



MINUTES OF JUNE 16, 2010

The Sonoma County Waste Management Agency met on June 16, 2010, at the City of Santa Rosa Utilities Department's Subregional Water Reclamation System Laguna Plant, 4300 Llano Road, Santa Rosa, California.

PRESENT:

Town of Windsor	Christa Johnson, Chair
City of Cloverdale	Nina Regor
City of Cotati	Marsha Sue Lustig
City of Healdsburg	Mike Kirn
City of Petaluma	Vince Marengo
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	Phil Demery

STAFF PRESENT:

Interim Executive Director	Susan Klassen
Counsel	Janet Coleson
Staff	Patrick Carter
	Karina Chilcott
	Lisa Steinman
Recorder	Elizabeth Koetke

1. CALL TO ORDER MEETING/INTRODUCTIONS

The meeting was called to order at 9:05 a.m.

2. AGENDA APPROVAL

Chair Christa Johnson requested that the action agenda items be addressed before the two presentations.

3. ATTACHMENTS/CORRESPONDENCE

Chair Christa Johnson, called attention to the Director's Agenda Notes.

4. ON FILE WITH CLERK

Chair Johnson noted the resolutions approved in May, 2010, on file with the clerk.

5. PUBLIC COMMENTS (items not on the agenda)

None.

CONSENT

- 6.1 Minutes of May 19, 2010**
- 6.2 Carryout Bag Update**
- 6.3. FY 08-09 Audit**
- 6.4 SCC Monthly Report for March 2010**
- 6.5 Appropriation Transfer - Planning**

Vince Marengo, Petaluma, moved to approve the Consent Calendar. Jack Griffin, Sebastopol, seconded. The representative from Santa Rosa was not present. Motion approved.

REGULAR CALENDAR

7. SONOMA COUNTY/CITY SOLID WASTE ADVISORY GROUP

Steve Barbose, City of Sonoma, is serving as liaison for SCWMA to the Sonoma Waste Advisory Group (SWAG). His report of the recent meeting included discussion of future field trips to explore different conversion technologies and Materials Recovery Facilities (MRF) in this county and other counties; a presentation given by Mark Schleich, Santa Barbara; and discussion of long-term funding of regional liabilities.

Next SWAG meeting will be held on July 15, 2010.

11. CONFIRMATION OF AB 939 LOCAL TASK FORCE BYLAWS AMENDMENT

Patrick Carter, responding to Board direction, presented the original AB 939 Local Task Force (LTF) membership list, a red-line version of the proposed changes to the membership and an explanation of the rationale behind the proposed changes to the membership.

Michael Anderson, Chair of the AB 939 LTF, defined the LTF as being a recommending body, not policy setting. He stated an important role of the LTF is having the elements of solid waste, recycling and diversion come together, discuss differences and come to a consensus in dealing with issues.

Public Comments

Pam Davis, Northbay Corporation, indicated that on the membership list there are categories of groups and some specific groups named. She suggested listing categories instead of naming specific groups and requested that anyone appointed to the LTF have a membership open to the general public. She also expressed a concern about dual membership.

Ken Wells, Sierra Club Representative, explained in 1992 when the LTF was formed the issue of franchised hauler versus non-franchised didn't exist. He suggested a solution would be to replace those two categories with a category entitled 'Solid Waste Industry' and have two representative positions for that category.

Michael Anderson, LTF Chair, agreed that change would be acceptable to the LTF.

Discussion

Ms. Coleson, Agency Counsel, clarified the changes being requested was to remove the named groups and replace them with categories.

Phil Demery, County of Sonoma, felt it should go back to the LTF group for further discussion.

Chair Johnson asked for a consensus to return the issue to the LTF. There was not a consensus of the Board.

Mike Kirn moved to approve the change to the bylaws contingent on modification to the two hauler groups which would be to replace the franchised hauler and non-franchised hauler categories with one category entitled Solid Waste Industry. Steve Barbose, seconded. Representative from Santa Rosa was not present.

12. SCWMA ALTERNATIVE FUNDING (continued from May)

Mr. Carter recapped the presentation from May. Three funding scenarios were presented: #1 is no change to the current surcharge tipping fee, #2 is charging the surcharge on garbage and #3 is a generation-based funding model with customers of franchised haulers, Construction & Deconstruction (C&D) facilities, and self-haulers being charged an Agency Fee based on the tonnage of solid waste

generated. Scenario #3 has the potential to significantly mitigate the declining revenues resulting from declining garbage tonnage. The Board requested additional information regarding the impacts on their individual cities' franchise agreements.

If Scenario #3 is chosen, staff recommends a cursory review of each jurisdiction's franchise agreement, looking for three specific items: 1) How is price indexing addressed? 2) Does the agreement contain a provision allowing for changes in law? 3) How is waste defined and would that definition affect the proposed Agency Fee?

Next steps would include meeting with the haulers and C&D MRF operators with the goal of understanding the impact of the funding model and get their feedback to ensure the Agency Fees are as equitable as possible. Lastly, a draft ordinance would be developed for the Agency Boardmembers consideration.

Public Comments

Connie Cloak, C2 Alternative Services, felt that implementing a fee on all solid waste was a great idea and said not only should the fee be levied but it should be audited.

Tim Smith, former SCWMA Boardmember, reminded the Board that the Agency will only exist until 2017 and said changing the funding would not remove the "death spiral", but postpone it. He agreed that Scenario #3 was the way to go.

Ken Wells, Guiding Sustainability, commented that Scenario #3 is one of the simplest approaches.

