

CHAIR — BOB PICKARD, MARIPOSA COUNTY

VICE CHAIR — SUE HORNE, NEVADA COUNTY

EXECUTIVE DIRECTOR — BRENT HARRINGTON



PROGRAM DIRECTOR — JAMES HEMMINGER, P.E.,

TECHNICAL ADVISORY GROUP CHAIR —
MARK RAPPAPORT, TUOLUMNE COUNTY

Minutes of the Rural Counties' Environmental Services Joint Powers Authority Board of Directors' Meeting

801 12th Street – 2nd Floor
Sacramento, CA 95814
(916) 447-4806

Thursday, August 21, 2004

DELEGATES AND OTHER COUNTY REPRESENTATIVES IN ATTENDANCE:

Larry Peterson, Deputy Director of Public Works	Amador County
Jennifer Barr, Program Coordinator	Calaveras County
Richard Dickson, Deputy Director of Public Works	Colusa County
John Souza, PIO	El Dorado County
Tom Varga, Assistant Director of Public Works	Glenn County
Vern Moss, Supervisor	Madera County
John Mitchell, County Engineer	Madera County
Steve Engfer, Solid Waste Manager	Mariposa County
Tracey Harper, Recycling Coordinator	Nevada County
Steve Porter, Solid Waste Manager	Nevada County
Robert Meacher, Supervisor	Plumas County
John Kovach, Fiscal Technician	Siskiyou County
Alan Abbs, Solid Waste Director	Tehama County
Barbara Rapinac, Solid Waste Technician	Trinity County
Mark Rappaport, Solid Waste Manager	Tuolumne County

STAFF IN ATTENDANCE:

Jim Hemminger	ESJPA Program Director
Mary Pitto	Regulatory Program Director
Bliss Hipp	Environmental Program Coordinator
Camille Chorley	Administrative Assistant
Tom Cambell	RCRC
Rich Mason	RCRC

OTHERS IN ATTENDANCE:

Jim Greco, Owner/Principal	California Waste Associates
Natalie Lee, Diversion, Planning & Local Assistance	CIWMB
Kyle Pogue, Diversion, Planning & Local Assistance	CIWMB
Steve SoRelle, Supervisor, Office of Local Assistance	CIWMB

Larry Sweetser, Consultant to ESJPA

Sweetser and Associates

Call to Order / Determination of Quorum / Introductions

The meeting was called to order at 1:36 p.m. by Bob Pickard, ESJPA Chair. Roll call was taken, self-introductions were made, and a quorum was established.

Public Comment

None.

Review and approval of minutes of the meetings of March 11, 2004

Bob Pickard called for a motion to approve the minutes of the March 11, 2004 meeting. A motion to adopt the minutes was made by Tom Varga. The motion was seconded by Larry Peterson and carried unanimously.

Approval of Resolution No. 04-02 authorizing the submittal of a Regional Grant Application for the 10th Cycle Used Oil Block Grant

Stacey Miner reviewed the counties and cities participating in the Regional Grant Application for the 10th Cycle Used Oil Block Grant. These participants include Alpine County, Amador County, Colusa County, Mariposa County, and the cities of Colusa, Williams, Jackson, Sutter Creek, Ione, Amador City and Plymouth for a total of \$79,500. Discussion followed. A motion to approve Resolution No. 04-02 was made by Tom Hunter. The motion was seconded by John Whitaker and carried unanimously.

Approval of Resolution No. 04-03 approving the Independent Auditor's Report and Financial Statements for the year end December 31, 2003.

Stacey Miner gave an overview of the Independent Auditor's Report. The ESJPA's budget, which has not been previously included as part of the report, is included in the 2003 report and will be included in subsequent reports. The ESJPA received a positive review; the memo included in the report from the auditors stated "as a result of our audit procedures, we noted no areas of organizational and/or financial matters that could be improved or administrative controls strengthened." A motion to approve Resolution No. 04-03 was made by John Whitaker. The motion was seconded by Tom Hunter and carried unanimously.

