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PROGRAM MANAGER – MARY PITTO

**Minutes of the Rural Counties'
Environmental Services Joint Powers Authority
Board of Directors' Meeting
1215 K Street, Suite 1650, Sacramento, CA**

Thursday, March 24, 2011

MEMBERS REPRESENTED

Wendy Otto, Supervisor Trinity County, Chair	Trinity County
Jim McHargue, Program Manager	Amador County
Bill Mannel, Solid Waste Manager	Butte County
Steve Roderick, Recycling Coordinator	Butte County
Tom Garcia, Director of Public Work	Calaveras County
Cyndi Knapp, Program Manager	Calaveras County
Mike Azevedo, Program Manager	Colusa County
Kevin Hendrick, Director, DNSWMA	Del Norte County
Dave Johnston, Supervising Hazardous Materials Specialist	El Dorado County
Todd Neugebauer, Analyst	El Dorado County
Paula Wesch, Project Coordinator	Lassen County
Tom Valentino, Director, LRSWMA	Lassen County
Keith Quinlan, Solid Waste Manager	Madera County
Curtis Fujii, Fujii Civil Engineering	Mariposa County
Bob Elder, Solid Waste Manager	Nevada County
Robert Perrault, Jr., Director of Public Works	Plumas County
Robert Meacher, Supervisor	Plumas County
Kristina Miller, Solid Waste Program Manager	Tehama County
Mark Lockhart, Solid Waste Director	Trinity County
Diane Rader, Deputy Solid Waste Director	Trinity County
Gretchen Olsen, Solid Waste Manager	Tuolumne County

STAFF IN ATTENDANCE:

Mary Pitto, ESJPA Program Manager	RCRC Governmental Affairs
Staci Heaton, Regulatory Affairs	RCRC Governmental Affairs
Paul Smith, Senior Legislative Advocate	RCRC Senior Legislative Advocate
Pam Hartwell-James, RCRC Office Manager	RCRC Office Manager
Larry Sweetser, ESJPA Consultant	Sweetser and Associates

OTHERS IN ATTENDANCE:

Roger Aba, Supervisor	Yuba County
Terry Brennan	CalRecycle
Howard Levinson	CalRecycle
Cara Morgan	CalRecycle
Wendy Box	CalRecycle

Tonya Harrison	CalRecycle
Rick Hicks	CalRecycle
Paul Brainin	CalRecycle
Daisy Kong	CalRecycle
Paulina Lawrence	CalRecycle
Leo Cosentini	SWRCB
Laurel Warddrip	SWRCB

MEMBERS NOT REPRESENTED

Alpine County, Glenn County, Inyo County, Imperial County, Modoc County, Mono County, Sierra County, and Siskiyou County.

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

The meeting was called to order at 9:10am by the Chair, Supervisor Wendy Otto, Trinity County. Self introductions were made. Quorum was established.

II. Business Matters

Approval of Minutes December 16, 2010

The motion to approve the minutes of the December 16, 2010 was made by Mark Lockhart and seconded by Kristina Miller. Motion passed.

III. Member County Concerns/Comments

Kristina Miller thanked Larry Sweetser for all his hard work and congratulated him on his CalRecycle Outstanding Personal Service Award.

IV. Public Comment

None

V. Presentations

Tom Valentino, Director, Lassen Regional Solid Waste Management Agency gave a very informative presentation on the process they went through to obtain a New Franchise Agreement with C&S Waste Solutions.

Report from CalRecycle

Terry Brennan gave the following report:

Informal Stakeholder Workshop on Mandatory Commercial Recycling Regulation

CalRecycle, in partnership with the Air Resources board, hosted an informal Mandatory Commercial Recycling rulemaking stakeholder workshop Jan 19th in Sacramento.

Farm and Ranch Cleanup Grants

On Feb 11th CalRecycle began the formal Rigid Plastic Packaging Container (RPPC) Regulation Revision rulemaking process and opened the proposed revised regulation for public comment.

Public Review of Second Draft Informal Waste Tire Storage/Permitting Regulations Revision Begins.

The purpose of the proposed waste tire storage/permit regulations revisions is to develop consistent and enforceable state minimum standards for all waste tire facilities subject to

CalRecycle regulatory oversight. During the first informal comment period in the summer of 2010, the need to expand the scope of the proposed waste tire regulation rulemaking became apparent. A second 30-day informal comment period began Feb and ended on March 9.

Stakeholder Meeting for Used Oil Lifecycle Analysis

CalRecycle hosted a formal stakeholder meeting in Sacramento Jan 20-21 to gather input related to the Used Oil Lifecycle Analysis project associated with SB 546 (Lowenthal). Nearly 50 stakeholders attended from all over the country and a few from Europe as well.

Green Roads

The Green Roads campaign will hold a series of workshops in five counties to provide detailed technical information about RAC and TDA applications. The four-hour workshops will be conducted by CalRecycle and contractor staff, and will take place in Santa Barbara County, April 5, Santa Clara County, April 26, Marin County, May 2, Los Angeles County, May 9 and San Diego County May 10.

10th Annual Tire Conference

CalRecycle held its 10th Tire Conference Jan 25-25, 2011 at the Capitol Plaza Holiday Inn in Sacramento. More than 110 people attended the conference to discuss “Collaborating to Expand Market Opportunities.” In attendance were tire-derived product manufacturers from around the state as well as international attendees from Australia and Canada.

CalRecycle Zone Works Training Workshop

On Feb 2-3, 2011 CalRecycle hosted the Zone Works Training Workshop at the Holiday Inn in Sacramento. The workshop was very well attended, with 33 Zone Administrators of the 35 Recycling Market Development Zones participating.

