

MINUTES
REGIONAL SOLID WASTE ASSOCIATION
Regular Meeting – July 1, 2010
9:00 a.m.
City of Vista City Hall – “Vista Room”
200 Civic Center Drive

BOARD MEMBERS IN ATTENDANCE:

Mayor Richard Earnest, City of Del Mar
Deputy Mayor Maggie Houlihan, City of Encinitas – RSWA Treasurer
Councilwoman Marie Waldron, City of Escondido
Mayor Ron Morrison, City of National City - RSWA Chairman
Deputy Mayor Carl Kruse, City of Poway
Council Member Mike Nichols, City of Solana Beach – RSWA Vice-Chairman
Council Member Frank Lopez, City of Vista - RSWA Board Secretary

STAFF RESOURCES IN ATTENDANCE:

Lin Wurbs, RSWA General Manager
Tom Nixon, Legal Counsel
Rita Geldert, City Manager – City of Vista
Tom Gardner, Finance Department – City of Vista
Dale Nielsen, Finance Department – City of Vista
Cindy Choquette, Finance Department – City of Vista

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Chairman Ron Morrison called the Regional Solid Waste Association meeting to order at 9:08 a.m. and then asked Board Member Marie Waldron to lead the Pledge of Allegiance.

2. SWEARING-IN OF NEW BOARD MEMBER – ACTION ITEM

There was no need for anyone to be sworn in.

3. APPROVAL OF ASSOCIATION MEETING MINUTES OF APRIL 1, 2010 - ACTION ITEM

This item was scheduled for approval of the April 1, 2010 Minutes.

MOTION WAS MADE TO APPROVE THE MINUTES OF APRIL 1, 2010.
(Motion by Treasurer Houlihan, City of Encinitas / Second by Board Member Kruse, City of Poway.)

Motion passed unanimously with those present – 6 Ayes.

*** Prior to Item # 4 being called, the Chairman announced that Board Member Earnest had asked for Item #4 to be moved to the end of the agenda to allow an opportunity for him to arrive and participate on the item.**

5. **HOUSEHOLD HAZARDOUS WASTE (HHW) ISSUES - INFORMATION AND POSSIBLE ACTION ITEMS**

A. Adoption of Amendment to the HHW Contract between EDCO and RSWA – Action Item

General Manager Wurbs reviewed with the Board the history of the HHW program and provided an update regarding the bid process that had just been completed by EDCO for the provision of HHW services with Philip Services Corporation (PSC). Ms. Wurbs advised that an amendment had been drafted to the HHW Agreement between RSWA and EDCO which includes the new vendor and new pricing.

General Manager Wurbs requested the Board approve the Amendment to the Agreement between EDCO and RSWA for HHW Services.

General Manager Wurbs and Vice President of EDCO Jeff Ritchie introduced the staff from PSC to the Board which included Cherri Taylor – Contract Manager, Steve Eckert – Operations Manager and Manny Vasquez – Project Manager.

MOTION WAS MADE TO APPROVE THE AMENDMENT TO THE HHW CONTRACT BETWEEN EDCO AND RSWA WHICH PROVIDED FOR NEW PRICING AND FOR PHILIP SERVICES CORPORATION (PSC) AS THE HHW SERVICE PROVIDER. (Motion by Board Member Kruse, City of Poway / Second by Board Secretary Lopez, City of Vista.)

Motion passed unanimously with those present – 6 Ayes.

B. HHW Public Information Campaign - Possible Action Item

The HHW Volunteer Working Group composed of Vice-Chairman Nichols, Treasurer Houlihan and Member Waldron and General Manager Wurbs reported on the ideas that the working group developed regarding possible approaches to enhance HHW information dissemination to the residents of RSWA cities. The working group proposed a multi-phased approach which included updating magnets, poster competition within the community or communities, the creation of a possible PSA or video by high school or college students and a “makeover” of HHW messaging. The HHW working group recommended allocating \$22,500 in special event funding for all of the programs collectively.

This item purposefully preceded the discussion of finances and future budgets in item #6.

The HHW Volunteer Working Group reviewed with the full Board the possible Press Release for use by each of the RSWA member cities as a billing insert, or inclusion as city website information or for announcements at City Council meetings.

Ms. Wurbs also distributed for information purposes an “article” written by Vice-Chairman Nichols that was utilized in the local Solana Beach paper as part of “Spring Cleaning”. Ms Wurbs also distributed a newspaper article regarding a recently instituted pharmaceutical “take-back” program that was launched by Point Loma Shelter Island Drug and Point Loma Cabrillo Drug Stores as an example of a small drug store pharmaceutical collection and disposal program.

MOTION WAS MADE TO APPROVE THE HHW ACTION PLAN DEvised BY THE HHW VOLUNTEER WORKING GROUP AND TO APPROVE THE DISSEMINATION OF THE PRESS RELEASE FOR USE BY EACH CITY AS DESIRED. (Motion by Board Member Kruse, City of Poway / Second by Board Vice-Chairman Nichols, City of Solana Beach.)

Motion passed unanimously with those present – 6 Ayes.

6. FINANCE AND BUDGET - INFORMATION & ACTION ITEMS

A. RSWA Investment Report – Information Item

General Manager Wurbs first introduced the staff of the City of Vista, who act as the Fiduciary Agent for RSWA, that were present at the RSWA Board Meeting – Tom Gardner the Finance Director, Dale Nielsen the Finance Manager and Cindy Choquette of the City of Vista Finance Department. Ms. Wurbs reviewed the investment report which has been estimated for the fourth quarter of the fiscal year. The report described the investment approach and investment portfolio.

The recommendation was to accept and file the investment report. By consensus the Board supported the recommendation to accept and file the report.

