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PROGRAM MANAGER — MARY PITTO

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

1215 K Street, Suite 1650, Sacramento, CA
Thursday, August 20, 2009

MEMBERS REPRESENTED

Richard Pland, County Supervisor
Kristin Bengyel, Interim Public Works Director
Jim McHargue, Program Manager
Steve Roderick, Recycling Coordinator
Kevin Hendrick, Program Director
Jon Souza, Public Information Officer
Mandy Kleykamp, Solid Waste Manager
Paula Wesch, Project Coordinator
Keith Quinlan, Solid Waste Manager
Matt Carter, Solid Waste Superintendent
Lynne Cody, Recycling Technician
Daria Kent, Recycling Technician
Robert Perrault, Jr., Director of Public Works
Shannon Cash, Fiscal Technician
Scott Dunn, General Services Supervisor
Beth Garibaldi, Recycling Coordinator
Kristina Miller, Solid Waste Program Manager
Wendy Reiss, County Supervisor
Vivian Woolsey, Solid Waste Technician
Belinda Barlow, Solid Waste Technician
Gretchen Olsen, Solid Waste Manager

Tuolumne County
Amador County
Amador County
Butte County
Del Norte County
El Dorado County
Glenn County
Lassen County
Madera County
Mono County
Nevada County
Nevada County
Plumas County
Siskiyou County
Siskiyou County
Tehama County
Tehama County
Trinity County
Trinity County
Tuolumne County
Tuolumne County

STAFF IN ATTENDANCE:

Mary Pitto, ESJPA Program Manager
Kim Garrett, ESJPA Program Assistant
Staci Heaton, Director of Regulatory Affairs
Paul Smith, Director of Legislative Affairs
Larry Sweetser, Consultant to ESJPA

RCRC Governmental Affairs
RCRC Governmental Affairs
RCRC Governmental Affairs
RCRC Governmental Affairs
Sweetser and Associates

OTHERS IN ATTENDANCE:

Lisa Babcock, Chief, Groundwater Protection Section	SWRCB
Terry Brennan, Supervising IWM Specialist	CIWMB
Ken Decio, Waste Compliance & Mitigation Program Staff	CIWMB
Jim Greco, Consultant	CWA
Robert Horowitz, Sustainability Program Staff	CIWMB
Yvonne Hunter, Program Director	Institute of Local Government
Corky Mau, Branch Manager	CIWMB
Roger Mitchell, Land Disposal Unit Staff	SWRCB
Janice Oldemeyer, President	Onsite Electronics Recycling
Mark Rappaport, Consultant	MRC
Mark Urquhart, Consultant	HDR
Jammie Widmer	Onsite Electronics Recycling

MEMBERS NOT REPRESENTED

Alpine County	Calaveras County	Colusa County	Imperial County
Inyo County	Mariposa County	Modoc County	Sierra County

I. Call to Order, Self Introductions, and Determination of Quorum

The meeting was called to order at 9:05am. Self introductions were made. Quorum was established.

II. Business Matters

Approval of minutes from the meeting of May 21, 2009 was postponed. Mary Pitto explained that due to a technical failure, the May 21, 2009 minutes will be included in the October 2009 meeting packet.

III. Member County Concerns/Comments None.

IV. Public Comment None.

V. Presentations

A. Composting Operations – Lisa Babcock, Chief, Groundwater Protection Section, State Water Resources Control Board; Ken Decio, Waste Compliance and Mitigation Program Staff, CIWMB; and Robert Horowitz, Sustainability Program Staff

Lisa Babcock from the State Water Resources Control Board spoke about the discharge requirements for composting facilities, emphasizing that this is a collaborative effort between the Water Board and CIWMB. She also discussed a recently passed law that now prohibits the Water Board from waiving discharge requirements. Ms. Babcock

directed the group to the Water Board website (www.waterboard.ca.gov) to submit comments.

Ken Decio from the CIWMB presented an update on Strategic Directive 8.3, and discussed the results of recent workshops. Mr Decio gave a PowerPoint presentation that summarized the White Pages, covering the following priority areas: composting, alternative daily cover, and emerging technologies. He added a brief overview of anaerobic digestion. He asked member counties to send comments to regreview@ciwmb.ca.gov.

Robert Horowitz (CIWMB) gave a PowerPoint presentation entitled *Composting and Air Emissions*. In his presentation, he explained how compost piles can emit Volatile Organic Compounds (VOCs), which are a precursor to the formation of ground level ozone, and highly detrimental to crops.

