

**MINUTES
REGIONAL SOLID WASTE ASSOCIATION
SPECIAL MEETING**

**January 10, 2013
9:00 a.m.**

**Fletcher Cove Community Center
City of Solana Beach
133 Pacific Avenue
Solana Beach, CA**

BOARD MEMBERS IN ATTENDANCE:

**Mayor Terry Sinnott, City of Del Mar – RSWA Treasurer
Council Member Michael Morasco, City of Escondido
Council Member Mark Muir, City of Encinitas
Mayor Ron Morrison, City of National City - RSWA Chairman
Mayor Mike Nichols, City of Solana Beach – RSWA Vice Chairman
Deputy Mayor John Mullin, City of Poway
Council Member Dave Cowles, City of Vista – RSWA Board Secretary**

STAFF RESOURCES IN ATTENDANCE:

**Lin Wurbs, RSWA General Manager
Tom Nixon, Legal Counsel
Denise Thomas, Finance Staff – City of Vista**

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Vice Chairman Nichols called the meeting to order at 9:15 a.m. and led the Board in the Pledge of Allegiance.

2. SWEARING-IN OF NEW BOARD MEMBER(S) - ACTION ITEM

Council Member Michael Morasco was sworn-in as the new Board Member from the City of Escondido by General Counsel Nixon.

**** While Board Member Morasco signed his Oath of Office, Ms. Wurbs announced that Chairman Morrison had been detained at a meeting of the Port and asked that Vice Chairman Nichols chair the meeting in his absence and if possible that the PaintCare item be delayed on the agenda so that he might participate in the discussion of that item.**

3. ORAL COMMUNICATIONS

This item was scheduled to provide an opportunity for public testimony on matters within the jurisdiction of the Association. There was no public testimony.

4. REVIEW ASSOCIATION MEETING MINUTES OF OCTOBER 4, 2012 – RECEIVE AND FILE

This item was scheduled for the Board to review and receive and file the Special Board Meeting Minutes of October 4, 2012.

MOTION WAS MADE TO ACCEPT AND FILE THE MINUTES OF OCTOBER 4, 2012. (Motion by Board Member Muir, City of Encinitas / Second by Board Member Mullin, City of Poway.) **Motion was approved by a vote of 5 ayes, 0 nays, with Board Member Morasco abstaining and Chairman Morrison not in attendance.**

5. FINANCE AND BUDGET - INFORMATION & ACTION ITEMS

A. RSWA Investment Report – Information Item (Receive and File)

Treasurer Sinnott, General Manager Wurbs and Fiduciary Agency representative Denise Thomas of the City of Vista reviewed the investment report as of December 19, 2012.

The recommendation was to receive and file the investment report.

BY CONSENSUS THE BOARD RECEIVED AND FILED THE INVESTMENT REPORT.

B. Review Budget and Expenditure Status for the Second Quarter of Fiscal Year 2012/2013 - Information Item (Receive and File)

Treasurer Sinnott, General Manager Wurbs and Fiduciary Agency representative Denise Thomas of the City of Vista reviewed the second quarter budget and expenditure status as of December 19, 2012.

The recommendation from Treasurer Sinnott and General Manager Wurbs was to review the status of both the budget and expenditures and receive and file the reports.

BY CONSENSUS THE BOARD RECEIVED AND FILED THE BUDGET AND EXPENDITURE STATUS REPORT AS OF DECEMBER 19, 2013.

C. Review and Approval of Auditor's Report – Action Item

Treasurer Sinnott, General Manager Wurbs, Fiduciary Agency representative Denise Thomas of the City of Vista and reviewed the audit report by Lance Soll & Lunghard, LLP. The audit firm's representative, Kelly Culver, provided an overview of the auditors report.

Item 5. C (Continued)

The recommendation from Treasurer Sinnott and General Manager Wurbs was to approve the audit report which included the audit letters.

