

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

9:30 a.m., Friday
September 16, 2005

Boardroom
Monterey Peninsula Landfill
Marina, CA

MEMBERS PRESENT: Dan Albert, Chair
Sue McCloud, Vice Chair
Gary Bales
David Pendergrass
Ken Gray
Joseph Russell
Jerry Smith

MEMBERS ABSENT: Leo Laska
Don Jordan

STAFF PRESENT: William Merry, General Manager
Timothy Flanagan, Assistant General Manager
Ken Buchert, Legal Counsel
Richard Shedden, Senior Engineer
Richard Norton, Administrative Services Manager
Don Prescott, Finance/Information Systems Manager
Heidi Feldman, Public Education Coordinator
Cheryl Hall, Public Education Assistant
Richard Petitt, Assistant Site Superintendent
Harry Hunzie, MRF Manager
Gary Metzler, Safety Manager
Jack Cook, Assistant MRF Manager
Rebecca Aguilar, Administrative Support Supervisor
Dave Hall, Equipment Shop Supervisor/OE3 Shop Steward
Suzan Fine, Recycling Attendant/SEIU President

OTHERS PRESENT: Angela Brantley, City of Monterey
Libby Downey, City of Monterey
David Myers, Committee to Save Long Valley
Don Rugg, Committee to Save Long Valley
Rich Haughey, EMCON/OWT
Karen Schkolnick, Monterey County Environmental Health Department
Elia Zavala, Salinas Valley Solid Waste Authority
Bill Reichmuth, Transportation Agency of Monterey County

Amended Page

ROLL CALL AND ESTABLISHMENT OF QUORUM

Notice having been duly given and the presence of a quorum established, the September 16, 2005, 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 Bales, and seconded, with Director McCloud abstaining from Agenda Item #1, the Board approved the following actions:

- 1) **Approve Minutes of August 19, 2005 Regular Board Meeting.**
- 2) **Approve Report of Disbursements.**
- 3) **Adopt Resolution (2005-17) of Appreciation For Retiring Heavy Equipment Mechanic Brian Logue After 30 Years of Service To District.**

Chair Albert commented that although Brian was not at the meeting to receive the recognition; he was to be commended following his many years of service with the District.

ITEMS FOR BOARD CONSIDERATION, DISCUSSION, AND ACTION

- 4) **Consider Acceptance of Regional (Out-of-District) Waste for Landfill Disposal:**
 - a. **Conduct Public Hearing to Consider Adopting Guiding Principles for Acceptance of Regional Waste For Disposal at the Monterey Peninsula Landfill and Adopt a Disposal Fee For Acceptance of Regional Waste.**
 - b. **Adopt Guiding Principals for Acceptance of Regional Waste for Disposal at the Monterey Peninsula Landfill, and**
 - c. **Authorize General Manager to Negotiate Agreements to Accept Regional Waste for Disposal at the Monterey Peninsula Landfill at a Tipping Fee in the Range of \$35/ton. (Item may be Continued Until After Closed Session).**

The Board reviewed a memorandum from Senior Engineer along with the Guiding Principles for Acceptance of Regional Waste and a Question and Answer information sheet. Chair Albert commented that this agenda had been discussed in depth by the Board over the last year. General Manager stated that along with asking the Board to hold a public hearing, staff was recommending that the Board approve the acceptance of regional waste.

Rich Haughey from EMCON/OWT addressed the Board and stated that although he had given a presentation at the August meeting, he reminded the Board that the District's Monterey Peninsula Landfill had a remaining capacity of over 74 million cubic yards (40,000,000 tons) which would provide over 100 years of service life. Future waste management practices would likely reduce the need for long-term disposal capacity requirements and therefore the District could make a portion of the landfill capacity available without compromising the needs of the District member agencies. He stated that they had looked at potential competing sites, and in their opinion the District could accept the regional waste for a fee that was in the range of \$35 per ton and accept 320,000 tons per year for 35 years and only reduce the service life by approximately 11 years.

Chair Albert opened the public hearing at 9:37 a.m. and there being no public comments, the public hearing was closed at 9:37 a.m.

Legal Counsel emphasized that any and all agreements would come back to the Board for final approval, at which time any CEQA work involved would be conducted.

