



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

TIMOTHY S. FLANAGAN
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

Friday, 9:30 a.m.
October 16, 2009

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
Jane Parker, (Unincorporated) Monterey County Supervisor, District 4
Ian Oglesby, City of Seaside Councilmember
Bruce Delgado, City of Marina Mayor

MEMBERS ABSENT: Kristin Clark, City of Del Rey Oaks Vice Mayor

STAFF PRESENT: William M. Merry, General Manager
Rob Wellington, Legal Counsel
Tim Flanagan, Assistant General Manager
Rick Shedden, Senior Engineer
Richard Norton, Administrative Services Manager
Chuck Rees, Finance Manager
Don Prescott, Information Systems Manager
Jeff Lindenthal, Public Education and Recycling Manager
Jack Cook, Safety Manager
Richard Petitt, Site Manager
Harry Hunzie, Materials Recovery Facility (MRF) Manager
Glen Evett, Last Chance Mercantile/Hazardous Materials Manager
Rebecca Aguilar, Administrative Support Supervisor
Amber Watson, Administrative Support Specialist
Kimberle Herring, Public Education Coordinator
David Sawyer, Last Chance Mercantile Supervisor
Jessie Gonzales, Last Chance Mercantile Sales Clerk I
Chad Mauzey, Last Chance Mercantile Sales Clerk I

OTHERS PRESENT: Ron Proto, e-Recycling of California
Erin Driscoll, e-Recycling of California
Kate Hurley, Keith Day Company
Felipe Melchor, Waste Management
Kristi Carriveau-Falliaux, Waste Management
Michael LaRussa, Waste Management
Stephanie Moreno, Waste Management
Lewis Leader

ROLL CALL AND ESTABLISHMENT OF QUORUM

Notice having been duly given and the presence of a quorum established, the October 16, 2009, 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

There were no comments from the public.

CONSENT AGENDA

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

- 1) **Approve Minutes of September 16, 2009 Regular Board Meeting**
- 2) **Approve Report of Disbursements**

OTHER ITEMS FOR BOARD CONSIDERATION, DISCUSSION AND ACTION

3) Approve Draft Annual Report for Fiscal Year 2008/09

The Board reviewed the Draft Annual Report for Fiscal Year 2008/09, prepared by Public Education and Recycling Manager Jeff Lindenthal. General Manager stated staff had changed the format of the annual report to make it easier for the public to read and understand.

Board discussion regarding the annual report followed with the Board providing staff several suggestions on possible improvements in an effort to clarify information in the report.

It was moved by Vice Chair McCloud, seconded, and Unanimously Carried To: Approve the Draft Annual Report for Fiscal Year 2008/09, to Include Board Recommendations.

4) Receive Minutes from the September 16, 2009 District Strategic Planning Advisory Task Force Meeting

The Board reviewed the minutes of September 16, 2009 District's Advisory Task Force. General Manager reported that discussion was held on alternate funding sources and the anticipated need for a tip fee increase, among other topics. Several action items resulted from the meeting, including a request from the Task Force that District staff prepare a vision statement for regional resource (waste) management system and consolidated franchise agreement in the year 2015 and beyond, and present to member agency city councils. General Manager stated that the consulting firm of HF&H had been retained to assist the District in the preparation of the vision statement, which will be discussed at the next meeting of the Task Force on December 2nd. He requested that the Board encourage their city staff member representative to attend this important meeting.

Chair Laska stated that the District's rate model had also been discussed at the meeting. Director Downey inquired how the sale of carbon offset credits from the Landfill Gas Renewable Energy Project might help the District finances. General Manager stated that the sale of carbon credits would not be certain until early 2010. If the sale was successful, it could mean additional revenue of up to \$250,000 per year for a three-year period. Director Bales stated that in the Task Force meeting minutes it was stated that "a \$5 per ton tip fee increase is projected for January 1, 2011." He stated that although a tip fee may be necessary, the Board has not approved it, and the minutes should therefore state that the increase is "under consideration".

It was moved by Director Bales, seconded, and Unanimously Carried To: Receive Minutes from the September 16, 2009 District Strategic Planning Advisory Task Force Meeting, as Modified.

5) Status Report on Sale of Carbon Offset Credits from Landfill Gas Project

The Board reviewed a memorandum from Information Systems Manager Don Prescott reporting on the status of the sale of carbon offset credits from the Landfill Gas to Renewable Energy Project. General Manager stated that since the Board meeting in September, staff determined the application to the Climate Action Reserve (CAR) could be submitted directly by the District by the November deadline, with some assistance from TerraPass, therefore allowing time over the next few months to solicit proposals from qualified firms interested in purchasing the carbon offset credits. He referred the Board to a table taken from the CAR website, listing nearly a hundred projects nationwide registered under this carbon offset program, and it was interesting to note there were no landfills listed from California. General Manager clarified that the sale could result in additional annual revenue of up to \$250,000, with minimal overall expense to obtain the sale.

No Action Taken.

STAFF REPORTS

6) Financial, Operating, and Recycling Reports

The Board reviewed the draft financial statements through June 30, 2009 that were sent to Hayashi & Wayland for their review. The statements, which will be finalized and presented at the November Board meeting, show increases in net assets of \$47,494 and cash of \$244,407. The Board also reviewed the financial statements for the months of July and August. The year-to-date operating income was \$284,738, year-to-date Total Tipping Fees Revenue was \$2,257,461, and year-to-date Total Operating Expenses were \$2,672,202. Director Parker inquired why the bad debt had increased over last year. Finance Manager responded that it was due mostly to the economy.

