



Meeting of the Board of Directors

January 18, 2017

Regular Meeting Begins at 8:30 a.m.

*City of Santa Rosa, Council Chambers
100 Santa Rosa Avenue
Santa Rosa, CA*

Meeting Agenda and Documents

SONOMA COUNTY WASTE MANAGEMENT AGENCY

Meeting of the Board of Directors

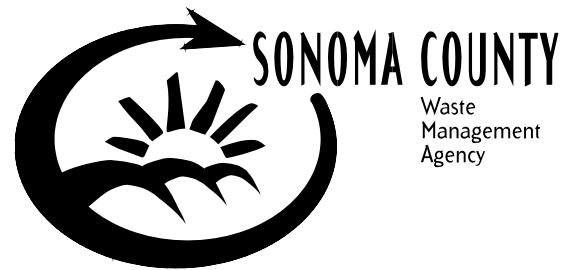
January 18, 2017

Regular Meeting begins at 8:30 a.m.

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Note: This packet is 40 pages total



SONOMA COUNTY WASTE MANAGEMENT AGENCY

Meeting of the Board of Directors

January 18, 2017

8:30 a.m.

Estimated Ending Time 11:30 a.m.

City of Santa Rosa Council Chambers
100 Santa Rosa Avenue
Santa Rosa, CA

Agenda

<u>Item</u>	<u>Action</u>
1. Call to Order Regular Meeting	
2. Agenda Approval	
3. Public Comments (items not on the agenda)	
4. Election of Officers	

Consent (w/attachments)

- 5.1 Minutes of December 21, 2016 Regular Meeting
- 5.2 Approval of the First Amendment to the Agreement with ECS Refining for E-waste Transport and Recycling Services
- 5.3 Approval of the First Amendment to the Agreement with the County of Sonoma for the Provision of Staff Services (Executive Director)
- 5.4 January and February 2017 Outreach Calendar

Regular Calendar

- 6. Presentation of a County of Sonoma Safe Medicine and Sharps Disposal Ordinance
[Carter] HHW

7. Boardmember Comments
8. Staff Comments
9. Next SCWMA meeting: February 15, 2017
10. Adjourn

Consent Calendar: These matters include routine financial and administrative actions and are usually approved by a single majority vote. Any Boardmember may remove an item from the consent calendar.

Regular Calendar: These items include significant and administrative actions of special interest and are classified by program area. The regular calendar also includes "Set Matters," which are noticed hearings, work sessions and public hearings.

Public Comments: Pursuant to Rule 6, Rules of Governance of the Sonoma County Waste Management Agency, members of the public desiring to speak on items that are within the jurisdiction of the Agency shall have an opportunity at the beginning and during each regular meeting of the Agency. When recognized by the Chair, each person should give his/her name and address and limit comments to 3 minutes. Public comments will follow the staff report and subsequent Boardmember questions on that Agenda item and before Boardmembers propose a motion to vote on any item.

Disabled Accommodation: If you have a disability that requires the agenda materials to be in an alternative format or requires an interpreter or other person to assist you while attending this meeting, please contact the Sonoma County Waste Management Agency Office at 2300 County Center Drive, Suite B100, Santa Rosa, (707) 565-3579, at least 72 hours prior to the meeting, to ensure arrangements for accommodation by the Agency.

Noticing: This notice is posted 72 hours prior to the meeting at The Board of Supervisors, 575 Administration Drive, Santa Rosa, and at the meeting site the City of Santa Rosa Council Chambers, 100 Santa Rosa Avenue, Santa Rosa. It is also available on the internet at www.recyclenow.org



Date: December 21, 2016

To: SCWMA Board Members

From: Patrick Carter, SCWMA Executive Director

Executive Summary Report for the SCWMA Board Special Meeting of November 16, 2016

Item 4, Consent Items: Item 4.1 Minutes of the November 16, 2016 Meeting was approved.

Item 5, Discussion and Possible Action on the Draft Amended and Restated Joint Exercise of Powers Agreement for the Sonoma County Waste Management Agency: The Board was presented the latest version of the Draft Amended and Restated Joint Exercise of Powers Agreement for the SCWMA. This draft clarified voting requirements and that implementation of new, non-core programs costs would be assessed on members participating in those programs. The Board directed staff to list the increasing of fees or implementing new fees as supermajority vote items and to simplify language related to member jurisdiction's ability to compensate the SCWMA, if such an arrangement is necessary. The Board directed staff to prepare a model staff report and presentation to assist City and County staff for individual members to consider this agreement and to begin the process of presenting the agreement to member agencies for consideration.

Item 6, Discussion and Possible Action on Organic Waste at the Central Disposal Site: Staff updated the Board that the Central Disposal Site tipping floor ceased accepting organic waste as of December 12, 2016 and that route trucks had been redirected. Individuals hauling organic waste to that site now deposit that material in bins provided and serviced by the Ratto Group. Staff was directed to negotiate an amendment with the Ratto Group for this additional work and to bring further information to the Board during budget consideration, for a possible rate increase for self-haul customers.

Item 7, Report and Direction Requested on a Project to Inform and Educate on the Background of Solid and Hazardous Waste in Sonoma County: Recognizing there are a number of separate but interrelated agreements related to solid and hazardous waste, staff asked the Board for guidance on whether to develop resources to promote better understanding of those agreements. The target audience is primarily new and existing Board members, City and County staff assigned to solid waste, and elected officials. Staff was directed to develop this project using contractor assistance.



To: Sonoma County Waste Management Agency Board Members

From: Patrick Carter, Executive Director

Subject: January 18, 2017 Board Meeting Agenda Notes

4. **Election of Officers:** Per the discussion held by the Board in January 2010, the sequence for member jurisdictions' representatives holding Board elected positions, to be alphabetical by jurisdiction name, would be as follows:

Chair:	Santa Rosa
Vice Chair:	Sebastopol
Pro-Tem:	Sonoma (City)

Consent Calendar

These items include routine financial and administrative items and **staff recommends that they be approved en masse by a single vote**. Any Board member may remove an item from the consent calendar for further discussion or a separate vote by bringing it to the attention of the Chair.

5.1 **Minutes of the December 21, 2016 Meeting:** regular acceptance.

5.2 **Approval of the First Amendment to the Agreement with ECS Refining for E-waste Transport and Recycling Services:** Approval of this item would extend this agreement to February 11, 2018 and change the reimbursement schedule for E-waste collected at the County transfer stations. Though the pricing schedule changes result reduced revenue on a per pound basis for some collected items, the program has experienced growth in other items for which the SCWMA receives greater reimbursement, resulting in overall estimated revenue slightly greater than budget projections (i.e. the net effect is not expected to impact the bottom line). **Staff recommends the Board authorize the Executive Director to sign the First Amendment to the Agreement for E-waste Transport and Recycling Services.**

5.3 **Approval of the First Amendment to the Agreement with the County of Sonoma for the Provision of Staff Services (Executive Director):** The provision of staff services by the County to the SCWMA, specifically the Executive Director, is governed by an agreement which expires February 11, 2017. SCWMA and County staff have drafted an amendment to that agreement which match the term of the agreement with the termination or dissolution of the SCWMA. The amendment also allows termination by either party with language which matches the withdrawal language in the proposed JPA agreement (180 days minimum and beginning of subsequent fiscal year). **Staff recommends the Board approve the First Amendment to the Agreement with the County of Sonoma for the Provision of Staff Services, provided there are no material changes in the finalized form approved by the Board of Supervisors to the agreement attached to this agenda item.**

5.4 **January and February 2017 Outreach Calendar:** The items provides an updated on upcoming outreach events. No action is required.