It was moved by Vice Chair McCloud seconded, and Unanimously Carried To: Adopt Guiding Principals for Acceptance of Regional Waste for Disposal at the Monterey Peninsula Landfill, and Authorize General Manager to Negotiate Agreements to Accept Regional Waste for Disposal at the Monterey Peninsula Landfill at a Tipping Fee in the Range of \$35/ton.

5) Authorize Call for Bids for Construction of Del Monte Boulevard Left-Turn Lane

The Board reviewed a memorandum from Senior Engineer requesting authorization to solicit bids to construct the left turn lane on Del Monte Boulevard, leading into Charlie Benson Lane.

Director Gray commented that because of the recent increase in the price of oil, construction project costs were also increasing and asked whether staff had considered that this may increase the projected cost. Director McCloud asked that this project be expedited once construction begins in order to minimize traffic congestion. Senior Engineer responded that he had recently spoken to some construction companies and verified that the engineers cost estimate was still valid. He also stated that the construction may be done after hours in order to minimize any impact to site traffic during the construction, and that the contractor would be required to complete the work in two weeks time.

It was moved by Vice Chair McCloud, seconded, and Unanimously Carried To: Authorize Call for Bids for Construction of Del Monte Boulevard Left-Turn Lane.

6) Approve MOU with Service Employees International Union (SEIU) Unit and Revised Personnel Policy

The Board reviewed a memorandum from Administrative Services Manager and a Memorandum of Understanding (MOU) with SEIU as well as a revised personnel policy for hourly employees. General Manager expressed that staff was very pleased to have reached agreement with the SEIU employees. He expressed appreciation to all employees for their hard work which leads to the great reputation of the District.

Administrative Services Manager stated that there was one change in the personnel policy in Section IX, C. Bereavement Leave, which clarified the benefit with regard to those employees who did not work a 40-hour work week. SEIU was aware of, and agreed, with the change.

General Manager expressed appreciation to Administrative Services Manager for a job well done during the negotiations.

It was moved by Vice Chair McCloud, seconded, and Unanimously Carried To: Approve MOU with Service Employees International Union (SEIU) Unit and Revised Personnel Policy to Include Change in Section IX, C.

7) Authorize Purchase of Certain Equipment Included in Capital Outlay Budget

The Board reviewed a memorandum from Assistant General Manager regarding the purchase of equipment that had been included in the capital outlay budget for fiscal year 2005-06. General Manager stated that staff regularly came to the Board to ask for authorization to purchase capital items although they were already in the budget.

It was moved by Chair Albert, seconded, and Unanimously Carried To: Authorize Purchase of Certain Equipment Included in Capital Outlay Budget.

8) Authorize Purchase of Vehicle for Assistant General Manager

The Board reviewed a memorandum from Assistant General Manager regarding the purchase of a vehicle for his use. General Manager reminded the Board that they had asked staff at the August meeting to consider fuel efficient vehicles and fleet pricing. The Ford Expedition recommended gets 20 mpg and is offered by a local dealer at a price that is very close to fleet pricing. He stated that staff will evaluate alternative fuel vehicles, but it was necessary to purchase a vehicle that the Assistant General Manager could utilize on site.

Board discussion followed regarding state purchasing and the use of fuel efficiency and hybrid vehicles. General Manager stated that staff would consider these suggestions in the recommendation to the Board of a vehicle for use by the General Manager.

It was moved by Director Pendergrass, seconded, and Unanimously Carried To: Authorize Purchase of Vehicle for Assistant General Manager.

9) Authorize Scope of Work from Mill Construction to Provide General Contractor Services During Installation of New Landfill Gas Engine/Generator

The Board reviewed a memorandum from the Assistant Site Superintendent recommending general contractor assistance to install the new Caterpillar engine generator. General Manager stated that although staff was coordinating the majority of the installation, specific installation details required technical expertise and oversight. He stated that Mill Construction was familiar with the landfill gas project since they had been involved in the installation of the previous engine/generator.

It was moved by Director Russell, seconded, and Unanimously Carried To: Authorize Scope of Work from Mill Construction to Provide General Contractor Services During Installation of New Landfill Gas Engine/Generator in an Amount Not to Exceed \$15,000.