The Board reviewed the Operating Report for September 2009. The Total Solid Waste Accepted into the site (excluding regional waste from Santa Cruz County and Watsonville) during September 2009 was 23,831 tons, 1,730 tons less than August 2009 and 2,133 tons less than September 2008.

6a) Diversion Focus on Electronic Recycling (by e-Recycling of Hayward, CA)

Glen Evett, Last Chance Mercantile/Hazardous Materials Manager made a presentation to the Board on the processing of electronic waste by District staff. In 2006, the state banned cathode ray tubes (CRTs - televisions and computer monitors) from landfill disposal because of the high lead content. The District

processes over 11,000 CRT units annually resulting in over 590,000 pounds of recycled material. The CRT units are disassembled at the e-Recycling of California (e-Recycling) Hayward plant. He introduced the employees who process the electronic waste at the Last Chance Mercantile, Supervisor David Sawyer, and Sales Clerks Chad Mauzey and Jessie Gonzales. He also introduced Ron Proto and Erin Driscoll of e-Recycling.

Assistant General Manager stated that when the District was looking for a local recycler, e-Recycling provided the most convenient method of loading and storing the material on site. They have been very responsive in working with the District, have signed the Basel Action Network Stewardship Pledge and are a certified "e-steward" ensuring that electronic waste is recycled in accordance with the best environmental standards and social practices.

Ms. Driscoll addressed the Board and began by thanking District staff for their excellent work in packing the material. She provided the Board with a PowerPoint presentation and a short video entitled "ecocompany: E-Waste," showing how the e-waste is dismantled at their Hayward plant and where the resulting recycled material is sent for manufacturing of new products.

Board discussion followed regarding electronic waste handling and several questions were asked of Ms. Driscoll and Mr. Proto. The Board requested that copies of the video be provided to member agencies for their use. It is also available at the following link: www.erecyclingofcalifornia.com/news/index.html. Mr. Proto also offered to provide presentations to member agencies at their request.

7) Report on Public Education, Recycling and Litter

The Board reviewed a memorandum from Public Education and Recycling Manager Jeff Lindenthal reporting on public education, recycling and litter activities.

8) Report on Solid Waste Association of North America 2009 Wastecon Technical Conference and Tradeshow

The Board reviewed memorandums from Director Bales and Assistant General Manager reporting on their attendance at SWANA's 2009 Wastecon, which was held in Long Beach, CA, on September 22-24, 2009. Director Bales reported that many issues the District and the local community are dealing with had been a focus in the sessions.

Director Delgado inquired whether the District was considering solar energy production. General Manager responded that staff is preparing a Master Plan on Renewable Energy Production and are considering the feasibility of energy production from solar, wind, as well as other renewable sources. Staff is aware of other similar projects locally and will request additional information of those projects.

9) Report on October 20, 2009 Meeting of Special Districts Association of Monterey County

The Board reviewed the agenda for the October 20th meeting of the Special Districts Association of Monterey County (SDAMC) and the minutes from the meeting of July 21st. Director Delgado asked if Director Parker could request clarification from the SDAMC on whether directors from special districts who have not been appointed to the SDAMC can still participate in meetings.

OTHER CORRESPONDENCE

10) Letters from Monterey County Department of Environmental Health and the California Integrated Waste Management Board RE: Approval of Monterey Peninsula Landfill Proposed Landfill Gas Monitoring and Control Plan

The Board reviewed letters from the Monterey County Department of Environmental Health and the California Integrated Waste Management Board notifying that the District's Landfill Gas Monitoring and Control Plan have been approved.

11) Email from Whole Foods Market Green Mission Team RE: Landfill Tour

The Board received a copy of an email from Whole Foods Regional Leader Jody Quintana thanking Public Education and Recycling Manager and Public Education Coordinator for the tour that they provided to several of Whole Foods regional personnel.

GENERAL MANAGER COMMUNICATIONS

General Manager provided the Board with an updated list of Board Committee appointments. He also requested that Board members let him know if there were any topics they would be interested in hearing about at future meetings.

BOARD COMMUNICATIONS

CLOSED SESSION

The Board went into closed session at 11:25 a.m. to discuss the following item:

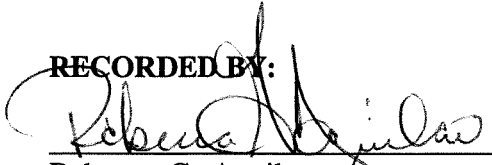
- 1) Conference with Legal Counsel – Anticipated Litigation; Significant Exposure to Litigation (one case)

The Board came back into open session at 12:02 p.m. Legal Counsel Wellington announced that during closed session the Board had received information and held discussion. No other action was taken.

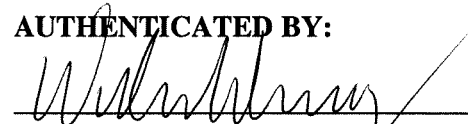
ADJOURNMENT

There being no further business to come before the Board at this time, the October 16, 2009 Regular Meeting of the Monterey Regional Waste Management District Board of Directors was adjourned to November 20, 2009 by Chair Laska at 12:03 p.m.

RECORDED BY:


Rebecca G. Aguilar
Administrative Support Supervisor/
Recording Secretary

AUTHENTICATED BY:


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