



Minutes of March 16, 2011

The Sonoma County Waste Management Agency (SCWMA) met on March 16, 2011, at the City of Santa Rosa Council Chambers, 100 Santa Rosa Avenue., Santa Rosa, California

Present:

City of Healdsburg	Mike Kirn, Chair
City of Cloverdale	Nina Regor
City of Cotati	Marsha Sue Lustig
City of Petaluma	Susan Lackie
City of Rohnert Park	Linda Babonis
City of Santa Rosa	Dell Tredinnick
City of Sebastopol	Jack Griffin
City of Sonoma	Steve Barbose
County of Sonoma	Susan Klassen
Town of Windsor	Christa Johnson

Staff Present:

Counsel	Janet Coleson
Staff	Patrick Carter
	Karina Chilcott
	Charlotte Fisher
	Henry Mikus
	Lisa Steinman
Recorder	Elizabeth Koetke

- 1. Call to Order Special Meeting**
The meeting was called to order at 8:15 a.m.
- 2. Open Closed Session**
Conference with Legal Counsel – Anticipated Litigation
Government Code section 54956.9(b)(1) and (b)(3)(A) two cases
- 3. Adjourn Closed Session**
No report.
- 4. Call to Order Regular Meeting/Introductions 9:00 a.m. or immediately following the closed session**
The Regular Meeting was called to order at 9:21 a.m.
- 5. Agenda Approval**
Chair Kirn moved Item #9 Amendment to Compost Agreement with Sonoma Compost Company, which requires a unanimous vote, to accommodate some Boardmembers schedules.
- 6. Attachments / Correspondence**
Chair Kirn called attention to the Director's Agenda Notes.

7. Public Comments (items not on the agenda)

Martin Mileck, Cold Creek Compost, proposed the SCWMA send Healdsburg Transfer Station's green waste to Cold Creek Compost. Currently, this amount of material is being trucked to Humboldt County as biofuel. This would allow Healdsburg residents the opportunity to recycle their food waste and less green waste would be incinerated.

9. Amendment to Compost Agreement with Sonoma Compost Company

Patrick Carter explained at the February 16, 2011 SCWMA meeting, the Board came to a consensus for staff to return with an Eighth Amendment to the three-party Agreement between the County of Sonoma, the SCWMA and Sonoma Compost Company for continuation of organic material processing, composting, and marketing services. The Eighth Amendment will extend the current agreement one year and allow two (2) additional one-year extensions to the term of the Agreement.

Susan Klassen, County of Sonoma, moved to approve this item. Steve Barbose, City of Sonoma, seconded. Motion approved unanimously.

Consent

8.1 Minutes of February 16, 2011

8.2 Support letter for Heidi Sanborn, application for Director of CalRecycle

8.3 Sixth Amendment to Agreement with ESA for Compost Relocation

8.4 SCWMA Board Priorities and Goals (*continued from 2.16.11 meeting*)

Nina Regor, City of Cloverdale, requested that items 8.2 and 8.4 be pulled for discussion.

8.1 Minutes of February 16, 2011

8.3 Sixth Amendment to Agreement with ESA for Compost Relocation

Dell Tredinnick, Santa Rosa, moved to approve items 8.1 and 8.3. Steve Barbose seconded the motion. Items 8.1 and 8.3 approved. Susan Klassen abstained from 8.1 not being present at the 2.16.2011 meeting.

8.2 Support letter for Heidi Sanborn, Application for Director of CalRecycle

This item sought the Board's approval for a letter of support from the SCWMA on behalf of Heidi Sanborn's application for the Director of the Department of Resources Recycling and Recovery.

The SCWMA Board determined not to issue a support letter of employment, but that it is in the purview of the Executive Director to endorse the candidate on his own. **This item was pulled from the agenda. There was no reportable action.**

8.4 SCWMA Board Priorities and Goals (*continued from 2.16.11 meeting*)

Nina Regor, City of Cloverdale, pulled this item for clarification about the requested action.

Henry Mikus, E.D., explained this item was continued from the 2.16.2011 SCWMA meeting where staff was directed to return to the March meeting with a consensus of the Boardmember's priorities. This item is informational.

Nina Regor, City of Cloverdale, moved to approve item 8.4, Christa Johnson, Town of Windsor, seconded. Motion approved.

Regular Calendar

10. Sonoma County/City Solid Waste Advisory

Steve Barbose, City of Sonoma, serves as the liaison for SCWMA to the Sonoma Waste Advisory Group (SWAG). Economic efficiencies were discussed. The SWAG will not meet in March. The next SWAG meeting will be April 18, 2011.

