 2007 Board Meeting and Other Events Calendar

The Board reviewed the 2007 Board meeting calendar. General Manager pointed out that SWANA's 30th Annual Landfill Gas Symposium would be held in Monterey on March 4-8 and encouraged Board members to attend.

It was moved by Director Smith, seconded, and Unanimously Carried To: Approve 2007 Board Meeting and Other Events Calendar.

12) Authorize Agreement with The Ingram Group to Facilitate Board Strategic Planning Workshop in April 2007

The Board reviewed a memorandum from Administrative Services Manager Rich Norton recommending an agreement with The Ingram Group to facilitate the District's strategic planning session intended for April 2007. General Manager stated that the last strategic planning session had been held in 2004, and Snider and Associates had facilitated the session. He stated that three proposals had been received, including Snider's, and staff believed that the proposal from the Ingram Group was the most responsive to the District's needs at a cost not exceeding \$5,800. Candace Ingram proposed to work with management staff prior to the April session, to develop ideas and concepts for discussion.

Board discussion followed regarding selection of the facilitator. Director Pendergrass questioned the purpose of having staff meet with Ms. Ingram prior to the session, when the purpose of the session was for the Board. General Manager responded that meeting with staff prior to the session helped the facilitator to get a better idea of the District operations. Director Bales commented that Ms. Ingram would not only be available to meet with staff, but was also available to meet with Board members for background information. He believed the District needed to prepare a longer term plan, such as with regional waste acceptance and increased mandated recycling and diversion, since he felt that the last two sessions may have been focused too much on short term plans. Director Gray stated that conversion technologies needed to be explored and it would be important for the facilitator to have background information.

The Board agreed to hold the Strategic Planning Session on April 18, 2007 from 8:30 a.m. to 2:00 p.m. at a location to be determined.

It was moved by Director Russell, seconded, and Unanimously Carried To: Authorize Agreement with The Ingram Group.

13) Authorize Scope of Work from SCS Engineers to Provide Solid Waste Planning Services

The Board reviewed a memorandum from Assistant General Manager Tim Flanagan recommending Board approval for the scope of work from SCS Engineers to provide waste planning services. General Manager stated that proposals had been solicited from SCS Engineers and from Shaw Environmental Group (formerly EMCON). The proposal from SCS, at a cost not to exceed \$13,400, was judged to be most responsive to assist the District in preparation for the strategic planning session in April and in assessing longer term needs. General Manager stated that staff would propose to have SCS make a presentation at the February and March Board meetings on conversion technologies or other ideas worthy of consideration in future District operations in order to achieve higher diversion levels.

Director Jordan commented that it was important for the District to remain a leader in the solid waste industry and to maintain a long term landfill site life. Director Laska agreed and added that the opportunity to explore possibilities was a way to demystify where the District was heading. General Manager proposed to hold focus on strategic planning sessions with the Board for the next couple of years.

It was moved by Director Gray, seconded, and Unanimously Carried To: Authorize Scope of Work from SCS Engineers.

14) Review December 7, 2006 Safety Committee Meeting Minutes

The Board reviewed the Safety Committee Meeting Minutes from the meeting of December 7, 2006.

No Action Taken.

15) Review Financial Reports and Mid-Year 2006/2007 Fiscal Year Budget

The Board reviewed the Financial Report for the month of November and a memorandum from Finance Manager Chuck Rees on the mid year financial status of the District.

Finance Manager provided an overview of the 2006/2007 budget to date which showed a reduction in net income of \$205,000 largely due to a decrease in Fort Ord waste and delays in the 4th engine start-up, which resulted in less power generated and sold. Expenditures and Capital Outlay were expected to be slightly higher than anticipated, so staff will delay some capital purchases until next fiscal year, where possible to do so, to offset these anticipated increases.

No Action Taken.

STAFF REPORTS

16) Operating and Recycling Reports

The Board reviewed the Operating and Recycling Reports for December. Total solid waste into the site during December decreased from November to 25,408 tons, and was down from December last year. The decrease has caused a reduction in projected revenue.