Regular Calendar

6. **Presentation of a County of Sonoma Safe Medicine and Sharps Disposal Ordinance:** The County of Sonoma, Department of Health Services (DHS) is scheduling study sessions on a proposed Safe Medicine and Sharps Disposal Ordinance. As SCWMA staff has participated in many discussions with the Safe Medicine Disposal Collaborative, the SCWMA currently collects and properly disposes of medicines and sharps which would be affected by the proposed ordinance, and the membership of the SCWMA will be asked to consider action on this ordinance in the near future, SCWMA staff has invited DHS staff to present information about the ordinance to the SCWMA Board. No action is required by the SCWMA Board at this time.

RESOLUTION NO. -

Dated: January 18, 2017

RESOLUTION OF THE SONOMA COUNTY WASTE MANAGEMENT AGENCY ("AGENCY") ELECTING A CHAIR,
A VICE CHAIR, AND A CHAIR PRO TEMPORE

WHEREAS, Resolution No. 92-002 requires Agency to elect a Chair, a Vice Chair, and a Chair Pro Tempore at the first meeting in each calendar year.

NOW, THEREFORE BE IT RESOLVED that having first been duly elected by this Agency _____, representative from _____, and _____, representative from _____, and _____, representative from the _____, shall serve as Chair, Vice Chair and Chair Pro Tempore, at the will and pleasure of this Agency for a period of one year commencing with the date of this resolution.

MEMBERS:

_____	_____	_____	_____	_____
Cloverdale	Cotati	County	Healdsburg	Petaluma

_____	_____	_____	_____	_____
Rohnert Park	Santa Rosa	Sebastopol	Sonoma	Windsor

AYES -- NOES -- ABSENT -- ABSTAIN --

SO ORDERED.

The within instrument is a correct copy
of the original on file with this office.

ATTEST:

DATE: January 18, 2017

Sally Evans
Clerk of the Sonoma County Waste Management
Agency of the State of California in and for the County of Sonoma



Minutes of December 21, 2016 Meeting

The Sonoma County Waste Management Agency met on December 21, 2016, at the City of Santa Rosa Council Chambers, 100 Santa Rosa Avenue, Santa Rosa, California.

Present:

City of Cloverdale	Absent	City of Santa Rosa	John Sawyer
City of Cotati	Susan Harvey	City of Sebastopol	Henry Mikus
City of Healdsburg	Brent Salmi	City of Sonoma	Madolyn Agrimonti
City of Petaluma	Dan St. John	County of Sonoma	Susan Klassen
City of Rohnert Park	Don Schwartz	Town of Windsor	Deb Fudge

Staff Present:

Executive Director	Patrick Carter	Staff	Kristin Thigpen
Counsel	Ethan Walsh		Courtney Scott
Agency Clerk	Sally Evans		

1. Call to Order Regular Meeting

The meeting was called to order at 8:30 a.m.

2. Agenda Approval

The motion for agenda approval was made by Brent Salmi, City of Healdsburg, and seconded by Susan Harvey, City of Cotati.

Vote Count:

Cloverdale	ABSENT	Santa Rosa	Aye
Cotati	Aye	Sebastopol	Aye
Healdsburg	Aye	City of Sonoma	Aye
Petaluma	Aye	County of Sonoma	Aye
Rohnert Park	Aye	Windsor	Aye

AYES -9- NOES -0- ABSENT -1- ABSTAIN -0-

Motion passed.

3. Public Comments (items not on the agenda)

None.

4. Consent (w/attachments)

4.1 Minutes of November 16, 2016

Board Comments:

None.

Public Comments:

None.

The motion for consent calendar approval was made by Ms. Harvey and seconded by John Sawyer, City of Santa Rosa.

Vote Count:

Cloverdale	ABSENT	Santa Rosa	Aye
Cotati	Aye	Sebastopol	Aye
Healdsburg	Aye	City of Sonoma	Aye
Petaluma	Aye	County of Sonoma	Aye
Rohnert Park	Aye	Windsor	Aye

AYES -9- NOES -0- ABSENT -1- ABSTAIN -0-

Motion passed.

Regular Calendar

5. Discussion and Possible Action on the Draft Amended and Restated Joint Exercise of Powers Agreement for the Sonoma County Waste Management Agency.

Patrick Carter, Executive Director, provided a general overview of the changes to the Draft JPA Agreement items as a result of discussion at the November Agency Board meeting and discussions with member attorneys as follows:

- Supermajority defined as 8/10 members.
- A supermajority vote of Board members was required to allow an Agency member who withdrew from the current composting program back in.
- Expanded the Civil Penalties section to allow proportionate payment of penalties where appropriate.
- Clarified the cost of implementing additional programs would only be borne by participating members.
- A supermajority vote was required for Agency budget or amendment approval, incurrence of debt of \$250,000 or more, and authorization of expenditures of \$250,000 or more from a single source within a single fiscal year.
- A unanimous vote was required for the acquisition of real property (purchase or lease) with a value of \$250,000 or more.

Mr. Carter proposed the creation of a model staff report and presentation to assist Agency members in presenting the agreement to City Councils and Board of Supervisors once the Board reached an agreement regarding the finalized version.

Ethan Walsh, Agency Counsel, provided a brief explanation for some of the changes to the Draft JPA Agreement as a result from discussions with the Agency member attorneys as follows:

- Changes were made from the unanimous vote to the supermajority, specifying the items subject to a supermajority vote.
- Addition of language in Section 4.B.ii., Withdrawal from Current Program, page 7, allowing members not participating or withdrawn from the current composting program, to rejoin if approved by the Agency Board.
- Clarification language in Section 4.D.ii., page 8, addressed Civil Penalties and allocated those to the agencies responsible for the behavior resulting in the penalties. Clarifying there would be due process as required by state law.
- Addition of language in Section 5.B., page 9, clarifying additional programs were subject to approval by individual jurisdictions, including ordinances and similar legislative actions.

Deletion of provision regarding Board members not being able to vote on agreements involving their own agency, as the provision added complication if the Agency were to enter into an agreement with multiple members.

- Addition of language in Section 5.C., page 9, Costs of Implementation of Additional Programs, provided that if some, but not all members chose to participate in an additional program and had the Agency implement that program for them, those members would need to pay the Agency for the cost of implementation. This would not include the cost of developing the additional program, which would be shared by all members and paid for out of the Agency fee charged against solid waste received in the County. The Agency would still indemnify the individual member adopting an ordinance against any legal challenges to that ordinance, even if not all members chose to participate in the program.
- Language was inserted in Section 8.F.iii., page 11, Supermajority Approvals and Expenditures, to clarify it would be expenditures of \$250,000 or more to a single source within a single fiscal year.
- Addition of language in Section 10. D., page 13, Indemnity provision, clarified the Agency would indemnify the member agencies from any claims associated with its own programs.

Mr. Walsh noted Santa Rosa's Assistant City Attorney's recommended the Board consider adding the adoption of any new fees or increase of any existing fees as a supermajority vote item.

Board Comments:

Ms. Harvey asked how payment would be handled if jurisdictions needed to pay to implement additional programs.

Mr. Walsh replied it would be handled through separate agreements with the individual agencies.