Representatives from Cloverdale and Sebastopol left the meeting at 9:50 a.m.

11. FY 11-12 Second Draft Work Plan (continued from 2.16.11 meeting)

Henry Mikus, E.D., explained this item was brought to the Board at the February 16, 2011 SCWMA meeting. At that meeting, staff was directed to incorporate the changes that had been discussed and return to the March 16th meeting with changes made to the Work Plan. Those changes were to provide accomplishments with existing funding, link activities in the Work Plan to each of the goals, provide cost estimates identifying large expenditures, prioritize the required projects versus a wish list, and finally to present a flat budget and identify grant funding for specific projects.

Public Comment

Ken Wells, Guiding Sustainability, commented there is a subcommittee of the AB 939 Local Task Force (LTF) that is working on Mandatory Commercial Recycling. The LTF hopes to bring back recommendation to the SCWMA at the May or June meeting.

Linda Babonis, City of Rohnert Park, moved to approve the FY 11-12 Second Draft Work Plan. Marsha Sue Lustig, City of Cotati, seconded. Sebastopol and Cloverdale, absent.

12. FY 11-12 Draft Budget

Mr. Mikus, E.D., described the SCWMA's annual budget and Charlotte Fisher answered questions from Boardmembers.

Ms. Klassen noted the amount of money in the Household Hazardous Waste (HHW) Facility Reserve fund's projected balance at the end of FY 11-12 exceeds the amount of the Board's reserve policy. These funds are generated with excess surcharge tipping fees and could possibly be used for one-time projects.

Staff was directed to estimate costs for some of the projects that will need to be addressed this fiscal year; single-use bag ban, mandatory commercial recycling and organic composting expansion and to budget those projects as onetime expenses, including an estimate of staff costs.

Consensus of the Board was to bring back a final budget. No motion was made.

13. Carryout Bags

Patrick Carter gave an update on recent events concerning carryout bags including feedback from the letter the SCWMA sent to retailers.

The County of Marin was sued by the 'Save the Plastic Bag Coalition' to prevent enforcement of the ordinance to ban plastic and place a fee on paper bags in unincorporated Marin County. Marin County Counsel is going to defend the ordinance. The basis for the suit was environmental impacts were inadequately addressed due to County of Marin using a categorical exemption. The County of Los Angeles and the City of San Jose both utilized Environmental Impact Reports on their ordinances and have not been sued.

Staff sent 337 letters to retailers and received 3 responses, which is a low response rate. No specific action was requested in the letter.

Steve Barbose questioned enforcement of an ordinance.

Janet Coleson, Agency Counsel, said the SCWMA could request voluntary assistance from the cities to enforce the ordinance.

Public Comment

Tim Smith, former SCWMA Board member, said he was encouraged by the Board's budget discussion. The money is available to address this issue, possibly the SWMA could contract for enforcement and any penalties collected could pay for enforcement of the ordinance.

Ken Wells, Guiding Sustainability, suggested staff initiate a stakeholder group to address the terms of a draft ordinance. The AB 939 Local Task Force provides an obvious forum, but not the only one.

Boardmember Comments

The consensus of the Board was for staff to develop a roadmap or flowchart for Boardmembers to take to their individual City Councils and Boards and get approval before issuing a draft ordinance.

Next steps would be identifying the stakeholders, such as Chambers of Commerce and Economic Development Boards, conducting public forums and, lastly, examine successful efforts from other jurisdictions.

Steve Barbose, City of Sonoma, offered to help facilitate a public forum.

This item will be agendaized for the April meeting. Staff will return with a preliminary report the Boardmembers can take to their City Councils and/or Boards for approval to move forward in their respective communities.

14. Boardmember Comments

Marsha Sue Lustig, City of Cotati, thanked SCWMA staff for educational material provided to the community in Cotati.

Chair Kirn thanked SCWMA staff for forwarding a draft of the C&D Outreach program to Boardmembers and also noted the Executive Committee met with the E.D. to begin to form a framework for the six months or annual evaluation process for the E. D. position.

15. Staff Comments

Henry Mikus, E.D., thanked Karina Chilcott for her contributions to the Business Environmental Alliance awards' breakfast meeting last week where eight businesses were the recipients of awards from the SCWMA for voluntarily participating in take-back programs for fluorescent lights.

16. Next SCWMA Meeting – April 20, 2011

17. Adjournment

Meeting adjourned at 11:15 a.m.

Respectfully submitted,
Elizabeth Koetke