



# Memorandum

## MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT

**DATE:** March 13, 2009  
**TO:** Board of Directors  
**FROM:** General Manager  
**SUBJECT:** Agenda Information for the March 20, 2009 Board Meeting

### CALL TO ORDER AT 9:30 A.M.

### ROLL CALL AND ESTABLISHMENT OF QUORUM

### PLEDGE OF ALLEGIANCE

### PUBLIC COMMUNICATIONS

Anyone wishing to address the Board on matters not appearing on the Agenda may do so now. The public may comment on any other matter listed on the agenda at the time the matter is being considered by the Board.

### CONSENT AGENDA

These matters include routine financial and administrative actions, which are usually approved by a single majority vote. Individual items may be removed from Consent for discussion and action.

- 1) **Approve Minutes of February 20, 2009 Regular Board Meeting**
- 2) **Approve Report of Disbursements**

### PRESENTATIONS

- 3) **Presentation from Waste Management (WM) on Recycling Activities**

This is an information item. Waste Management (WM) requested at the February 19<sup>th</sup> Board meeting the opportunity to make a presentation. District Manager for Waste Management, Felipe Melchor, will make the presentation.

Please refer to the two enclosed letters. The first letter, dated January 26<sup>th</sup>, was sent to WM from the District at the direction of the Board, requesting information on the effects of a possible increase to the landfill tipping fee and also to request information on local recycling programs that could be included with the California Integrated Waste Management Board (CIWMB) Annual Updates prepared by the District on behalf of the member agencies. The second letter, dated February 19<sup>th</sup>, was hand delivered by Waste Management at the February 19<sup>th</sup> Board meeting.

On a related note, the County Board of Supervisors on February 24<sup>th</sup>, granted a three-year extension to Waste Management for collection in the unincorporated portions of the County, which included a 40% increase to the residential and commercial rates and a decrease in the diversion requirements from 50% to 30%.

*No Action Required.*

**4) Presentation from Staff on the District's Past, Present and Future Operations**

This is an informational presentation by staff. There are no enclosures with this item. Staff will make a brief presentation on the day of the meeting. The presentation will provide a historical perspective on District operations over the past 57 years. Over that period of time, operations evolved from dumping and open burning of waste, to operation of a sanitary landfill, implementation of recycling programs, to where we are today. The presentation will end with questions about where District operations may be headed in the next 10 or 20 years. The presentation is intended to provide focus in anticipation of the April 29<sup>th</sup> Board Workshop.

*No Action Required.*

**OTHER ITEMS FOR BOARD CONSIDERATION, DISCUSSION AND ACTION**

**5) Authorize Award of Contract to Whitson Engineers for Aerial Mapping Services at a Cost Not to Exceed \$15,225**

Please refer to the enclosed memo from Senior Engineer Rick Shedden. This surveying work is a routine matter, yet the work performed is critical for compliance with State requirements to keep track of landfill densities and the location of refuse placed. In addition the aerial maps become important day-to-day working documents and historical records for the District.

***Recommendation: Authorize Award of Contract to Whitson Engineers for Aerial Mapping Services at a Cost Not to Exceed \$15,225.***

**6) Consider Final Authorization of Equity Adjustments for Designated Positions and Corresponding Amendments to Memoranda of Understanding with Bargaining Groups**

Please refer to the enclosed memo from Administrative Services Manager Rich Norton. This matter has been discussed before the full Board on two previous occasions. At the February meeting, the Board directed staff to bring the matter back for final action at the March meeting.

*Recommendation: Authorize Equity Adjustments for Designated Positions and Corresponding Amendments to Memoranda of Understanding with Bargaining Groups.*

**7) Authorize Letter to Environmental Science Associates Commenting on the Coastal Water Project Draft Environmental Impact Report**

Please refer to the enclosed memo from Information Systems Manager Don Prescott, along with a draft letter and other information. As directed by the Board at the February meeting, staff has prepared a draft letter in response to the recent release of the Draft Environmental Impact Report (EIR) for the Coastal Water Project. The draft letter is for your review and comment. Comments for the draft letter have been solicited from each Board member, and incorporated as appropriate on the enclosed draft letter. Please contact me with any comments you may have on the letter, or bring your comments to the Board meeting. The letter clarifies that the District is planning to supply renewable electric power to any water supply project that may be located adjacent to District property. As Don states in his memo, the District's letter is not intended to comment on the merits of any one water supply project.

*Recommendation: Authorize Letter Commenting on the Coastal Water Project Draft Environmental Impact Report.*

**STAFF REPORTS**

**8) Financial, Operating, and Recycling Reports, Including AB 939 Recycling Report for 2008**

The financial statements for February 2009 have been completed and are enclosed. The Operating Income (Loss) for February is (\$95,619) and \$623,504 year-to-date. The year-to-date total Operating Expenses are below budget by 2.81% at \$10,864,481. The year-to-date Operating Revenues are \$11,487,985, below last year and budget by \$328,047 and \$642,076 (3.53%), respectfully. Refuse Accepted (excluding Regional Waste) for

February decreased by 3,653 tons or 20.7% from last year and 1,765 tons from last month or 11.2%. The total refuse for the last 12 months was 212,349 tons down 21,054 tons or 9.0% from the 12 month period ending February 2008.

