

**MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT
REGULAR MEETING MINUTES**

9:30 A.M., Friday
March 21, 2003

Boardroom
Marina Landfill
Marina, CA

MEMBERS PRESENT: Dan Albert, Chair
Jack Barlich, Vice Chair
Gary Bales
William Gianelli
Edith Johnsen
Tom Mancini
Sue McCloud
David Pendergrass
Jim Perrine

MEMBERS ABSENT: None

STAFF PRESENT: J. David Myers, General Manager
William Merry, District Engineer/Assistant General Manager
Rob Wellington, Legal Counsel
Rick Shedden, Senior Engineer
Richard Norton, Administrative Services Manager
Heidi Feldman, Public Education Coordinator
Jim Griffith, Site Superintendent
Richard Petitt, Assistant Site Superintendent
Glen Evett, Last Chance Mercantile/Household Hazardous Waste Manager
Rebecca Aguilar, Administrative Support Supervisor
Julia Partida, Administrative Support Specialist
Cheryl Hall, Public Education Assistant
Rodney Barber, Assistant Mechanic/OE3 Shop Steward

OTHERS PRESENT: Richard Leggett, Carmel Marina Corporation/Waste Management Inc.
Angela Brantley, City of Monterey
Joe Cochran, Monterey County Public Works

ROLL CALL AND ESTABLISHMENT OF QUORUM

Notice having been duly given and the presence of a quorum established, the March 21, 2003, Regular Meeting of the Monterey Regional Waste Management District Board of Directors was called to order by Chair Albert at 9:30 a.m.

CONSENT AGENDA

Following a motion by Director Barlich and seconded, the Board approved the following actions:

- 1) **Approve Minutes of February 21, 2003 Regular Meeting.**
- 2) **Approve Warrants #39914 - #40133.**

PUBLIC COMMUNICATIONS

Joe Cochran from the Monterey County Public Works Department addressed the Board and stated that he wanted to say goodbye to Board members and staff, whom he had gotten to know over the years, since he would be retiring on May 9th. He stated that he had been coming to the District meetings for a long time and that the District was a good organization. Chair Albert thanked and congratulated Mr. Cochran and wished him well in his retirement.

ITEMS FOR BOARD CONSIDERATION, DISCUSSION AND ACTION

- 3) **Approve MOU with FORA for Reimbursement of District Expenses Related to DTSC Variance Application**

The Board reviewed a revised final agreement between the District and FORA to provide for reimbursement of District expenses related to the DTSC variance application. General Manager stated that Legal Counsel had reviewed the document in which FORA agrees to split the costs of up to \$200,000 or 50% of all costs, whichever is less if the variance is not approved. The District and FORA have submitted an application to the State which would allow the transportation and disposal at the District's landfill of lead-based paint contaminated demolition waste from the former Fort Ord.

It was moved by Director Johnsen, seconded, and *Unanimously Carried To: Approve Memorandum of Understanding with FORA for Reimbursement of District Expenses Related to DTSC Variance Application.*

- 4) **Review Safety Consultant's Report and Authorize Increased Budget for Implementation of Recommendations**

The Board reviewed the report from Specialty Technical Consultants titled "Results of Health and Safety Compliance Assessment of MRWMD Facilities and Operations." General Manager stated that although safety had always been a top priority, an increased emphasis had been placed on safety over the last several months. The consultants had made several recommendations, some of which had already been taken care of and others that would be resolved in the near future. General Manager stated that Administrative Services Manager, Richard Norton had taken over responsibility for coordination of all District safety programs. He was holding weekly meetings with other staff in order to improve safety procedures and policies, but still needed additional help from the consultants, at an additional cost of \$15,000 over the original \$25,000 contract and budgeted amount. General Manager stated that staff has still not decided if a full time safety person is necessary.