Announcements

- A. Jim Hemminger discussed the new Waste Board appointees. Included in the ESJPA Board packet was information on the new appointees, Rosario Marin and Rosalie Mule. Both were strongly endorsed by Mark Murray, Executive Director of CAW. Discussion followed. Bob Pickard suggested that Jim Hemminger welcome the new board members and invite them to one of our Board Meetings.
- B. Jim Hemminger reviewed the California Performance Review (CPR). The CPR is the Governor's program to resuscitate and rejuvenate California government. Jim Hemminger

met with Sue Simms (with DTSC) to discuss some of the proposals that were submitted to the CPR by RCRC. It is likely the final report will include major reorganization affecting solid waste. It may combine DTSC and DOC into one organization and may even bring the Water Board responsibilities and landfills into this organization. There is some interest in changing the Waste Board into a department; however, the waste industry is writing a letter encouraging that the Waste Board remains a board and discouraging it from becoming a department. Discussion followed.

Presentation Items

- A. Bob Pickard introduced Shirley Willd-Wagner, CIWMB Special Waste Division. Shirley gave an update on the SB 20 E-Waste Program. Regulations have been adopted for all the payments, consumer and public education, manufacturer responsibility, and reporting requirements. These emergency regulations are in place for two years. During this period of time the Waste Board will start looking at standard and final regulations.

On October 1st, a collector in the SB 20 program can start having its collection activities reimbursed. The payment system is as follows: \$0.28 for recycled activities, \$0.20 for collection activities. The Waste Board will pay \$0.48 to the recycler. The recycler will then pay the collector \$0.20. Recyclers will be inspected by the DTSC to make sure they are authorized and approved before working with them. Shirley reminded people that collectors are not just local government. If there are retailers, computer stores or appliance stores who may be interested in taking old equipment, members may want to encourage them to become collectors. This would provide some relief to the solid waste facilities. For more information visit www.e_recycle.org.

Shirley also discussed the ESJPA's request for a differential rate and supplemental payment for transportation. Currently, Shirley suggested jurisdictions keep track of costs for the first year in order to ascertain the true costs of disposal and transportation. Then the Waste Board can develop a supplemental payment plan. As a reminder, the recycler cannot charge anything unless they can show that their cost exceeds the payment from the Waste Board. Discussion followed.

- B. Kevin Hendrick gave an overview of the solid waste programs in Del Norte County. Kevin introduced Jim Young, loan officer with BTH California 1-Bank. Jim discussed "Low Cost Infrastructure and Financing".
- C. Kyle Pogue, with the CIWMB Office of Local Assistance, reported on the AB939 compliance issues and upcoming biennial review process. The 2002 Annual Reports have been submitted and are currently being reviewed. The CIWMB has 120 days to ask any questions regarding the 2002 Annual Reports. Kyle has been reviewing the reports, working with jurisdictions and asking for clarification on program implementation and diversion rates. There is an effort being considered to streamline this process to make it faster and more efficient. Agenda items will be grouped according to their status. For example, grouping items based on jurisdictions that have achieved 50% diversion rate or above or those that have shown a good-faith effort.

Kyle read a list of jurisdictions and tentative dates that the Board will be considering the 2001-2002 Biennial Review items. Kyle encouraged counties to discuss the biennial review process with their OLA rep.

Kyle announced an upcoming C&D workshop in July. The workshop is going to take a look at the model C&D ordinance approved by the Board. Kyle stressed the importance of the ESJPA having a presence at this workshop. Discussion followed.

- D. Bob Pickard introduced Sherrie Sala-Moore with the CIWMB's Disposal Reporting Unit. Sherrie reminded folks to fill out the "Origin Surveys" and discussed the Waste Board's approval of the "Proposed Disposal Reporting System Regulations Revisions." However, before it can go through the formal process an "Economic Cost Impact Statement" has to be completed. In order to get help gathering this additional information, Sherrie distributed the "Proposed Disposal Reporting System Regulations Revisions Rural Survey." Sherrie suggested that jurisdictions use this survey as an opportunity to let the Waste Board know what the cost impacts for them will be. Discussion followed.
- E. Bob Pickard introduced Heidi Sanborn, former technical advisor to Linda Moulton-Patterson. Heidi has been working on a project with the paint industry and the State of California to create a model state procurement policy and start some pilot projects. Discussion followed.