Ms. Harvey inquired if a tipping fee was charged on everything going through the gates and Mr. Carter replied affirmatively.

After discussion, it was determined any new fees or increase to existing fees would require a supermajority vote.

Ms. Klassen asked how self-haul would be handled if an Agency member withdrew from the Household Hazardous Waste Program.

Mr. Walsh replied that while there currently was a withdrawal provision from compost and an Agency member could choose not to participate in additional programs, there were no withdrawal provisions from Education and Household Hazardous Waste. Mr. Walsh noted the member would need to withdraw from the entire Agency. Mr. Walsh explained adding a satellite location to an existing program would not be considered a new program, however would likely require a unanimous vote if acquisition of real property were to take place.

Deb Fudge, Town of Windsor, noted an Agency member who chose to withdraw from the Agency would not be entitled to household hazardous waste pick-ups or self-haul and questioned how that would be handled.

Mr. Walsh replied the jurisdiction would have to seek another solution or potentially contract with the Agency.

Chair Schwartz recommended deleting the word “direct” from Section 12, G, on page 16 of the draft JPA agreement.

Public Comment:

None.

The Board directed staff to list increasing fees and implementing new fees as supermajority vote items and simplify language related to member jurisdiction’s ability to compensate the SCWMA, if such an arrangement was necessary. The Board directed staff to prepare a model staff report and presentation to assist City and County staff in presenting the JPA agreement to their jurisdictions for approval.

Board members thanked Mr. Carter and Mr. Walsh for their work and expressed their appreciation that everyone was able to work together and move forward.

Ms. Harvey thanked Mr. Walsh for making the process easier for the attorneys and shared they appreciated working with Mr. Walsh.

Chair Schwartz noted he would like the final JPA agreement to all jurisdictions for approval by the end of February 2017.

Ms. Harvey motioned to accept the following amendments to the Draft JPA Agreement: 1) Any new fees or increase to existing fees would require a supermajority vote. 2) Remove the word “direct” from Section 12, G, on page 16 of the Draft JPA Agreement. Staff was directed to work with Agency Board members to distribute a final version of the JPA Agreement to the jurisdictions and seek unanimous approval. Mr. Henry Mikus, City of Sebastopol, seconded the motion.

Vote Count:

Cloverdale	ABSENT	Santa Rosa	Aye
Cotati	Aye	Sebastopol	Aye
Healdsburg	Aye	City of Sonoma	Aye
Petaluma	Aye	County of Sonoma	Aye
Rohnert Park	Aye	Windsor	Aye

AYES -9- NOES -0- ABSENT -1- ABSTAIN -0-

Motion passed.

6. Discussion and Possible Action on Organic Waste at the Central Disposal Site

Mr. Carter provided an update on organic waste at the Central Disposal Site. Mr. Carter noted Republic Services requested organic waste be removed from the tipping floor, as the space was needed as of December 12, 2016 for their MRF. Mr. Carter stated The Ratto Group provided cost information for transporting organic waste from the curbside routes to the Redwood Landfill compost facility or to the Sonoma and Healdsburg transfer stations rather than Central. Mr. Carter added he provided the cost information to the affected jurisdictions and they requested discussions directly with The Ratto Group, as they felt it was a franchise agreement issue.

Mr. Carter reported arrangements were made for The Ratto Group to provide bins for green waste self-haul at Central and to take care of the hauling. Mr. Carter noted that while the service

had been implemented in an effort to accommodate the self-haulers, an agreement was still being negotiated with The Ratto Group for compensation for that service. Mr. Carter explained if the service were to be long term, it would be an expensive process that could potentially cost \$30,000 more than the revenue.

Mr. Carter stated an alternative would be noticing customers the program would be cut off and offer alternative sites, but would prefer to continue to provide the service.

Board Member Comments:

Ms. Fudge inquired how the green waste would be unloaded into the bins.

Mr. Carter replied that while it was not as convenient as dumping onto the ground, the bin walls were quite low and the pickup bed could back up right to it.

Staff was directed to continue accepting self-haul at the Central Disposal Site, with the Agency absorbing the additional cost to offer those services through the end of the current fiscal year. Staff was also directed to negotiate the appropriate contract with The Ratto Group for this additional work and bring further information to the Board during budget consideration, for a potential rate increase for self-haul customers.

Ms. Harvey inquired if the fees would change for self-haul if this went on for a longer period of time.

Mr. Carter replied there were separate fees for self-haul and was something that could be discussed with the County and Republic Services.

Ms. Klassen noted it would just be a matter of telling Republic what to charge, as the Agency sets the differential rate for self-haul green waste.

Chair Schwartz recommended revisiting the short-term contract at the end of the fiscal year and considering a rate adjustment or other alternative.

Public Comment:

None.

Mr. Schwartz motioned to continue to accept green waste self-haul at the Central Disposal Site with the Agency absorbing the additional cost to offer the service through the end of the current fiscal year, to direct staff to negotiate an appropriate contract and execute the amendment, and to discuss a longer term solution as part of the budget process. Mr. Sawyer seconded the motion.

Vote Count:

Cloverdale	Absent	Santa Rosa	Aye
Cotati	Aye	Sebastopol	Aye
Healdsburg	Aye	City of Sonoma	Aye
Petaluma	Aye	County of Sonoma	Aye
Rohnert Park	Aye	Windsor	Aye

AYES -9- NOES -0- ABSENT -1- ABSTAIN -0-

Motion passed.

7. Report and Direction Requested on a Project to Inform and Educate on the Background of Solid and Hazardous Waste in Sonoma County

Mr. Carter explained there was no single document or training regarding solid and hazardous waste in Sonoma County and how the different agreements interacted with each other. Mr. Carter recommended working with a consultant to work on research and presentation of the material, as developing those resources would be of great benefit for new and existing Board members, as well as for the public.

Board Member Comments:

Ms. Fudge, Ms. Harvey and Ms. Klassen expressed support for the project, as it would be of great benefit for counsel, elected officials, and new staff members asked to look at or to vote on the issues.

Mr. Sawyer inquired if this would include general philosophy and direction and asked who the target audience was.

Mr. Carter replied that could be looked at but the focus was how the agreements were tied together.

Chair Schwartz noted he believed the primary audience would be those responsible for solid waste.

Ms. Harvey recommended including the County goals in the document.

Public Comment:

Stu Clark, Healdsburg independent environmental consultant, expressed support for the project to inform and educate on the background of solid and hazardous waste in Sonoma County and recommended narrowing the focus of what the project would be looking to accomplish, as it was a broad topic. Mr. Clark shared local historical events celebrating curbside recycling.

Direction was provided to staff to move forward with project development.

8. Board Member Comments:

None.

9. Staff Comments:

None.

10. Next SCWMA meeting:

The next SCWMA meeting will be held on January 18, 2016.

11. Adjournment:

The meeting adjourned at 9:32 a.m.

Submitted by:

Sally Evans

December 21, 2016 – SCWMA Meeting Minutes



Agenda Item #: **5.2**
Cost Center: **HHW**
Staff Contact: **Smith**
Agenda Date: **1/18/2017**
Approved By:

ITEM: **Approval of the First Amendment to the Agreement with ECS Refining for E-waste Transport and Recycling Services**

I. RECOMMENDED ACTION / ALTERNATIVES TO RECOMMENDATION

Staff recommends the Board authorize the Executive Director to sign the First Amendment to the Agreement for E-waste Transport and Recycling Services.