General Manager stated to the Board that the District had received a random inspection from Cal/OSHA and did not receive any violations. He stated that as far as anyone could recall, the District had never received an inspection. The inspector had planned to conduct the inspection in two days, but had decided he could complete his work in one day after reviewing the District's records, touring the facilities, and interviewing employees. The inspector commented that the District's records were the best he had seen in all of his inspections and expressed praise for administrative staff for their ability to provide all of the documents that he needed within minutes of his requests.

It was moved by Director McCloud, seconded, and *Unanimously Carried To: Authorize Increase of \$15,000 in the Specialty Technical Consultant's Budget.*

5) Authorize Contract with Square D Electric to Investigate Power Quality Problems

The Board reviewed a memorandum from District Engineer and a proposal for engineering services from Square D Electric in the amount of \$12,690. General Manager explained that the District has had ongoing problems with power surges and power drops that have caused damage to some of the District equipment. He stated that this was one of the drawbacks of the District producing its own unfiltered electricity, but Square D specializes in problems of this nature and would be able to come up with a solution to the quality problems.

It was moved by Director McCloud, seconded, and *Unanimously Carried To: Authorize Contract with Square D Electric in the Amount of \$12,690.*

6) Review CAW (Californians Against Waste) Model E-Waste Take Back Ordinance

The Board reviewed a letter from Mark Murray, Californians Against Waste (CAW) Executive Director, a press release from council member Ruth Galantner of the City of Los Angeles, a summary of model hazardous electronic waste take back ordinances and a model ordinance. The Board also reviewed a copy of a resolution adopted by the Santa Cruz County Board of Supervisors last year, and SB 20 by Senator Byron Sher aimed at enacting a comprehensive e-waste solution. General Manager reminded the Board that last year the State Legislature had adopted a bill, also by Senator Sher, that established an up-front disposal fee on electronic waste such as cathode ray tubes (CRT). The bill, which was vetoed by Governor Davis, would have helped defray the cost of recycling or disposing of this material.

CAW is encouraging local cities and counties to adopt "E-Waste Take Back Ordinances" which would require sellers of CRT devices to do several things including taking back the old devices from residents. CAW believes that if enough jurisdictions adopt these ordinances the State will be forced to adopt a statewide bill to deal with e-waste and will insure SB 20 is passed and signed by the governor.

General Manager stated that since Sand City was the only jurisdiction within the District that sold any significant volume of CRTs, local jurisdictions adopting an ordinance would not be as influential as perhaps the larger cities like Los Angeles, San Francisco, and San Jose. He also stated that the CAW did not expect all jurisdictions to take action.

Board discussion followed with regard to District acceptance procedures for CRTs and the advantage of collecting upfront recycling and disposal fees. No action was taken on this item.

7) Consider Use of State Department of Conservation Grant Funds for Hotel Room Recycling Bags and Litter Bags

General Manager stated that the Central Coast Regional Media Coalition (CCRMC) continues to meet regularly and continues to develop and air regional television and radio spots promoting recycling and litter control. He reminded the Board that the Department of Conservation (DOC) beverage container grants will be due on April 30, 2003. He stated that as in the past, member agencies were asked to give some or all of the grant money to the District for use by the CCRMC and to support the District's anti litter campaign. This year, in addition to the CCRMC advertising campaign, the District wanted to use some of the money to purchase recycling bags for local hotels. General Manager stated that Monterey County had placed recycling bags in hotels a few years ago, but the bags had run out ending the program. The bags would have the District name, logo, and information on how to recycle bottles, cans, and newspapers in hotel/motel rooms. The District also wanted to purchase more of the standard litterbags for distribution at local gas stations to help with highway litter.

Chair Albert asked if the County program had been successful. General Manager responded that it had worked and had only been terminated because of lack of sponsorship. The District would enlist the help of the franchised haulers to distribute and collect the recyclables.

It was moved by Director Perrine, seconded, and *Unanimously Carried To: Authorize Use of State Department of Conservation Grant Funds for Hotel Room Recycling Bags and Litterbags.*

8) Review Revised Strategic Planning Report

The Board reviewed a revised Strategic Planning Report and no action was taken on this item.