Stakeholder Feedback on Draft Program EIR for Anaerobic Digestion Facilities

CalRecycle is seeking stakeholder feedback on the recently-released Draft Program Environmental Impact Report (EIR) for Statewide Anaerobic Digester Facilities for the Treatment of Municipal Organic Solid Waste. This draft Program assesses the environmental effects that may result from the development of anaerobic digestion facilities in CA and is available online.

2011 Used Oil/HHW Training and Conference

More than 250 participants from state and local government and the private sector attended CalRecycles Used Oil/HHW Training and Conference March 7-9, 2011 in Sacramento.

VI. Legislative Update

Paul A. Smith, Senior Legislative Advocate, provided a brief update on the timetable and calendar of the legislative process, noting that the Legislature is now focused on reviewing solid waste related measures in their first policy committee. However, the State budget remains the primary focus of the Legislature as all legislative activities are viewed through the prism of dealing with the state’s budget shortfall.

In regards to the State Budget, Paul expressed concerns about CalRecycle being able to fully fund the “City/County Payment” – which is derived from the Beverage Container Recycling Fund for 2011-12. While rural counties have not received their payment for 2010-11, there

is no reason to suspect that these monies will not be forthcoming by June 30th; however, full amounts in 2011-12 could be jeopardized pending the outcome of State budget funding, namely repayment of loans from the State General Fund to the Beverage Container Recycling Fund. RCRC staff indicated a more detailed update will be provided in May.

Paul, other staff and members of the ESJPA reviewed the following bills and offered comments:

AB 341 (Chesbro) is similar to legislation passed by the Legislature last year, but was vetoed by the Governor. It codifies CalRecycles approach in mandating a commercial recycling activities. In addition, the measure increases the statewide diversion goal to 75%. Tom Valentino of Lassen expressed concerns with the measure's impact on Lassen's economic model and liabilities associated with the costs of operating their landfill. While the ESJPA and RCRC supported last year's similar bill, times have changed since then and it was the general consensus to hold off taking a position to allow a deeper evaluation of the impacts to our current situation.

Tom Valentino made a motion for this membership to oppose AB 341. Kevin Hendrick seconded the motion. Before a vote was taken Tom Valentino withdrew the motion and Kevin Hendrick seconded the withdrawal.

AB 818 (Blumenfield) would institute a renter-requested mandatory recycling program for those that live in rental units.

SB 515 (Corbett) would institute a required extended producer responsibility scheme upon manufacturers/distributors of household batteries. This legislation is similar to legislation passed by the Legislature last year, but was vetoed by the Governor. RCRC supported this measure last year.

Kevin Hendrick of Del Norte moved that the ESJPA continue to support this year's version and convey that support to RCRC. Tom Valentino of Lassen provided a second. The motion carried.

SB 833 (Vargas) would restrict the permitting of a landfill near specified drinking aquifers and/or native American burial grounds. Concerns were expressed that this measure precludes an existing regulatory process that exists to address the concerns people have with the siting on landfills in various communities.

SB 909 (La Malfa) extends a program for handling and disposing treated wood waste.

AB 1178 (Ma), which is slated for amendments, would restrict a city/county's ability to ban the importation of solid waste for purposes of disposing in a landfill. A thorough discussion was had reflecting various and competing perspectives on the proposed-to-be-amended bill.

While the number of solid waste-related legislation seems relatively light, there are a number of controversial measures. As such, a motion was made to re-instate the Legislative Task Force to further evaluate the impacts of many of the above-referenced measures and assist the ESJPA in developing a formal position:

Kristina Miller of Tehama moved and Jim McHargue of Amador seconded that the Task Force be reinstated with the following members serving: Kristina Miller of Tehama, Mark Lockhart of Trinity, Kevin Hendrick of Del Norte, Tom Valentino of Lassen, and Gretchen Olsen of Mariposa. The motion was approved unanimously.

VII. Carpet America Recovery Effort (CARE) Webinar was presented

Georgina Sikorski, Executive Director Carpet America Recovery Effort (CARE) shared a very informative webinar and answered many members questions.

VIII. Solid Waste/Regulatory Update

Due to the full agenda we were unable to cover all items.

Under separate cover a summary will be forwarded to the ESJPA membership.

CA Product Stewardship Council Update by

Kevin Hendricks, Vice Chair, Product Stewardship Council, gave an update on CPSC. Their focus is on hazardous and expensive materials with batteries, sharps, and fluorescent lamps this year's priorities. Packaging is also the issue of the day. Kevin testified on the March 8th legislative hearing on product stewardship, representing the rurals. There were also speaker representatives for the urban and suburban.

Del Norte has done a pilot program all household batteries with their HHW grant. They were able to solicit two dozen retailers; provided boxes, when they were full, they cal and ship out. Their battery recovery rate increased by 4,000%. Mr. Hendrick urged all to get approval to support SB 515, the battery EPR bill.

Mr. Hendrick also reminded all to contact Paint Care if they had not been contacted yet. They are working to tailor the paint stewardship program to the needs of each county.

IX. Presentation

SWRCB Discussion of Proposed Industrial Storm Water Permit Regulation

Leo Cosentini, Industrial Permit Lead, and Laurel Warddrip, SWRCB answered several questions on a verity of topics having to do the Storm Water Permit Regulations.

X. Agenda Suggestions

Kevin Hendricks has offered to do a presentation on the effects of the Northern Coast tsunami that hit Del Norte County.

XI. Articles of Interest

Mary Pitto directed members to the Board packet.

XII. Adjournment

The meeting adjourned at 1:35 p.m.

Technical Advisory Group Breakout Session

Respectfully submitted,

Pam Hartwell-James, Office Manager/Executive Assistant