II. BACKGROUND

The Sonoma County Waste Management Agency manages electronic waste (E-waste), as E-waste is a household hazardous waste. E-waste is collected at all the County Transfer Stations (Annapolis, Central, Guerneville, Healdsburg, and Sonoma). The E-waste is transported from the Central Disposal Site to ECS Refining's recycling facility in Stockton, CA. The current agreement with the ECS Refining expires February 11, 2017.

III. DISCUSSION

Staff negotiated a First Amendment to the agreement with ECS Refining to extend the term to February 11, 2018. ECS Refining was unable to sustain the existing pricing schedule due to commodity markets, so staff negotiated pricing as well.

ECS Refining's proposed payment to the Agency is \$0.27/lb for Covered E-waste (CEW), \$0.20/lb for covered flat panel display devices, and a charge of \$0.08/lb for Universal Waste Electronic Devices (UWEDs) and Household Appliances. Based on the weights of CEWs, flat panel display devices, UWEDs, and household appliances collected last year, this pricing would result in a little over \$110,000 in annual income which is a decrease of approximately \$45,000 from the preceding year.

Staff believes that, despite the decreased revenue to the SCWMA from this program, revenues will continue to cover the costs of this program and this will allow the SCWMA to continue to provide free E-waste drop-off service to the public. A number of sites which previously accepted UWED and household appliances free of charge have discontinued this practice, leaving Sonoma County residents with few free options other than the SCWMA's E-waste collection events and drop-off at the County Transfer Stations.

IV. FUNDING IMPACT

For fiscal year 2015/16, revenue of \$110,000 was budgeted. Despite incurring charges for some materials in the attached amendment to the agreement, staff believes the costs will be offset by the increased amount of E-waste for which we receive payment. Staff estimates \$112,000 in

annual revenue, based on the amount of material received in 2016.

V. ATTACHMENTS

First Amendment to the Agreement with ECS Refining for Electronic Waste Transport and Recycling Services
Resolution

FIRST AMENDMENT TO AGREEMENT FOR E-WASTE TRANSPORT AND RECYCLING SERVICES

This First Amendment to Agreement for E-Waste Transport and Recycling Services ("First Amendment") is made as of the 18th day of January, 2017, by the Sonoma County Waste Management Agency ("Agency") and ECS Refining, LLC. ("Contractor").

RECITALS

- A. Agency and Contractor entered into that certain Agreement for E-Waste Transport and Recycling Services (the "Agreement") dated June 1, 2012.
- B. The Agreement contains an expiration date of February 11, 2017. The Agency and Contractor desire to extend the term of the Agreement to expire on February 11, 2018.
- C. The Agreement contains updated pricing to reflect commodity market changes which necessitated a reduction in payments to the Agency for certain collected materials.

AMENDMENT

1. Amendment to Section 2. Section 2 of the Agreement is hereby amended in its entirety to read as follows:

"2. Payment. For all services and incidental costs required hereunder, Contractor shall pay Agency \$0.27/pound for all SB20 qualified Covered Electronic Devices (Cathode Ray Tubes)) and \$0.20/pound for SB20 qualified Flat Panel Display Devices, as defined in Chapter 8.5, of Part 3 of Division 30 of the California Public Resources Code, commencing with Section 42460, and Article 10.3, of Chapter 6.5 of Division 20 of the California Health and Safety Code, commencing with Section 25214.9) and Title 14 of the California Code of Regulation (CCR), Division 7, Chapter 8.2, commencing with Section 18660.5, collected and transported by the Agency to the ECS processing facility. Contractor shall pay Agency \$0.18/pound for Rear Projection televisions. Contractor shall pay Agency \$0.15/pound for Personal Computers (PC). Contractor shall pay Agency \$0.25/pound for Mixed Cable. Additionally, because there is not currently a State payment program in place for payment for universal waste electronic devices ("UWEDs"), Contractor shall charge the Agency \$0.08/pound for UWEDs. Contractor shall charge the Agency \$0.08/pound for Household Appliances. Should the State change the collector and/or recycler payment system, Contractor and Agency shall renegotiate the payment.

If at any point during the term of this Agreement, the State of California enacts legislation or the Department of Resources Recycling and Recovery (CalRecycle), or any other State agency adopts regulations providing for reimbursement of the costs of managing universal waste electronic devices or consumer electronic wastes devices, however they are labeled, Contractor shall immediately pay Agency the full rate set forth by the legislation or regulation for each

device, excluding any amount allocated for recycling or disposal. Weight will be determined by Contractor weighing each pallet and Agency UWED container upon receipt. Contractor shall use tare weights of 35 pounds/pallet, 75 pounds gaylord/pallet, and 160 pounds/Agency UWED container (baskets), unless different weights are approved in writing by the Executive Director of the Agency, and the tare weight shall be subtracted from the total shipping weight to determine the net weight for which the Agency's payment shall be based. Contractor shall pay Agency within sixty (60) days of shipment in accordance with CCR Title 14 § 18660.13.

2. Amendment to Section 3. Section 3 of the Agreement is hereby amended in its entirety to read as follows:

"3. Term of Agreement. The term of this Agreement shall commence on the Effective Date and terminate on February 11, 2018, unless terminated earlier in accordance with the provisions of Article 4 below.

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[Remainder of page intentionally left blank]

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3. No Other Changes. Except as amended by this First Amendment, all other terms and conditions in the Agreement shall remain unchanged and shall continue on in full force and effect.

IN WITNESS WHEREOF, the parties have executed this First Amendment to Agreement for E-Waste Transport and Recycling Services on the day and year first above written.

AGENCY:

SONOMA COUNTY WASTE MANAGEMENT
AGENCY

By: _____
Patrick Carter, Executive Director

Date: _____

CONTRACTOR:

ECS REFINING, LLC

By: _____

Its: _____

Date: _____

APPROVED AS TO FORM:

By: _____
Ethan Walsh, Agency Counsel

RESOLUTION NO.: 2017-

DATED: January 18, 2017

RESOLUTION OF THE SONOMA COUNTY WASTE MANAGEMENT AGENCY ("SCWMA") AUTHORIZING THE EXECUTIVE DIRECTOR TO SIGN THE FIRST AMENDMENT TO THE AGREEMENT WITH ECS REFINING FOR E-WASTE TRANSPORT AND RECYCLING SERVICES

WHEREAS, the SCWMA and ECS Refining entered into a certain agreement for E-Waste Handling Services on June 1, 2012; and

WHEREAS, the term of the aforementioned agreement will expire on February 11, 2017 unless amended by the SCWMA; and

WHEREAS, the SCWMA desires to extend the term of this agreement to February 11, 2018;

NOW, THEREFORE, BE IT RESOLVED that Board of Directors of the SCWMA approves of this First Amendment to this Agreement with ECS Refining, extending the term of the agreement to February 11, 2018.

BE IT FURTHER RESOLVED Board authorizes the Executive Director to sign the First Amendment to this Agreement with ECS Refining.

MEMBERS:

--	--	--	--	--
_____ Cloverdale	_____ Cotati	_____ County	_____ Healdsburg	_____ Petaluma
--	--	--	--	--
_____ Rohnert Park	_____ Santa Rosa	_____ Sebastopol	_____ Sonoma	_____ Windsor

AYES:- - NOES: - - ABSENT: - - ABSTAIN: - -

SO ORDERED.