The Operating Report for February 2009 is enclosed. The Total Solid Waste Accepted into the site (excluding regional waste from Santa Cruz County and Watsonville) during February 2009 was 20,963 tons, a decrease of 3,500 tons (or 14.3%) from February 2008. The variances resulted from decreased waste from Franchise Haulers (3,230 tons – 24.0%) and Cash customers (1,176 tons – 22.3%) offset by the increased waste from Commercial and Industrial haulers (906 tons – 15.8%). Santa Cruz County delivered one load of refuse (18 tons) during February 2009 down 401 tons from January 2009 and 1,628 tons from February 2008. The City of Watsonville delivered 961 tons during the month of February 2009 (down 83 tons from January 2009).

**9) Report on Public Education, Recycling and Litter**

Please refer to the enclosed memo from Public Education and Recycling Manager Jeff Lindenthal. Jeff reports on important new State reporting requirements mandated by SB 1016, aimed at per capita disposal, and away from AB 939 diversion accounting. His memo also reports on local litter clean up efforts including Monterey County Clean Up Day on April 18<sup>th</sup> and Earth Day activities on April 22<sup>nd</sup>.

**10) SWANA Legislative Task Force Report**

Please refer to the enclosed table, “SWANA 09-10 Legislation of Interest as of 3/12/09” and fact sheets. The items of particular interest are:

- AB 68 (Brownley) Solid waste: single use carryout bags. Requires a 25 cent charge for single use carryout bags. SWANA supported a similar bill in the last session and is reviewing this bill.
- AB 87 (Davis) Single-use carryout bags: environmental effects: mitigation. This bill, sponsored by LA County, is similar to AB 68, but requires more in terms of extended producer responsibility and it would be implemented sooner. SWANA is reviewing this bill.
- AB 283 (Chesbro) Solid waste: extended producer responsibility program. This is one of the most comprehensive and important bills in this session, as it is intended to reduce the burden on local governments to bear the expense to manage banned or problem portions of the waste stream. It has broad support, but implementation will pose many challenges. SWANA is reviewing this bill, has No Position yet, but hopes to be able to support.

- AB 478 (Chesbro) Greenhouse Gas Emissions: solid waste. This bill would require CARB to consult with CIWMB in developing regulations to include rules for the reduction of greenhouse gas emissions from solid waste reduction and recycling. SWANA is reviewing this bill. See enclosed Fact Sheet.
- AB 479 (Chesbro) Solid Waste: diversion. This bill would provide a new standard for recycling and waste reduction by moving the State from the current 50% recycling to 60% by the year 2015 and 75% by the year 2020. It would also require commercial recycling and impose an additional \$2.50 per ton to the landfill tipping fee paid to the CIWMB which would be returned to local government to assist with recycling efforts to achieve 75%. See enclosed Fact Sheet. SWANA has an Oppose Position.
- AB 1173 (Huffman) Solid waste: fluorescent lamps. This bill would allocate funds and establish a statewide system for take back and collection of fluorescent tubes. Establishing a system for management of fluorescent bulbs is a top priority in Monterey County. I anticipate staff will request the Board to send a letter of support for this bill, and that SWANA will support the bill.
- SB 25 (Padilla) Solid waste: diversion. Would require a statewide diversion rate of 75%. SWANA has an Oppose Position.
- SB 44 (Denham) State government: integrated waste management board: abolish. Would abolish the six-member CIWMB. SWANA has Watch position.
- SB 366 (Aanestad) Energy: renewable energy: biomass. This bill would expand opportunities for across the fence sales of renewable power, which may benefit the District in the future.

Staff anticipates requesting Board authorization at a future meeting(s) to send letters of support/opposition on one or more of these bills, pending further review. At that time, it may be appropriate to ask that member agencies send letters as well.

## OTHER CORRESPONDENCE

### **11) Letter from American Academy of Environmental Engineers RE: Board Certification Environmental Engineer (BCEE)**

You may wonder what the BCEE stands for after my name. I will explain. I use the designation as a means to encourage young people to study engineering, to become licensed and to become certified. Students today are not pursuing hard engineering curriculums. As a result, there is a severe projected shortage of licensed engineers in this country in the future. I encourage students to study engineering and become licensed.

**GENERAL MANAGER COMMUNICATIONS**

- **Board Strategic Planning Workshop on April 29<sup>th</sup>**. The Board Strategic Planning Workshop is planned for Wednesday, April 29<sup>th</sup> from 8:30 am to 2:00 pm, and will be held at the Marina Public Library. The Board last held such a workshop two years ago and we are hopeful all Boardmembers will be able to attend, along with senior staff. Candace Ingram will facilitate the workshop again. Candace will be contacting each Board member before the end of March to ask some questions about your view of District current and future programs and operations.

**BOARD COMMUNICATIONS**

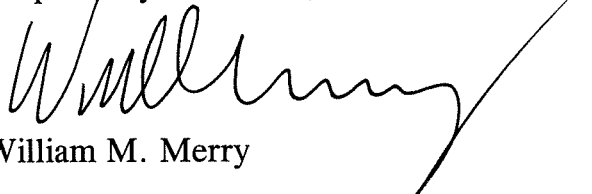
**CLOSED SESSION**

Enclosed is a confidential packet for the closed session.

- 1) Personnel Matter
  - a. Public Employee Performance Evaluation: General Manager

**NEXT MEETING DATE: APRIL 17, 2009**

Respectfully submitted,

  
William M. Merry