

BOARD OF DIRECTORS

LEO LASKA
CHAIR

SUE McCLOUD
VICE CHAIR

GARY BALES
DAVID PENDERGRASS
LIBBY DOWNEY
JANE PARKER
IAN OGLESBY
BRUCE DELGADO
DENNIS ALLION



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WILLIAM MERRY, P.E., DEE
GENERAL MANAGER/
DISTRICT ENGINEER

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

Friday, 9:30 a.m.
March 18, 2011

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
Libby Downey, City of Monterey Councilmember
Ian Oglesby, City of Seaside Councilmember
Bruce Delgado, City of Marina Mayor

MEMBERS ABSENT: Dennis Allion, City of Del Rey Oaks Councilmember
Jane Parker, (Unincorporated) Monterey County Supervisor, District 4

STAFF PRESENT: William Merry, General Manager
Tim Flanagan, Assistant General Manager
Rob Wellington, Legal Counsel
Richard Shedden, Senior Engineer
Richard Norton, Administrative Service Manager
Don Prescott, Information Technology Manager
Chuck Rees, Finance Manager
Glen Evett, Last Chance Mercantile/Hazardous Materials Manager
Jack Cook, Safety Manager
Jeff Lindenthal, Public Education & Recycling Manager
Richard Petitt, Site Manager
Ron Mooneyham, Equipment Maintenance Manager
Rebecca Aguilar, Administrative Support Supervisor
Kimberle Herring, Public Education Coordinator
Amber Watson, Administrative Support Specialist II
Clyde Walkup, MRF Operations Supervisor/OE3 Operations Shop Steward

OTHERS PRESENT: John Petri, Carmel Marina Corporation/Waste Management, Inc.
Aici Xie, CSUMB Student
Andrew Kortez, CSUMB Student
Hang Nguyen, CSUMB Student
Setsulco Plealey, CSUMB Student

OTHERS PRESENT: Susan Morse, CSUMB Instructor
(Continued) Gary Liss, Gary Liss & Associates
Charlie Cordova, GreenWaste Recovery
Jim Moresco, GreenWaste Recovery
Teresa Rios, Monterey County Environmental Health Bureau
Ted Terrasas, Monterey County Environmental Health Bureau
Tom Buell, Monterey Regional Water Pollution Control Agency
Mike Niccum, Pebble Beach Community Services District
Susan Warner, Salinas Valley Solid Waste Authority
Kristi Markey, Supervisor Parker's Office
Lewis Leader

FORMAL INTRODUCTION OF NEW BOARDMEMBER DENNIS ALLION

Chair Laska stated that the District had received a formal notice of Del Rey Oaks Councilmember Dennis Allion's appointment to the District Board.

ROLL CALL AND ESTABLISHMENT OF QUORUM

With notice duly given and the presence of a quorum established, the March 18, 2011 Regular Meeting of the Monterey Regional Waste Management District Board of Directors was called to order by Chair Laska at 9:30 a.m.

PUBLIC COMMUNICATIONS

One of the students from California State University – Monterey Bay, addressed the Board and stated that as part of a class that dealt with people, profit, and economics, they were sitting in on the Board meeting as well as taking a tour of the District facilities.

CONSENT AGENDA

Following a motion by Vice Chair McCloud, and seconded, the Board approved the following actions:

- 1) **Approve Minutes of February 18, 2011 Regular Board Meeting**
- 2) **Approve Report of Disbursements**
- 3) **Adopt Resolution of Appreciation (2011-02) for Outgoing Del Rey Oaks Representative Kristin Clark**

The Board adopted a resolution of appreciation for outgoing Boardmember Kristin Clark who represented the City of Del Rey Oaks on the District Board since September 2009.