The within instrument is a correct copy
of the original on file with this office.

ATTEST: DATE:

Sally Evans
Clerk of the Sonoma County Waste Management
Agency of the State of California in and for the
County of Sonoma



Agenda Item #: **5.3**
Cost Center: **All**
Staff Contact: **Carter**
Agenda Date: **1/18/2017**
Approved By:

ITEM: **Approval of the First Amendment to the Agreement with the County of Sonoma for the Provision of Staff Services (Executive Director)**

I. RECOMMENDED ACTION / ALTERNATIVES TO RECOMMENDATION

Staff recommends the Board approve the First Amendment to the Agreement with the County of Sonoma for the Provision of Staff Services, provided there are no material changes in the finalized form approved by the Board of Supervisors to the agreement attached to this agenda item.

II. BACKGROUND

The Sonoma County Waste Management Agency staff is provided by the County of Sonoma through an agreement between the two agencies. The current agreement was approved on June 1, 2010, and included a termination date that coincided with the SCWMA's 25 year term.

III. DISCUSSION

As the SCWMA term has been extend by one year to February 11, 2018, and the Amended and Restated JPA agreement under consideration may extend the term of the SCWMA indefinitely, SCWMA and County staff propose to amend the term of the staffing services agreement to continue until the expiration or dissolution of the SCWMA. Both parties would retain the ability to terminate this agreement by providing a minimum of 180 days written notice of the intention to terminate to the other party, and termination shall be effective only at the end of a given Fiscal Year.

The term and termination provisions mirror provisions in the proposed Amended and Restated JPA agreement. As the County is finalizing their review of this agreement, staff recommends the Board authorize the Executive Director to execute this agreement, provided the agreement does not change in a material way from the agreement included in this agenda item.

IV. FUNDING IMPACT

As approval of this amendment would continue the existing staffing services agreement with the County, there are no new funding impacts to report.

V. ATTACHMENTS

First Amendment to the Agreement for the Provision of Staff Services (Executive Director) by the County of Sonoma to the Sonoma County Waste Management Agency
Resolution

FIRST AMENDMENT TO AGREEMENT FOR THE PROVISION OF STAFF SERVICES (EXECUTIVE DIRECTOR) BY THE COUNTY OF SONOMA TO THE SONOMA COUNTY WASTE MANAGEMENT AGENCY (STAFF CONTRACT)

This First Amendment to Agreement for the Provision of Staff Services ("First Amendment") is made as of the ___ day of _____, 2017, by the Sonoma County Waste Management Agency ("Agency") and the County of Sonoma ("County").

RECITALS

- A. Pursuant to Government Code Section 6500 et seq. and the Agreement Between the Cities of Sonoma County and the County of Sonoma for a Joint Powers Agency to Deal With Waste Management Issues, Agency is authorized to enter into an agreement with the County for staff services.
- B. Agency and County entered into that certain Agreement for the Provision of Staff Services (Executive Director) By the County of Sonoma to the Sonoma County Waste Management Agency (Staff Contract) (the "Agreement") dated June 1, 2010.
- C. The Agreement contains an expiration date of February 11, 2017. The Agency and County desire to extend the term of the Agreement to expire on the termination or dissolution of the Agency.
- D. The Parties desire the term of this Agreement to match the term of the Agency and provide for sufficient notice should either Party take action to terminate this Agreement.

AMENDMENT

1. Amendment to Section 1. Section 1 of the Agreement is hereby amended in its entirety to read as follows:

"1. Term. This Agreement shall become effective June 1, 2010 and shall continue until the expiration or dissolution of the Agency, unless terminated in accordance with Paragraph 12 (Termination); except that the obligations of the parties under Paragraph 4 (Reimbursement) and Paragraph 11 (Indemnification) shall continue in full force and effect after said expiration date or early termination in relation to acts or omissions occurring prior to such dates and during the term of the Agreement."

2. Amendment to Section 12. Section 12 of the Agreement is hereby amended in its entirety to read as follows:

“12. Termination. AGENCY and COUNTY shall the have the ability to terminate this agreement by providing a minimum of one hundred eighty (180) days written notice of its intention to withdraw to the other Party, which termination shall be effective only at the end of a given Fiscal Year.”

3. No Other Changes. Except as amended by this First Amendment, all other terms and conditions in the Agreement shall remain unchanged and shall continue on in full force and effect.

IN WITNESS WHEREOF, the parties have executed this First Amendment to Agreement for the Provision of Staff Services (Executive Director) By the County of Sonoma to the Sonoma County Waste Management Agency (Staff Contract) on the day and year first above written.

AGENCY:

COUNTY:

SONOMA COUNTY WASTE MANAGEMENT
AGENCY

COUNTY OF SONOMA

By: _____

By: _____

Its: _____

Its: _____

Date: _____

Date: _____

APPROVED AS TO FORM:

APPROVED AS TO FORM:

By: _____
Ethan Walsh, Agency Counsel

By: _____
County Counsel

DATED: January 18, 2017

RESOLUTION OF THE SONOMA COUNTY WASTE MANAGEMENT AGENCY ("SCWMA") AUTHORIZING THE EXECUTIVE DIRECTOR TO SIGN THE FIRST AMENDMENT TO THE AGREEMENT WITH THE COUNTY OF SONOMA FOR THE PROVISION OF STAFFING SERVICES (EXECUTIVE DIRECTOR)

WHEREAS, the SCWMA and County of Sonoma entered into a certain agreement for the provision of staffing services on June 1, 2010; and

WHEREAS, the term of the aforementioned agreement will expire on February 11, 2017 unless amended; and

WHEREAS, the SCWMA desires to extend the term of this agreement to match the termination or dissolution of the SCWMA;

NOW, THEREFORE, BE IT RESOLVED that Board of Directors of the SCWMA approves of this First Amendment to this Agreement with the County of Sonoma, binding the term of this agreement to the term of the SCWMA, and specifying the conditions for termination of this agreement.

BE IT FURTHER RESOLVED Board authorizes the Executive Director to sign the First Amendment to this Agreement with the County of Sonoma.

MEMBERS:

-- _____ Cloverdale	-- _____ Cotati	-- _____ County	-- _____ Healdsburg	-- _____ Petaluma
-- _____ Rohnert Park	-- _____ Santa Rosa	-- _____ Sebastopol	-- _____ Sonoma	-- _____ Windsor

AYES:- - NOES: - - ABSENT: - - ABSTAIN: - -

SO ORDERED.

The within instrument is a correct copy
of the original on file with this office.