B. Review Budget Status and Expenditure Report for Fourth Quarter – Information Item

General Manager Wurbs and Fiduciary Agent Dale Nielsen of the City of Vista reviewed the projected budget status, expenditures and interest earnings estimated for the fourth quarter of the fiscal year, projected to June 30, 2010. Ms. Wurbs advised the Board that there were still outstanding bills to be paid and revenues to deposit and that a final report of fiscal year 2009/10 would be reported to the Board at the October meeting.

The recommendation was to review the status of the budget and expenditures and to accept and file the report.

By consensus the Board supported the recommendation to accept and file the reports.

C. Review Fiscal Year 2010/2011 and Fiscal Year 2011/2012 Proposed Budgets - Action Item

The Budget Subcommittee composed of Treasurer Houlihan, Vice-Chairman Nichols, Chairman Morrison and General Manager Wurbs reviewed the proposed budgets for fiscal years 2010/11 and 2011/12. The Budget Subcommittee reviewed the recommendations made by the HHW Volunteer Working Group as part of the discussion of Item 5.B. of this agenda regarding the use of Special Event Funds. The Budget Subcommittee requested support of the allocation of special event funding for the HHW program approved as part of Item 5.B. and recommended that the Environmental Enhancement Fund be appropriated in the amount of \$100,001 for FY 2010/11. The Budget Subcommittee recommended approval of the budgets for fiscal years 2010/11 and 2011/12.

MOTION WAS MADE TO APPROVE THE BUDGETS FOR FISCAL YEAR 2010/2011 AND FISCAL YEAR 2011/2012 AND AS PART OF THE BUDGET TO APPROVE THE EXPENDITURE OF FUNDS FOR THE HHW MARKETING CAMPAIGN. (Motion by Board Secretary Lopez, City of Vista / Second by Board Member Kruse, City of Poway.)

Motion passed unanimously with those present – 6 Ayes.

* **Board Member Earnest arrived as discussion of Item 7 began.**

7. ADMINISTRATIVE MATTERS - ACTION ITEMS

A. Position on Plastic Bag Legislation – Possible Action

This item was scheduled at the request of Vice-Chairman Nichols and Board Treasurer Houlihan to review the legislation related to plastic bags and to see if the RSWA Board was interested in taking a position in favor of AB 1998 (Brownley) Plastic Bag Ban. There was substantive discussion led by Vice-Chairman Nichols regarding AB 1998.

MOTION WAS MADE TO SEND A LETTER OF SUPPORT FROM RSWA FOR AB 1998 WHICH BANS THE USE OF SINGLE USE PLASTIC BAGS. (Motion by Vice-Chairman Nichols, City of Solana Beach / Second by Treasurer Houlihan, City of Encinitas.) Motion passed 5 to 2, with Chairman Morrison and Board Member Waldron voting no.

B. HHW Participation Reports – Information Item

General Manager Wurbs and Bill Wilson of the City of Encinitas reviewed the HHW participation reports with the Board for the year ending June 30, 2010.

C. Review Future Meeting Schedule – Possible Action

General Manager Wurbs reviewed the proposed future agenda schedule with the Board and by consensus the Board approved proceeding with the dates as follows through January 6, 2011:

October 7, 2010

January 6, 2011

Vice-Chairman Nichols asked the Board if there would be any interest in having Peter Zahn of the Green Chamber speak to the Board at a future meeting. The Board members responded with interest and it was suggested that Mr. Zahn be scheduled for the October 7, 2010 Board meeting.

*** Item #4 was discussed at this point in the Board Meeting.**

4. APPROVAL OF AMENDMENT TO DISPOSAL AGREEMENT BETWEEN RSWA AND EDCO DATED JULY 1, 1999 AND ADOPTION OF RESOLUTION 2010-03 – ACTION ITEM

This item was scheduled to consider an amendment to the Disposal Agreement between RSWA and EDCO dated July 1, 1999 and the subsequent MOU dated November 1, 2008 to provide for an eight year extension to the Agreement which extends the Disposal Agreement to June 30, 2027 with two additional disposal rate freezes – one in FY 2019/2020 and one in FY 2023/2024. Ms. Wurbs reminded the Board there is an additional rate freeze as provided for in the 2008 MOU that will occur in FY 2015/2016. Ms. Wurbs also reviewed with the Board the major components and history of the existing Agreement and the rate increase methodology.

General Manager Wurbs and General Counsel Nixon recommend approval of the extension to the Disposal Agreement and adoption of Resolution 2010-03.

MOTION WAS MADE TO APPROVE THE AMENDMENT TO THE DISPOSAL AGREEMENT BETWEEN RSWA AND EDCO DATED JULY 1, 1999 AND TO ADOPT RESOLUTION 2010-03. (Motion by Board Treasurer Houlihan, City of Encinitas / Second by Board Member Kruse, City of Poway.)

This item required a roll call vote and each member voted aye. 7 Ayes, 0 No

8. ORAL COMMUNICATIONS

There were no speakers.

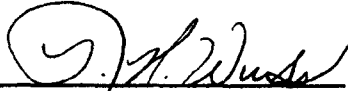
9. **COMMENTS FROM ASSOCIATION MEMBERS, GENERAL COUNSEL AND GENERAL MANAGER**

Board Secretary Lopez, as host of the meeting, invited the Board Members and staff as well as other interested parties attending the meeting to go on a tour of the new City Hall immediately after the meeting.

10. **ADJOURNMENT**

The meeting was adjourned at 10:55 a.m.

Respectfully Submitted:



**Lin Wurbs
General Manager**

Approved:



**Frank Lopez
RSWA Secretary**

**Ros Morrison
CHAIRMAN**