STAFF REPORTS

9) Recycling, Operating, and Financial Reports

The Board reviewed the Recycling, Operating, and Financial reports for the month of February. General Manager stated that the recycling tonnage was up 1,000 tons over February 2002 and that, although there had been a net loss in February due to it being a short month, the District continued to be in very good financial condition. He also stated that the District had extended the MRF hours for a weeklong test and would come back to the Board with recommendations on facility improvements at the April meeting.

The Board reviewed an article from *Refuse News* which points out that *Knight Ridder* (parent company of the Monterey County Herald) has the lowest rate of recycled newsprint usage of major newspapers in the State. He asked Public Education Coordinator to send a copy of the article to Laurel Shackelford, Editor of the *Herald*. The Board also reviewed newspaper ads regarding composting workshops that the Public Education Coordinator would be conducting.

Chair Albert complimented Public Education Coordinator for her presentation to the Monterey Rotary Club.

10) Report on Biosolids Composting Project

General Manager stated that the Salinas Valley Solid Waste Authority (SVSWA) had issued a contract and are interested in purchasing 6,000 cubic yards of composted biosolids from the District for use as the vegetative layer in the final closure of the Lewis Road landfill. The Board reviewed a copy of a letter from Allen Stroh, MCEHD

Director, to John Fair of the SVSWA, and General Manager's letter to Steve Johnson of the SVSWA. The District is using a special windrow that will be tested when ready to see if the biosolids compost meets requirements as stated in Mr. Stroh's letter. The SVSWA has tentatively agreed to pay the \$7,000 in additional District costs to prepare the higher-grade compost.

General Manager reported that Matt Cotton of Integrated Waste Management Consulting has begun to explore further marketing possibilities of the District's biosolids compost. He also reported that staff would come to the Board in the near future to consider allowing Sunland Garden Products to run a bagging operation on the site.

OTHER CORRESPONDENCE

11. Letter from City of Pacific Grove Re: Gary Bales Reappointment

The Board reviewed a letter from the City of Pacific Grove officially appointing Director Bales for another four-year term on the District Board as representative from the city.

12. Letter from Special District's Workers Compensation Authority Re: Retroactive Rate Increase

The Board reviewed a letter from SDWCA notifying the District that an additional \$46,424 or a 10.1% increase in rates retroactive to July 1, 2002 would be due because of the current state of the insurance industry and recently passed legislation that enhanced workers comp benefits. The payment does not have to be made until next fiscal year and will be included in the 2003-2004 budget.

13. Letter from State Parks Re: Big Sur Recycling Bin

The Board reviewed a letter from State Parks regarding the Big Sur recycling bin. General Manager will be attending a meeting on April 9th with State Parks in hopes of resolving any conflicts which could include moving the bin to a less obtrusive location and putting up fencing to make it look more attractive.

14. Letter from Community Hospital Re: Blood Donations

The Board reviewed a letter from Community Hospital thanking District employees for their blood donations.

15. Letter to Monterey County Water Resources Agency Re: Salinas River Rubber Dam

The Board reviewed a letter from the General Manager to Curtis Weeks of the Monterey County Water Resources Agency expressing concerns about the rubber dam and inviting him to attend the April 18th Board meeting to discuss the project.

CLOSED SESSION

The Board met in closed session at 10:05 a.m. to discuss the following matters:

- 1) Personnel Matter (Public Employee Appointment: General Manager)

The Board came out of closed session at 10:41 a.m. Legal Counsel announced that the Board had received information, had discussion, and had made a determination which would be set forth by way of correspondence to the General Manager from Chair Albert.

ADJOURNMENT

There being no further business to come before the Board at this time, the March 21, 2003, Regular Meeting of the Monterey Regional Waste Management District Board of Directors was adjourned to April 18, 2003 by Chair Albert at 10:41 a.m.

RECORDED BY:

AUTHENTICATED BY:

Rebecca G. Aguilar
Administrative Support Supervisor/
Recording Secretary

J. David Myers
General Manager