ATTEST:

DATE:

Sally Evans
Clerk of the Sonoma County Waste Management
Agency of the State of California in and for the
County of Sonoma



Agenda Item #: **5.4**
 Agenda Date: **1/18/2017**

ITEM: **January and February 2017 Outreach Calendar**

January 2017 Outreach Events

Day	Time	Event
6	4PM-7PM	Dia de Reyes Celebration - Roseland Area in Santa Rosa
6-7	9 AM - 5 PM	E-waste Collection Event - Oakmont
10	4 PM – 8 PM	Community Toxics Collection – Santa Rosa, NW
17	4 PM – 8 PM	Community Toxics Collection – Sonoma
24	10AM-11AM	Recycling Presentation to Pasitos Program – Cesar Chavez School, Santa Rosa
24	9AM-10AM	Recycling Presentation to Pasitos Program – Amorosa Village School, Santa Rosa
24	10AM-11AM	Recycling Presentation to Pasitos Program – Biella School, Santa Rosa
24	12PM-1PM	Recycling Presentation to Pasitos Program – Biella School, Santa Rosa
24	4 PM – 8 PM	Community Toxics Collection – Cloverdale
25	10AM-10:30AM	Recycling Presentation to Pasitos Program – Brook Hill School, Santa Rosa
26	1PM-1:30PM	Recycling Presentation to Pasitos Program – Cook Middle School, Santa Rosa
26	12PM-12:30PM	Recycling Presentation to Pasitos Program– Fitch Mountain, Healdsburg
27	12 PM – 1 PM	Recycling & Compost Presentation - Sonoma County Office of Education
27	12PM-12:30PM	Recycling Presentation to Pasitos Program – Cali Calmecac School , Windsor
27	10AM-10:30AM	Recycling Presentation to Pasitos Program – Cali Calmecac School , Windsor
27	9AM-10AM	Recycling Presentation to Pasitos Program – Lehman School , Santa Rosa
27	10:30AM-11:00PM	Recycling Presentation to Pasitos Program – Monroe School , Santa Rosa
27-29	9 AM - 5 PM	E-waste Collection Event – Luther Burbank Center, Santa Rosa
31	4 PM – 8 PM	Community Toxics Collection – Healdsburg
31	10AM-10:30AM	Recycling Presentation to Pasitos Program – JX Wilson Elementary, Santa Rosa

February 2017 Outreach Events

Day	Time	Event
1	9 AM – 10 AM	Recycling Presentation – Sonoma County Wellness Center, Santa Rosa
1	10AM-10:30AM	Recycling Presentation to Pasitos Program– Amarosa School, Santa Rosa
2	10AM-10:30AM	Recycling Presentation to Pasitos Program – Cook Middle School, Santa Rosa

2	12PM-12:30PM	Recycling Presentation to Pasitos Program– Cook Middle School, Santa Rosa
3	10AM-10:30AM	Recycling Presentation to Pasitos Program– Forestville School, Forestville
3	12 PM – 2 PM	Recycling Presentation – Brook Haven Middle School, Sebastopol
3-5	9 AM - 5 PM	E-Waste Collection Event – Graton Fire Station
7	4 PM – 8 PM	Community Toxics Collection – Rohnert Park
10	10 AM – 11 AM	Recycling Training – St Joseph’s Hospital, Santa Rosa
11	10 AM – 4 PM	Lake Sonoma Steelhead Festival – Geyserville
14	4 PM – 8 PM	Community Toxics Collection – Monte Rio
17-20	10 AM – 6 PM	Cloverdale Citrus Festival
21	4 PM – 8 PM	Community Toxics Collection – Oakmont
24-26	9 AM - 5 PM	E-waste Collection Event – Cloverdale Citrus Fairgrounds
28	4 PM – 8 PM	Community Toxics Collection – Rincon Valley



Agenda Item #: **6**
Cost Center: **HHW**
Staff Contact: **Carter**
Agenda Date: **1/18/2017**
Approved By:

ITEM: **Presentation of a County of Sonoma Safe Medicine and Sharps Disposal Ordinance**

I. RECOMMENDED ACTION / ALTERNATIVES TO RECOMMENDATION

The presentation is informational and intended to inform Board members of future actions to be requested by the County of Sonoma regarding a Safe Medicine and Sharps Disposal Ordinance.

II. BACKGROUND

The Sonoma County Waste Management Agency has promoted and supported the Extended Producer Responsibility (EPR) waste management approach since 2001. That model involves shifting responsibility for the collection, transportation, and management of discarded products from local government to the manufacturers of those products. Examples of EPR programs on a statewide level include paint, mattresses, and carpet.

At the February 18, 2015 SCWMA Board of Directors meeting, staff presented a list of potential waste diversion programs, and the Board expressed an interest in the development of a pharmaceutical ordinance. Though it would have been difficult for the SCWMA to develop and implement such an ordinance at that time, given the term of the SCWMA was set to expire approximately two years from that meeting, SCWMA staff has participated in the Safe Medicine Safe Medicine Disposal Collaborative, composed of County, City, and Russian River Watershed Associate staff in an effort to develop a Safe Medicine Disposal Ordinance, which would have a countywide scope.

In late 2015, a Safe Medicine Disposal Collaborative was spearheaded by the Russian River Watershed Association (RRWA) to discuss the feasibility of implementing an ordinance in Sonoma County. SCWMA staff has been actively participating in the monthly meetings.

On October 4, 2016, the County of Sonoma, Department of Health Services (DHS) and the Sonoma County Water Agency (SCWA) co-presented the Safe Medicine Disposal Collaborative's ordinance research and findings to the Sonoma County Board of Supervisors. The Board directed DHS and SCWA staff to work with the Collaborative and the Cities/Town to develop a county-wide safe medicine disposal extended producer responsibility ordinance (Safe Medicine Disposal Ordinance).

III. DISCUSSION

The purpose of this staff report is to update the SCWMA Board on current countywide Safe Medicine and Sharps Disposal Ordinance development efforts.

The efforts of the Safe Medicine Disposal Collaborative have culminated in a draft ordinance. The program would involve County adoption of the ordinance, and subsequent action by the cities/town to participate. The program would be implemented and managed by the DHS. As one of the main goals of this program is to establish safe and convenient disposal of unwanted medications and sharps on a countywide basis, and since the SCWMA currently receives medications and sharps through the HHW program, SCWMA staff invited DHS staff to present this program to the Board. Though DHS staff has already delivered the information included in this packet to all Sonoma County City Managers, this presentation is intended to provide SCWMA Board members an opportunity to discuss this program in advance of when their respective jurisdictions would be considering action to formally participate in the program.

DHS staff are in contact with City/Town staff to schedule study sessions on the proposed Safe Medicine and Sharps Disposal Ordinance draft. The purpose of the city/town council study sessions are: 1) to review current draft; 2) discuss policy options; 3) present the Collaborative's policy recommendations; 4) review ordinance timeline; 5) determine formal mechanism for city participation in the countywide ordinance (e.g. by an ordinance or resolution), and 6) define next steps. The study sessions will occur over the next few months. Once study sessions are completed and localities have reviewed and provided input on the draft ordinance, DHS and SCWA staff will return to the Sonoma County Board of Supervisors with the draft ordinance at the end of March/April 2017.

SCWMA staff strongly supports this ordinance, as staff believes it will allow for even more safe and convenient locations to dispose of two problematic waste streams, unwanted medications and sharps, without causing any additional negative impact to the ratepayers of Sonoma County, which fund the SCWMA's HHW collection and disposal program.

IV. FUNDING IMPACT

There are no funding impacts resulting from this presentation. Implementation of this ordinance by SCWMA member agencies would likely result in tens of thousands of dollars per year of reduced medicine and sharps disposal costs incurred by the SCWMA.

V. ATTACHMENTS

Safe Medicine and Sharps Disposal Ordinance Overview
Safe Medicine and Sharps Disposal Flier
Safe Medicine and Sharps Disposal Ordinance Presentation

Proposed Safe Medicine and Sharps Disposal Ordinance Overview

Current Program

In Sonoma County, there are more than 20 secure medicine collection sites where residents can drop-off unwanted household medicines free of charge as part of the [Safe Medicine Disposal Program](#). Since the inception of the Program, in 2007, the volume of collected medicines has increased every year with 3,000 pounds collected in 2007 to 20,000 pounds collected in 2015. Currently, local jurisdictions pay for the costs of the Program. The Program is not available in all communities and the existing Program lacks sufficient resources to meet the increased disposal needs.