10) Authorize Work Scope from Paxton Ad Hoc for Assistance in Organization of District Records and Files

The Board reviewed a memorandum from General Manager requesting Board authorization for a scope of work from Paxton AdHoc. General Manager stated that although staff has endeavored to complete this project, there has been difficulty over the last few years in making substantial progress with the organization of District files and records. He stated that Paxton Adhoc had completed a similar effort with the Pebble Beach Community Services District who recommended her work highly. Phase 3 of the work scope includes the scanning of documents.

It was moved by Vice Chair McCloud, seconded, and Unanimously Carried To: Authorize Work Scope from Paxton Ad Hoc for Assistance in Organization of District Records and Files.

11) Authorize Work Scope from Sleeping Dog Design to Create “Small Planet” Traveling Education Exhibit

The Board reviewed a memorandum from Public Education Coordinator requesting authorization to have Sleeping Dog Design create a traveling education exhibit.

Public Education Coordinator stated that she was excited about refurbishing an old school bus that had been purchased, into a traveling education exhibit which would enable the District to be more visible in the community. She reviewed the drawings of the proposed traveling exhibit with the Board. The bus could be set up at various community events allowing people to come in and see how the 3Rs work in a home setting.

Board discussion followed regarding the usage of the bus, maintenance, adding an anti litter message, and other agencies using the concept of a traveling education exhibit. Public Education Coordinator stated that District maintenance staff had inspected the bus prior to purchase and would continue to inspect it and that the design would be one that could be changed periodically. An anti litter message would be included on the outside, back of the bus. She also stated that the Salinas Valley Solid Waste Authority was looking at something similar.

The Board also expressed excitement over the ability to continue to educate the public with the traveling exhibit.

It was moved by Director Smith, seconded, and Unanimously Carried To: Authorize Work Scope from Sleeping Dog Design to Create “Small Planet” Traveling Education Exhibit.

12) Receive Staff Report and Provide Direction on Litter Abatement Program

The Board reviewed a memorandum from Public Education Coordinator regarding the litter abatement program. General Manager commented that staff had been directed in August to report back to the Board at the September meeting on the topic of litter. He stated that there have been several letters to the editor recently regarding the deplorable conditions of the roadways.

Public Education Coordinator stated there were some recommendations to improve the litter situation to include doubling up on the adopt-a-highway program, forming a committee comprised of participants from the hospitality and construction industries, fast food restaurants, CalTrans, franchised haulers, cities, and other agencies, as well as establishing an information gathering system to allow local authorities to manage the litter pollution more systematically.

Board discussion followed regarding the various litter violators, enforcement of litter laws to include double charging at District scales, and how other states maintain their highways.

Karen Schkolnick, with the Monterey County Department of Environmental Health, addressed the Board and stated that there was a county-wide task force that included the various county agencies to include CalTrans and the District. She stated that they currently were undertaking various routes to try and stop the litter situation in Monterey County.

Chair Albert asked that the District take the lead on litter abatement by forming an ad hoc committee that would include himself, Vice Chair McCloud, District staff, and representatives from CalTrans, Monterey County, and perhaps the California Highway Patrol to which the Board agreed upon.

No action was taken.

STAFF REPORTS

13) Financials, Recycling, and Operating Reports

The Board reviewed the financial statement for July. The August financials were not available, but tonnages and revenue for both July and August had been above projections.

The Board also reviewed the second quarter AB 939 Recycling Rates for the member jurisdictions. The diversion rates for Seaside and Monterey County were below 50% and dropping. The rate of decline was due to recent demolition work on the former Fort Ord. General Manager advised them to document demolition activity for each of the individual project so that the report could be included with the annual AB 939 report to the state.

14) Status of Request to Department of Toxic Substances Control for Disposal Variance

General Manager stated that there was no recent news on the disposal variance. Assistant General Manager reported that the 30-day review period was scheduled to begin at the end of September and a public workshop was scheduled on October 17, 2005 at 6:30 p.m. at Marina City Hall.

ADJOURNMENT

There being no further business to come before the Board at this time, the September 16, 2005 Regular Meeting of the Monterey Regional Waste Management District Board of Directors was adjourned to October 21, 2005 by Chair Albert at 10:48 a.m.

RECORDED BY:

Rebecca G. Aguilar
Administrative Support Supervisor/
Recording Secretary

AUTHENTICATED BY:

William M. Merry, P.E., DEE
General Manager/Secretary