PRESENTATIONS**4) Zero Waste Reports by:**

- a) **General Manager - Report on Presentation at United Nations Centre for Regional Development (UNCRD) – CSD Intersessional Conference on “Building Partnerships for Moving Towards Zero Waste”, Held in Tokyo, Japan, February 16-18, 2011**

General Manager provided the Board with a summary of his participation at the United Nations Centre for Regional Development (UNCRD) – CSD Intersessional Conference on “Building Partnerships for Moving Towards Zero Waste”, held in Tokyo, Japan, February 16-18, 2011. He stated that the experience had been informative and that the District was very fortunate to have future landfill capacity in reserve, while having an array of programs for the 3Rs, reduce, reuse and recycle in place. He stated that Japan has also embraced the 3Rs program and noted that many of the Japanese facilities are heavily subsidized by the federal government. He referred the Board to the summary provided by the conference chair relative to setting a zero waste goal. He stated that Assistant General Manager Tim Flanagan had participated as a panelist and moderator at SWANA’s annual Blue Box Recycling Conference in Los Angeles in which the emphasis had also been on a zero waste commitment to generate less waste and continue efforts to recover resources within the waste stream. Due to staff’s attendance at these conferences, staff asked Mr. Gary Liss of Gary Liss & Associates to provide a presentation on zero waste. General Manager stated that Mr. Liss has been at the forefront on discussions regarding zero waste over the last 30 years.

b) Gary Liss, Gary Liss & Associates

Mr. Liss addressed the Board and stated that zero waste has been being developed over the past 15 years, although it has only been during the past two years that interest in zero waste has really been pushed forward. His presentation provided a definition of zero waste, with the opportunity to reduce greenhouse gas emissions and promote local sustainability. He stated that achieving zero waste was probably not attainable, although by adopting a zero waste goal, communities could come “darn close” to it. The key is to change the culture through outreach and awareness. Mr. Liss provided the Board with a 10-year zero waste strategy and a zero waste plan scope. He stated that if the District Board embraced the zero waste concept, the next step would be for the Board to adopt a zero waste goal and develop a zero waste plan.

Director Downey inquired whether gasification met the criteria of zero waste. Mr. Liss responded that it did not due to the concern of volatile heavy metals creating dioxins upon cooling, which cannot be avoided. He further stated that the capital costs are significant and natural resources are destroyed in the process. The idea of zero waste is to deal with materials more naturally.

Board discussion followed regarding materials packaging, educating tourists, and the costs to implement a zero waste plan. Mr. Liss stated that one of the most powerful tools of zero waste is extended producer responsibility and banning of materials from landfills. He stated that tourists need to be led by example, through the use of composting and recycling bins.

Director Pendergrass expressed concern with banning or levying penalties on the community. Mr. Liss stated education was key and that in many communities, once people see the many benefits, they embrace the concept. He stated that the District has nearly all of the facilities necessary to achieve zero waste already in place.

OTHER ITEMS FOR BOARD CONSIDERATION, DISCUSSION AND ACTION**5) Accept Report from Personnel Committee Chair on Meeting of March 2, 2011**

The Board reviewed a memorandum from Chair Laska summarizing the March 2nd meeting of the Personnel Committee.

It was moved by Vice Chair McCloud, seconded, and *Unanimously Carried To: Accept Report From Personnel Committee Chair on Meeting of March 2, 2011.*

STAFF REPORTS**6) Review Finance, Operating, and Recycling Reports**

The Board reviewed the February 2011 financial statements. The Operating Income was \$105,359.05 with a year-to-date total of \$1,182,850.50. The year-to-date Operating Expenses are \$11,402,904.11. The year-to-date Operating Revenues are \$12,585,754.61, with Year-to-date revenue from the GreenWaste Recovery (GWR) contract at \$907,819.68.

The Board also reviewed the February 2011 Operating Report. The Total Solid Waste Accepted into the site (excluding regional waste from Santa Cruz County, Watsonville, Capitola, Scotts Valley and GWR) was 19,853 tons. Regional waste from Watsonville, Capitola, Scotts Valley, and GWR was 560, 531, 534, and 5,084 tons, respectively.

7) Report on Public Education, Recycling and Litter

The Board reviewed a memorandum from Public Education and Recycling Manager Jeff Lindenthal summarizing the March 5th compost workshop sponsored by the District. Assistant General Manager stated that due to the popularity of the workshop, the event had to be moved from the Board room to the Materials Recovery Facility Public Education Room to accommodate the number of attendees. Public Education and Recycling Manager also reported on the plans for a multi-agency local effort, headed up by the non-profit Sustainability Academy, to collect expired pharmaceuticals.