Legislative Update

- A. Jim Hemminger, Rich Mason, Mary Pitto and Larry Sweetser gave an overview of highlighted solid waste Legislation.
- Rich Mason gave an overview of the legislative sessions and described the process that RCRC goes through analyzing bills. RCRC first reviews the proposed legislation and then meets with the author and the sponsors in an attempt to find out the purpose of the bill before RCRC decides to support or oppose it. RCRC is constantly reviewing all the bills and is actively involved in those that affect the member counties. Discussion followed.
 - AB2176 (Large Venue) – Mary Pitto reviewed this bill which will require the CIWMB to develop model ordinances that jurisdictions may choose to adopt. This bill will require jurisdictions to do three things: (1) Provide information to increase recycling when you give any type of permit to a large venue or event; (2) Annually provide the CIWMB with an estimate and description of your top ten percent of waste generating large venues and events. The Waste Board will then evaluate which types of recycling and waste diversion programs have been implemented; and, (3) Originally this bill stated that in July of 2009 if the CIWMB found that recycling efforts were inadequate, the local agency would be prohibited from issuing any building permits for any new development projects. This date has now been changed to July 2, 2005. Mary reminded people that many jurisdictions already adopted an ordinance that addresses this issue in response to the solid waste reuse recycling act in September of 1994. Discussion followed.

- Mary briefly mentioned that the “Cell Phone Take Back Bill” is moving forward.
 - AB 2826 (Solid Waste: Landfills) – Larry Sweetser gave an update on this bill which is sponsored by SWANA. This bill would require that prior to a state agency prohibiting the disposal of a substance in a landfill; it must first identify the infrastructure necessary to safely handle the proposed prohibited substance. This bill is dead for the year; however, SWANA will be conducting inner-session working groups to discuss the issue and will look into bringing back another bill next year.
- B. In an effort to rejuvenate the Legislative Task Force conference calls, Jim Hemminger encouraged people to participate in the next one which will take place on Friday, June 25, 2004 at 10:00 a.m.

Regulatory Update

- A. Mary Pitto gave an update on the status of the Diesel Emission Control Requirements for Solid Waste Vehicles. There have not been any changes and it has not yet been submitted to the Office of Administrative Law. The Air Resources Board has set up five meetings in various areas of the state for the local jurisdictions to start talking about the negotiation process. Mary distributed a guidance document sent out by the ARB, they are asking people to review it and send in comments by May 28, 2004. This is an opportunity for jurisdictions to ask questions that have not yet been addressed. Discussion followed.
- B. Jim Hemminger briefly discussed the SWRCB WDR fees for FY 2004/05. He referred people to the memo in the board packet addressing “Stakeholder Input Regarding SWRCB Discharge Fees.” The bottom line for landfills is that the WDR fees will not increase next year.

ESJPA Program Updates

- A. Stacey Miner reported on the completion of the UOG6 Grant Programs and distributed the final report. The majority of activities for this grant included public outreach and a few permanent facility improvements. In the final report, the ESJPA was able to calculate a 30% increase in used oil collected and a 40% increase in filter recycling in the thirteen participating counties.
- B. Stacey discussed the ESJPA support of summer outreach programs. ESJPA will be providing outreach support to the following counties: Mariposa, Amador, Siskiyou, Tehama, and Alpine. Since there is not a regional grant available for outreach this year, jurisdictions will need to utilize local funding or their used oil block grants to fund ESJPA assistance and staffing. Please contact Stacey if you have an upcoming event you would like a cost estimate for ESJPA to staff the event. Jim asked counties to let us know if the absence of our outreach programs at their local events have impacted them. This information will be important in the next regional grant application.
- C. Bliss Hipp gave an update on the HD12 Regional e-waste collection program. The ESJPA sent out an RFP for e-waste services in April. Friday, May 14th was the deadline for proposals. Six proposals were received from qualified companies. Alan Abbs and Mark Rappaport will be assisting in the review and selection process. Selections will be made in early June. Collection

events will occur this summer and early fall. If you haven't already contacted Bliss regarding a date for your jurisdictions e-waste event, please do so as soon as possible.

- D. Jim briefly reviewed the ESJPA contract to provide rural county MOLO training courses. The training in Imperial and Red Bluff was very successful. The next MOLO training event will be in Calaveras County. Jim encouraged counties to attend.

Agenda Suggestions for Next ESJPA Meeting Scheduled for August 19, 2004

Please contact Jim with any agenda item suggestions for the next ESJPA meeting scheduled for August 19, 2004.

Member County Concerns/Comments

None.

Adjournment

The meeting was adjourned at 4:04 p.m.

Respectfully submitted,

Camille Chorley