Program Goals

- **Reduce risks** of medicine poisonings, misuse, and environmental pollution
- **Reduce risks of injury and infections** by needles, syringes, and lancets, commonly known as “sharps”
- **Expand disposal options** to increase convenience for residents dropping off unwanted medicine and sharps
- **Ensure financial sustainability** through a system the pharmaceutical industry funds

Extended Producer Responsibility in Sonoma County

All jurisdictions in Sonoma County passed resolutions supporting Extended Producer Responsibility (EPR). An EPR policy places the responsibility on the producers to fund and implement the safe disposal of their products.

The Sonoma County Board of Supervisors will consider an ordinance that would enact EPR for medicines and sharps. The ordinance would require medicine and sharps producers to create and fund a comprehensive system for collecting unwanted medicines and sharps in the county unincorporated areas. Local jurisdictions will have the option to opt into this system. A few local policy elements need to be decided and agreed upon by the County and participating local jurisdictions. These options include: (1) the definition of producer (i.e., which industry entities develop, fund, and implement the disposal program), (2) collection site locations, and (3) which products are covered (e.g., sharps, over-the counter medicines).

Stewardship Organization

EPR ordinances for medicines have been adopted by seven other California counties with Alameda adopting the first ordinance. In these ordinances manufacturers (producers) develop and pay for the coordinated medicine (and, if covered, sharps) return system. Most producers combine resources and hire a company, known as a Stewardship Organization, to manage the return program, called a Stewardship Program.

Medicine and Sharps EPR Ordinance Elements

The Sonoma County ordinance will be modeled after elements in other adopted ordinances. The County Department of Health Services (DHS) will implement and enforce the ordinance. DHS is working with the Collaborative composed of members from the Russian River Watershed Association, Sonoma County Waste Management Agency, Sonoma County Water Agency, and the cities of Santa Rosa, Petaluma, and Sebastopol propose the following elements:

1. Medicines Accepted

The Collaborative proposes every collection site must accept the following household medicines:

- a. Prescription medicines, including legally prescribed controlled substances (e.g., narcotics)
- b. Over-the-counter medicines
- c. Pet medicines used in the home

2. Sharps Accepted

In an effort to increase sharps disposal options, the Collaborative proposes that unwanted, household sharps are covered by the ordinance and sharps disposal bins are available at the collections sites.

3. Medicines Not Accepted

The Collaborative recommends that the following medicines shall not be collected:

- a. Over-the-counter medicines that are also regulated as cosmetics by FDA (e.g., toothpaste)
- b. Vitamins and supplements
- c. Medication wastes from businesses
- d. Other specific exempted drugs

4. Collection Systems

In order to provide reasonably convenient and equitable access for all residents, the Collaborative proposes that the approved medicine and sharps collection system must include:

- a. Pharmacies, hospitals/clinics with an onsite pharmacy, and law enforcement facilities
- b. A minimum number of collection sites in every participating city and in the unincorporated area
- c. All potential collection sites must post a list of all participating collection sites
- d. Collection events or prepaid return mailers in areas where there are not enough collection sites
- e. Prepaid return mailers upon request

5. Education and Outreach

The Collaborative recommends that the Stewardship Program(s) include education and outreach that:

- a. Promotes safe storage of medicine/sharps and use of the secure medicine/sharps return system
- b. Provides educational materials to stakeholders in multiple languages
- c. Discourages disposal of medicine by trashing or flushing
- d. Provides consistent, clear instructions on how to use the secure collection sites

6. Reporting and Evaluation

The Collaborative proposes that Stewardship Organization(s) must evaluate the program and report on it annually. The report shall include, at minimum:

- a. Pounds of medicine/sharps collected, per collection method
- b. Program operations, activities, and other program costs
- c. Effectiveness of program and public information campaigns

7. Producer Costs

The Collaborative proposes that the cost of the existing Safe Medicine Disposal Program shall be taken over by pharmaceutical companies and/or Stewardship Organization(s) upon the effective date of the ordinance. The Stewardship Organization(s) is responsible for costs related to, but not limited to:

- a. Collection supplies, transportation, and destruction of medicine and sharps
- b. Program promotion
- c. Administrative costs
- d. Fees to the Department of Health for plan review, oversight, and enforcement

8. Implementation Schedule

The Collaborative recommends the following implementation schedule:

- a. Three months after adoption—the Stewardship Plan(s) is submitted to the County DHS
- b. Three months after plan approval—Program operations begin
- c. Every four years—Stewardship Plan(s) must be updated

9. Oversight and Enforcement

The County Department of Health Services will serve as the oversight and enforcement agency and shall:

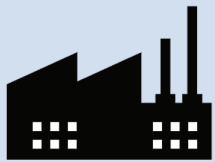
- a. Review Stewardship Plan(s) with city and agency stakeholders
- b. Approve, reject, and/or recommend revisions to the Stewardship Plan(s)
- c. Ensure Stewardship Organization(s) are following regulations and Stewardship Plan(s)
- d. Monitor, investigate complaints, and enforce regulations

Overview of Medicine & Sharps Stewardship Policies



Under a medicine and sharps stewardship policy, the companies that make the medicines and sharps finance and operate the medicine and sharps take-back program. This relieves the burden on local government and law enforcement, and provides sustainable funding for a more convenient program for consumers.

Some of The Stakeholders



MEDICINE AND SHARPS PRODUCERS Pharmaceutical producers make prescription and over-the-counter drugs, both brand name and generic. They are required to provide a secure, convenient medicine take-back program meeting requirements of county law and in compliance with federal laws. Typically, each producer contributes money to a stewardship organization that operates the program. Sharps producers make hypodermic needles, pen needles, intravenous needles, lancets and other devices used to penetrate the skin for drawing blood, or for the delivery of medications or drugs.



STEWARDSHIP ORGANIZATIONS work on behalf of producers to plan, organize, finance, coordinate and promote collection of medicines at secure drop boxes. Collected medicines and sharps are securely transported and properly disposed of at a permitted disposal facility.



PHARMACIES can volunteer to host secure drop boxes provided by the producers' program. Hospitals, police, and other qualified collectors can also host drop boxes.

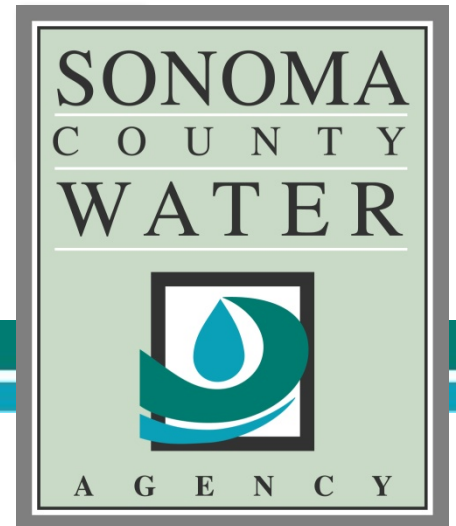


CONSUMERS drop off unused medicines and sharps in secure boxes located at pharmacies, hospitals, and police stations. Producers cannot charge a fee for secure disposal when medicines are purchased or returned.