Vice Chair McCloud requested that staff provide the Board with an update on SB 1016 by member agencies. General Manager stated that an update would be provided at the April Board meeting.

8) Report on March 3, 2011 SWANA Legislative Task Force Meeting

General Manager reported on the Legislative Task Force (LTF) March 3rd meeting. He stated legislators recently introduced 2,000 legislative bills, with many bills introduced as spot bills, with little or no definition to them at this time. Noteworthy bills included:

- AB 298 (Brownley). Recycling: reusable bags (narrowly defeated last year; anticipated to pass this year).
- AB 341 (Chesbro). Solid Waste: diversion (calls for 75% diversion by January 1, 2020).
- Extended Producer Responsibility (EPR) Bills:
 - SB 419 (Simitian): Sharps management.
 - SB 515 (Corbett): Household battery management.
 - SB 589 (Lowenthal): Florescent tube management.

9) Report on March 10, 2011 MRWMD Strategic Planning Advisory Task Force Meeting

The Board reviewed a memorandum from Public Education and Recycling Manager summarizing the March 10th Strategic Planning Advisory Task Force meeting, in which seven of the nine member agencies were represented. HF&H Consultants provided the Task Force with a draft model franchise agreement and many questions were raised by the City of Monterey. General Manager stated that he appreciated the thorough review of the model franchise agreement and that two more meetings were scheduled with HF&H and the Task Force to further discuss the model franchise agreement. There had been many good questions related to the pros and cons of using a model franchise agreement and related to future plans for waste management in the community.

Director Bales stated that the model franchise agreement has generated many comments and concerns and that it was important to emphasize that each member agency would have the ability to decide what to include in each of their respective agreements. Chair Laska commented that staff has tried to make that point very clear. Director Downey stated that the Task Force also asked questions related to what the District is seeking out of this process. Vice Chair McCloud stated that as previously done with the model Polystyrene ordinance, staff needed to provide presentations to member agencies.

OTHER CORRESPONDENCE**10) Letter From the City of Monterey RE: Response to Request to Not Extend Current Franchise Agreement During 2011**

The Board reviewed a letter received from the City of Monterey in response to a request by the District to all member agencies to not extend the current franchise agreements during 2011. As stated in their letter, the City of Monterey is not able to honor the request due to bond payments and proposed service enhancements already underway.

GENERAL MANAGER COMMUNICATIONS

General Manager stated that staff was working on keeping the agenda for the April 21, 2011 Board Strategic Planning Workshop brief with discussion on finances and programs. He asked if the Board would be willing to extend the workshop to 2 p.m. Director Downey stated she could only attend until 12 p.m. and Director Delgado stated he would be unable to attend due to a work commitment.

BOARD COMMUNICATIONS**CLOSED SESSION**

The Board went into closed session at 11:16 a.m. regarding the following:

1) Conference with Property Negotiators:

Property:	Methane Gas in District Landfill
District Negotiators:	William Merry, Tim Flanagan and Don Prescott
Negotiating Party:	Marina Coast Water District
Terms:	All Terms and Conditions

2) **Conference with Labor Negotiators:**

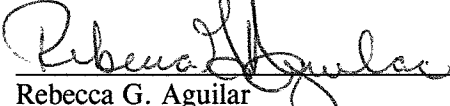
District Negotiators: William Merry, Richard Norton and Tim Flanagan
Employee Organizations: Operating Engineers, and Management Employees

The Board came back into open session at 12:14 p.m. Legal Counsel announced that with regard to closed session agenda Item 1, the Board received information, and provided direction to the General Manager and Legal Counsel. With regard to closed session agenda Item 2, information was provided to the Board, and no other action was taken.

ADJOURNMENT


There being no further business to come before the Board at this time, the March 18, 2011 Regular Meeting of the Monterey Regional Waste Management District Board of Directors was adjourned to April 15, 2011 by Chair Laska at 12:15 p.m.

RECORDED BY:



Rebecca G. Aguilar
Administrative Support Supervisor/
Recording Secretary

AUTHENTICATED BY:



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