Mr. Horowitz was asked what proportion of VOC emissions can be attributed to composting. He answered only very little, and that there are MANY other sources of VOCs.

Questions and comments can be directed to Mr. Horowitz at rhrowit@ciwmb.ca.gov or 916-341-6523. Additional information is provided on the CIWMB website at www.ciwmb.ca.gov/Organics/Threats/Emissions.

B. Development of a Model Commercial Recycling Ordinance – Yvonne Hunter, Program Director, Institute of Local Government

Yvonne Hunter explained that the Institute of Local Government has been contracted by the CIWMB to develop a model commercial recycling ordinance to serve as a sample for city/county use. She solicited input from JPA members, noting that comments must be received by September 11, 2009. The model should be completed and available by the end of September of 2009.

Jim Greco asked how similar this ordinance is in comparison to other CA ordinances already adopted. Ms. Hunter answered that they reviewed other CA ordinances and utilized certain features from each to develop this model. They also included Sacramento thresholds for a threshold option.

Mandy Kleykamp commented that she thought the model was thorough and very well developed.

Steve Rodowick suggested deleting the special exemption for local governments.

Jon Souza inquired as to what the waste haulers' reactions have been. Ms. Hunter stated that reactions vary with each type of hauler. She added that the haulers have been very helpful in drafting the model.

Kristina Miller stressed that she would like to see a funding mechanism put in place.

C. Introduction to Grant Management - Corky Mau, Branch Manager, Grant and Loan Resources Branch, CIWMB

Corky Mau from the CIWMB gave a PowerPoint presentation on the various grant programs offered by the CIWMB. She explained the types of grants available, and how the grant process works. She provided the title of each grant, explained the difference between each type (competitive vs. non-competitive, entitlement, etc.) and discussed eligible applicants for each. A brochure summarizing the various CIWMB grant programs was distributed to the group. She also provided a general "cheat sheet" for effectively managing grants.

Ms. Mau notified member counties that Reuse Assistance Grants will NOT be offered this year due to fiscal uncertainty. She reminded the group that the CIWMB 2009 Annual Conference will be held in Sacramento from November 2nd – November 4th. She added that the LEA Conference will take place in Sacramento on October 20, 2009.

Kristina Miller asked if minimum payments are expected to be reduced. Ms. Mau stated that she does not believe so, but will confirm this assertion and get back to the group with a definitive answer as soon as possible. Mark Rappaport mentioned that CIWMB grant manager, Elaine Hussey, affirmed that the minimums will not change.

Larry Sweetser asked if Block Grant funds can still be used for travel expenses. Ms. Mau confirmed that there have been no changes, and that grant funds may still be used for authorized travel.

Jim McHargue informed Waste Board staff in attendance that HHW grant manager, Elaine Novak, has been absolutely wonderful to work with. This seemed to be the sentiment amongst member counties.

Ms. Mau encouraged the group to contact her with any questions or concerns. She may be reached at 916-341-6533 or cm.au@ciwmb.ca.gov.

D. Report from the California Integrated Waste Management Board – Terry Brennan, Supervising IWM Specialist, Local Assistance and Market Development Division, CIWMB

Terry Brennan from the CIWMB gave a brief Waste Board update. He stated that Staff is currently reviewing State agency reports, explaining that State agencies are required to buy recycled and report on their efforts/accomplishments. They are also reviewing annual reports on Market Development Zones. The new designation cycle application deadline is October 29, 2009.

The CIWMB held several formal stakeholder workshops on mandatory commercial recycling, which were all very well-attended. The 3rd draft is currently in review.

He added that there were 9 compost use workshops held throughout the State, and one more is scheduled in Riverside in November 2009. The Waste Board is pushing for more workshops in northern part of State.

CIWMB Public Affairs is pushing the reusable bag program in order to reduce plastic bag use. They are working closely with Keep America Beautiful, Lucky, and Safeway on this initiative.

E. Amador County Solid Waste Presentation – Jim McHargue, Program Manager

Jim McHargue gave a PowerPoint presentation entitled *Garbage Rate Review in Amador County*.

VI. Paul Smith stated that the Legislature is in its final weeks of session. He directed members to page 45 of the packet for bills the ESJPA is keeping eye on. He continued with the following Legislative update:

AB479 - Chesbro Solid Waste Diversion. Paul stated that this bill achieves a statewide diversion rate of 75% by 2020, and speaks to a variety of permitting changes. The main core is the commercial recycling aspect, which requires jurisdictions to implement commercial recycling programs. It also ties AB32 to commercial recycling. He added that there is no tip fee increase in this bill.