Steve Barbose, moved to go forward with Option 3. Staff was directed to proceed with the proposal as outlined in the staff report and return to the Agency Board with that proposal. Phil Demery seconded, and reiterated he would like further conversation about the legal implications of annual accounting. Motion approved.

Santa Rosa arrived at the meeting at 10:40 a.m.

8. YARD DEBRIS APPROPRIATION TRANSFER

Ms. Klassen, Interim Executive Director, explained the appropriation transfer is needed because of increased material being transported and processed. There is a difference in the amount budgeted and the estimated funding necessary for payment through the end of the fiscal year. And lastly, there were invoices that should have been paid in FY 08-09, but were paid with FY 09-10 appropriations. The appropriation transfer is being made from the index for yard debris services. Approximately \$1,400,000 was budgeted to be transferred into the Organics Reserve, but a smaller contribution of \$850,000 will be made to the Organics Reserve this year upon approval of the appropriation transfer.

Jack Griffin, Sebastopol, moved to approve the appropriation transfer. Mike Kirn, Healdsburg, seconded. Motion approved unanimously.

Recess from 10:48 a.m. to 10:53 a.m.

13. AWARD E-WASTE COLLECTION EVENT CONTRACT

Lisa Steinman reported the SCWMA has been holding e-waste collection events since 2007. These events provide opportunities for residents and businesses of Sonoma County to bring electronics to specified city centered locations for proper recycling. A Request for Proposals was issued and four proposals were received. After review and evaluation, staff recommends awarding Goodwill Industries of the Redwood Empire the contract and award a back-up Agreement to ECS Refining and give the Chair authorization to sign both Agreements.

Marsha Sue Lustig, Cotati, moved to approve the award of the e-waste collection event contracts. Linda Babonis, Rohnert Park, seconded. Motion approved.

14. REVISED SIXTH AMENDMENT TO HHW AND AB 939 PROGRAM SERVICES AGREEMENT WITH PETALUMA

Ms. Klassen reported at the May Agency meeting a Sixth Amendment to the HHW and AB 939 Program Services Agreement with Petaluma was approved by the Agency Board and was forwarded to the Petaluma City Council for their approval. The City of Petaluma requested a change, which is a modification of the basis for charging for the services. The payment will be based on actual tons of solid waste disposed per month instead of using the prior calendar year's total tonnage. The Revised Sixth Amendment is brought back for the Board's consideration.

Dell Tredinnick, Santa Rosa, moved to approve the Revised Sixth Amendment to the HHW and AB 939 Program Services Agreement. Linda Babonis, Rohnert Park, seconded. Motion approved.

15. AWARD SPANISH OUTREACH CONTRACT

Karina Chilcott reported on the Spanish language outreach efforts, which are identified in the education component of the Countywide Integrated Waste Management Plan as well as the FY 10-11 Work Plan. At the April 2010 Board meeting, the Board directed staff to distribute a Request for Proposals for continued Spanish Language Outreach activities. Agency staff received one proposal from the current contractor, C² Alternative Services. Agency staff has had a long history with C² Alternative Services, working with Hugo Mata, and has been extremely pleased with their performance.

This is a two-year agreement from July 1, 2010 to June 30, 2012, with annual extensions based on mutual agreement. The FY 10-11 Work Plan allocates \$24,000 for Spanish Language Outreach funded by the HHW Cost Center with CalRecycle Used Oil Grant money (\$18,886) and the Education Cost Center (\$5,114). It is anticipated that a similar level of funding will be available in the FY11-12 budget.

Dell Tredinnick moved to approve the award of the Spanish Outreach Contract. Phil Demery, County of Sonoma, seconded. Motion approved.

9. VIRGINIA PORTER, INCOMING EXECUTIVE DIRECTOR, RRWA, PRESENTATION "THE RUSSIAN RIVER WATERSHED AWARENESS SURVEY"

Virginia Porter presented the Russian River Watershed Awareness Survey.

10. ORGANICS DIVERSION SUBCOMMITTEE OF THE AB 939 LOCAL TASK FORCE PRESENTATION

Will Bakx, AB 939 LTF member, discussed the possibility of diverting up to 68,000 tons of organic materials currently in the waste stream with a new compost facility.

Ken Wells, AB 939 LTF member, discussed the greenhouse gas impacts of the waste stream and the reduction of organics in the waste stream would reduce the levels of greenhouse gas. He expressed ideas for three actions: 1) active education i.e., doing a waste sort to see what is being thrown into garbage cans; 2) encourage extended producer responsibility (EPR) for treated wood, carpet and carpet padding; 3) build a new compost facility.

16. BOARDMEMBER COMMENTS

None.

17. STAFF COMMENTS

Ms. Klassen reported the recruitment for the Executive Director opened on June 4th and will close on July 6th. The July 21, 2010 meeting will be at the City of Santa Rosa City Council Chambers.

Vince Marengo inquired about an earlier start time for the SCWMA meetings, after some discussion it was decided that the regular meeting time of 9:00 a.m. would not be changed.

Ms. Chilcott said Agency staff submitted a proposal to PG&E for a grant for \$7,500, which would be used to encourage the public to recycle compact fluorescents and 4 ft. fluorescent tubes.

18. NEXT SCWMA MEETING JULY 21, 2010 AT NEW LOCATION

19. ADJOURNMENT

Meeting adjourned at 11:43 a.m.

Respectfully submitted,
Elizabeth Koetke

Copies of the following were distributed and/or submitted at this meeting:

- **Organics Disposal Alternatives in Sonoma County**
- **Alternative Funding Presentation**
- **Map of parking near new meeting location site (Santa Rosa City Council Chambers)**
- **Instructions for D Street garage**