17) Public Education and Recycling Reports

The Board reviewed a memorandum from Public Education and Recycling Manager Jeff Lindenthal, related to recycling and community outreach, provided under Agenda Item No. 10.

18) Report on January 16, 2007 Meeting of Special Districts Association of Monterey County

The Board reviewed the agenda for the January 16, 2007 meeting and the minutes from the October 17, 2006 meeting of the Special Districts Association of Monterey County, along with the agenda from the December 4th LAFCO meeting. Director Jordan stated that good background information had been received at the January 16th meeting.

19) SWANA Legislative Task Force Update

The Board reviewed a summary of legislation and regulatory proposals for 2007, prepared by SWANA's Legislative Task Force (LTF).

OTHER CORRESPONDENCE

20) Letters to California Highway Patrol and CalTrans Re: Appreciation for Assistance in Reducing Highway Litter

The Board reviewed letters of appreciation sent to the California Highway Patrol and CalTrans signed by the District Chair and Vice-Chair thanking them for their ongoing efforts to help control litter.

21) Letters From and To Monterey County Supervisor Smith Re: Disposal Fees for Usable Paint

The Board reviewed a letter from Supervisor/Director Smith related to the District's policy of acceptance of usable paint and other household hazardous waste (HHW) materials. The Board also reviewed the District's response to the letter outlining the District's policy to serve District residential customers dropping off HHW, at no cost to the resident. Director Smith thanked staff for their prompt assistance to his request.

GENERAL MANAGER COMMUNICATIONS

General Manager reported he anticipated having an agreement between the District and Santa Cruz County, to accept waste from the Ben Lomand transfer station, for disposal at the District's Monterey Peninsula Landfill, for Board approval at the February Board meeting.

CLOSED SESSION

The Board went into closed session at 10:43 a.m. regarding the following:

- 1) Conference with Property Negotiators
 - Property: Landfill Site Space/Capacity
 - District Negotiators: William Merry, Tim Flanagan, and Rick Shedden
 - Negotiating Parties: Santa Clara County, Santa Cruz County, Salinas Valley Solid Waste Authority
 - Terms: All Terms and Conditions
- 2) Conference with Legal Counsel - Anticipated Litigation
 - a) Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54965.9: 1 case
- 3) Conference with Labor Negotiators
 - District Negotiators: William Merry and Richard Norton
 - Employee Organizations: Service Employees International Union
- 4) Personnel Matter - Public Employee Performance Evaluation and Compensation: General Manager

The Board came back into open session at 11:35. Legal Counsel Wellington announced that the Board had not discussed Item 1. With regard to Items 2 and 3, the Board received information and no action was taken. With regard to Item 4, the Board discussed the performance of the General Manager and would take action in open session.

It was moved by Director Jordan, seconded, and Unanimously Carried To: Approve 3% Salary Adjustment for General Manager Beginning January 1, 2007.

ELECTION OF NEW CHAIR AND VICE CHAIR FOR REMAINDER OF FISCAL YEAR

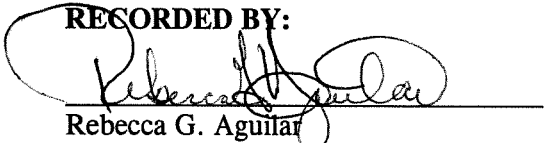
Vice Chair McCloud nominated Pebble Beach Community Services District representative Leo Laska as Board Chair for the remainder of the fiscal year.

It was moved by Director Bales, seconded, and Unanimously Carried To: Appoint Leo Laska as Chair for the Remainder of Fiscal Year 2006/2007.

ADJOURNMENT

There being no further business to come before the Board at this time, the January 19, 2007 Regular Meeting of the Monterey Regional Waste Management District Board of Directors was adjourned in memory of Jack Barlich by Director Pendergrass at 11:37 a.m.

RECORDED BY:



Rebecca G. Aguilar
Administrative Support Supervisor/
Recording Secretary

AUTHENTICATED BY:



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