Paul requested to be given official authority to present the JPA's position, stating that he would like to go ahead to remove opposition. Paul asked for the Board's feedback on the bill, and a discussion of the Board's position followed.

Motion: Kevin Hendrick motioned to withdraw opposition to AB479 to allow Paul, Mary, and Larry discretion to declare position. Motion seconded by: Steve Rodowick.

Discussion of the motion followed. Each county was allowed 1 vote.

All in favor: 9

Opposed: 1

Motion to favor passes 9 to 1.

AB546 - Lowenthal Used Oil. Paul affirmed that this bill is very similar to AB907, except for the following 2 fundamental differences: 1) increased per quart fee; and 2) testing.

AB907 - Chesbro CA Oil Recycling Enhancement Act: Re-refined Oil. Paul noted that this bill is very similar to AB546 (see above).

AB274 - Voluntary Pooled Fund. Paul stated that this bill is on a suspended calendar. He added that this particular bill is on our radar, and will be discussed further at the October meeting.

SB55 - Corbett Bottle Bill. Paul briefly discussed the complicated situation surrounding this bill. He expects to see the bill within next 3 weeks.

SB63 - Strickland Integrated Waste Management Board. This is the bill that resulted in the Waste Board realignment. The Governor abolished the CIWMB; realigning its functions and shifting agencies.

Paul directed member counties to the BOD packet to review RCRC's position on various bills.

VII. Solid Waste/Regulatory Update

- A. AB 32 Global Warming Solutions Act 2006 Update – Staci Heaton briefly stated that there was nothing new to report. The big topic is still the cap and trade program, and how to initiate it.
- B. AB 32 and Landfill Gas Control Measure – Larry Sweetser stated that not much has changed since the last meeting/report. He added that regulations are up for formal review, but not to expect much change in the current regulations.
- C. CIWMB Disposal Site Gas Monitoring and Control Compliance – Larry stressed that landfill gas plans must be submitted by the September 21st deadline, and noted the October deadline for implementation.
- D. CIWMB Long Term Post-Closure Maintenance and Corrective Action Cost Estimate - Larry noted that the CIWMB was moving forward with 30 year post-closure.
- E. Air District – Larry stated that Air Districts do impose restrictions on some grinders, and non-portable units must abide to stationary requirements.
- F. ARB Retrofit – Mary Pitto directed the group to page 99 of the BOD packet. She noted that counties should have all equipment inventoried and labeled by this point. Since all JPA counties are considered low population counties, they should have already retrofitted all group 2 vehicles, and 20% of group 1 vehicles should be done by the end of this year. By August 2009, all vehicles should have been reported to the ARB and stickers applied to vehicles.
- G. CPSC Update – Kevin Hendrick confirmed that he is still on the BOD of CPSC. He affirmed that it has been a good year. CPSC sponsored the CRRA conference this year. He noted that HD16 grant are monies available for CPSC to visit counties to speak about product stewardship.
- H. Kim Garrett gave a brief update of current grant programs, noting that there was very little new to report since last meeting. She mentioned that it is fair season, so the JPA has been spending significant time traveling to member counties to promote public outreach and education on used oil and filter recycling. Mark Rappaport gave an HD17 grant update, reporting on the Aug 15th HHW events in Colusa and Glenn counties. He noted that the events were well-attended and very successful. He reminded member counties about using the JPA's procurement for HHW services. Mary added that Greenworks is starting a sharps program and autoclave facility in Elk Grove.

I. CIWMB Highlights – Larry stated that landfill financial insurance has been taking up much discussion in the past 3 months. Organics and commercial recycling are other big topics. The CIWMB announced that the new diversion rate will be 59% (5.1 lbs per resident per day). He informed the group of the LEA Conference October 19th, which will include training on mock inspections.

J. Other regulatory issues - None.

VIII. Agenda Suggestions and Member County Presentation Volunteer for Next ESJPA Board Meeting Scheduled October 15th, 2009

Kevin asked about getting a DOC person to talk about what happened to the DOC funds. Kristina Miller requested more information about permitting requirements. Madera County will be giving a presentation at the October meeting.

IX. Articles of Interest

See BOD packet pages 203-212.

X. Adjournment

The meeting adjourned at 2:48pm.

Respectfully submitted,

Kim Garrett

Kim Garrett
Environmental Program Assistant
Rural Counties' Environmental Services Joint Powers Authority