SONOMA COUNTY DEPARTMENT OF HEALTH SERVICES staff review stewardship plans with city/agency stakeholders, approve the plans, provide oversight of the approved plans, and work with other local partners and cities to help promote the program.

Sonoma County Safe Medicine Disposal Program



Safe Medicine Disposal Program Background



- ❖ What is a Safe Medicine Disposal Program?
- ❖ Public Health & Environmental Concerns
- ❖ Working Group

Safe Medicine Programs Annual Collection Totals



Program Challenges



- ❖ Producers of medications are not participating in the end-of life management of their products
- ❖ Projected growth is unsustainable long term
- ❖ Limited options for disposal of controlled substances
- ❖ The costs for our programs continues to increase

Extended Producer Responsibility Ordinance

What is Extended Producer Responsibility?

- ❖ EPR laws require producers of various products to design, manage and finance programs for end-of-life management of their products and packaging.
- ❖ A Safe Medicine Disposal EPR Ordinance would focus on medications.
- ❖ EPR laws for medications are not new; Canada, France, Portugal, Brazil, Mexico, and several other countries have EPR laws for medications.
- ❖ In the USA, **Alameda County** adopted the first safe medicine EPR Ordinance in 2012. The Ordinance was upheld despite significant legal challenges.

Extended Producer Responsibility Ordinance

Benefits of a local ordinance:

- Increase collection locations and a improved geographical distribution across county
- More secure, convenient opportunities for residents to dispose
- Shift of substantial portion of the costs to from the county and local residents to the medication producers
- Ability to meet the increasing demand of residents for medication disposal services;
- Less unused medication introduced into the environment thereby improving ecological and human health; and
- Reduced access to unused medications.

Legislative Momentum Growing



City and County Level

- Alameda County, Ordinance adopted 7/26/12
- City & County of San Francisco, Ordinance adopted 3/26/15
- San Mateo County, Ordinance adopted 4/28/15
- Santa Clara County, Ordinance adopted 6/23/15
- Marin County, Ordinance adopted 8/11/15
- Santa Cruz County, Ordinance adopted 12/8/15
- Alameda County, last updated Ordinance on 2/2/16
- Santa Barbara County, Ordinance adopted 6/21/16
- City of Santa Cruz, Ordinance adopted 8/9/16
- City of Capitola, Ordinance adopted 8/25/16
- Contra Costa County, Ordinance 12/20/2016

Outside California

- King County WA, Ordinance Adopted 6/20/13
- Snohomish County WA, passed 6/14/16
- Cook County, IL 10/26/16

Sonoma County Momentum

Broad jurisdictional and public support for an EPR Ordinance

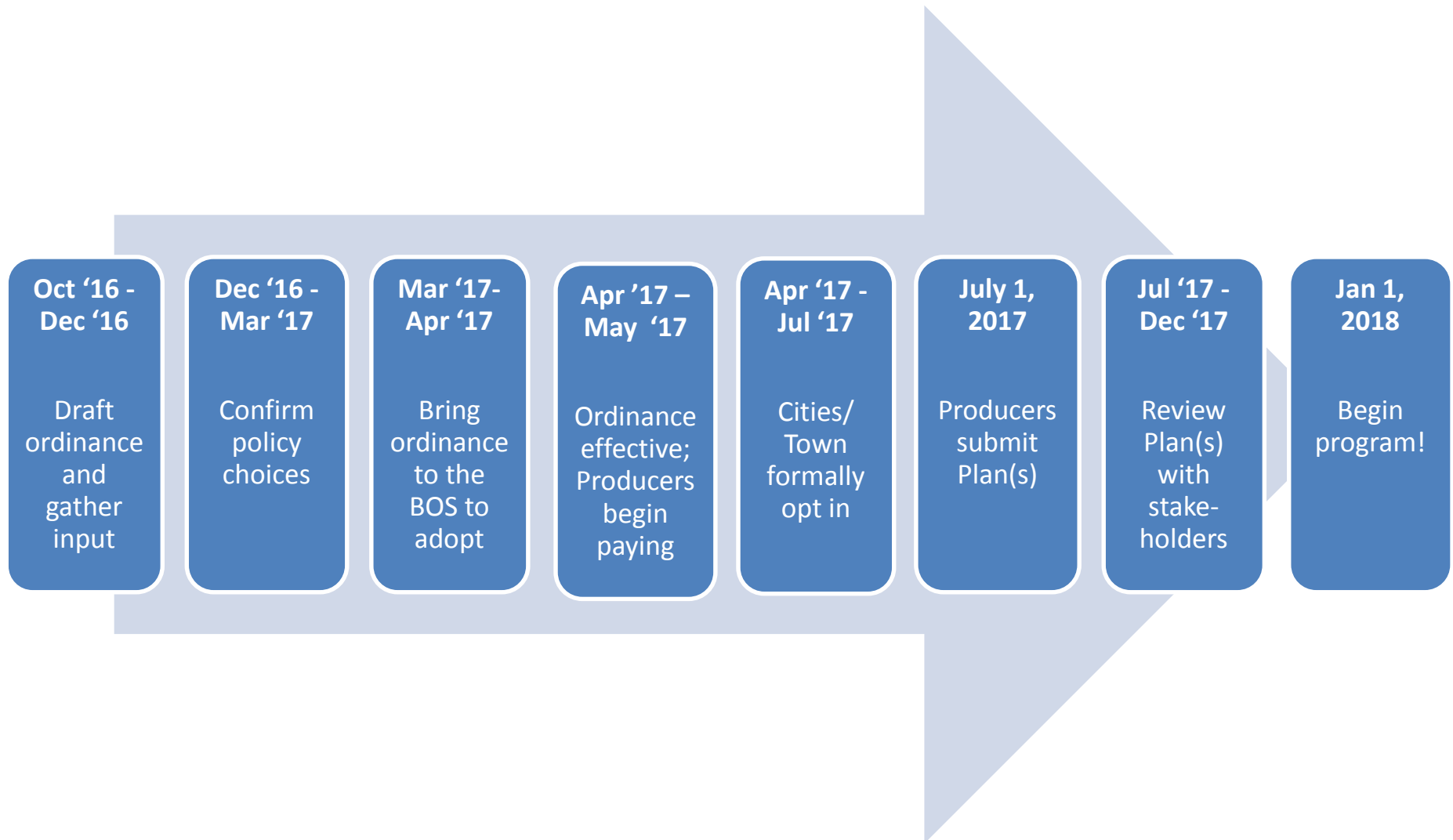
- ❖ 2015/2016 Russian River Watershed Association
 - Received EPR for medications letters of support for from all cities, Town of Windsor, the Sonoma County Water Agency Water Advisory Committee, and the Santa Rosa Board of Public Utilities
- ❖ 2015/2016 Sonoma County Waste Management Agency
 - February 18, 2015, Agency Board expressed interest in developing information and planning for EPR Ordinance for medicines
 - On-line survey in progress - approximately 1,000 responses majority indicate strong support for EPR for medications

Sonoma County Board of Supervisors Study Session



- ❖ October 4, 2016 DHS and SCWA presented Safe Medicine Ordinance – Extended Producer Responsibility Study Session
 - Work cooperatively with local stakeholders
 - Conduct outreach efforts to solicit feedback
 - Return to Board with ordinance proposal

Proposed Ordinance Timeline



Safe Medicine Disposal Program



SAFEMEDICINE
DISPOSAL PROGRAM

QUESTIONS?