MOTION WAS MADE TO APPROVE THE AUDITOR'S REPORT. (Motion by Board Member Mullin, City of Poway / Second by Board Secretary Cowles, City of Vista.) **Motion was approved by a vote of 6 ayes, 0 nays, with Chairman Morrison not yet in attendance.**

The Board moved on to item #7 and item #8 on the agenda and heard item # 6 at 9:50 a.m. after the arrival of Chairman Morrison.

6. PAINTCARE PROGRAM – UPDATE AND ACTION ITEM

General Manager Wurbs and General Counsel Nixon provided an update on the PaintCare Program and ask the Board to approve an amendment to the HHW Agreement with EDCO in the form of Amendment No. 2 to the Agreement for Household Hazardous Waste Services Between The Regional Solid Waste Association and EDCO Disposal Corporation to provide for the PaintCare program. Mr. Ritchie also shared his thoughts on the program and draft contract.

The recommendation was to approve Amendment No. 2 to the Agreement for Household Hazardous Waste Services Between The Regional Solid Waste Association and EDCO Disposal Corporation and authorize the Chairperson to sign the Amendment on behalf of RSWA, including authorization for the Chairperson to make modifications, as necessary and appropriate. Ms. Wurbs reiterated that she understood the Board to desire the Agreement to maintain the existing relationships between and among EDCO and Philip Services (aka PSC) and that any relationship with the PaintCare program needed to minimize liability to RSWA and maximize savings to the member cities.

MOTION WAS MADE TO APPROVE AMENDMENT NO. 2 TO THE AGREEMENT FOR HOUSEHOLD HAZARDOUS WASTE SERVICES BETWEEN THE REGIONAL SOLID WASTE ASSOCIATION AND EDCO DISPOSAL CORPORATION AND AUTHORIZE THE CHAIRPERSON TO SIGN THE AMENDMENT ON BEHALF OF RSWA, INCLUDING AUTHORIZATION TO MAKE MODIFICATIONS TO THE AMENDMENT AS NECESSARY AND APPROPRIATE. (Motion by Board Secretary Cowles, City of Vista / Second by Board Member Mullin, City of Poway.) **Motion passed unanimously (7 ayes, 0 nays).**

7. HOUSEHOLD HAZARDOUS WASTE (HHW) ISSUES - INFORMATION ITEMS

A. HHW Participation Reports - Information Item

General Manager Wurbs and Bill Wilson of the City of Encinitas reviewed the HHW participation reports with the RSWA Board. Ms. Wurbs also provided a brief overview of the HHW program for the benefit of new Board Member Morasco.

B. Update on HHW Issues – Information Item

General Manager Wurbs advised that she and Vice Chairman Nichols were continuing to work on the trash can lid sticker and that they were also in the process of updating the website information and structure of the website.

8. ADMINISTRATIVE MATTERS - ACTION ITEMS

A. Review Future Meeting Schedule – Possible Action Item

April 4, 2013
June 27 or July 11, 2013
October 3, 2013

This item was scheduled for discussion of the future meeting schedule. By consensus the Board decided to wait until the April meeting to set the schedule for the meeting to be held in lieu of the meeting which would fall naturally on July 4, 2013 which is a national holiday.

** Chairman Morrison arrived at 10:50 am.

B. Reports by Board Members and/or RSWA Staff Regarding Conferences Attended – Information Item

This item was scheduled to provide an opportunity for Board Members or RSWA staff to report on conferences attended. No conferences were attended.

C. Approval of Board Members and Staff Attendance and Conference Expenses at all of the following Meetings including out of state meetings, of the following organizations which list shall be titled “List of Accepted Organizations and Conferences” – Action Item:

1. SWANA (Solid Waste Association of North America) Sponsored Conferences, including WASTECON, “Road to Zero Waste”, & SWANA Chapter Meetings
2. Waste360 – Waste Age & Waste Expo Events
3. NSWMA (National Solid Waste Management Association) & WASTEC (Waste Equipment Technology Association) Sponsored Conferences
4. NAHMMA (North American Hazardous Materials Management Association) Sponsored Conferences and meetings
5. National Recycling Coalition sponsored events
6. California Department of Resources Recycling and Recovery (CalRecycle) sponsored events

The recommendation was to approve the attendance and expenses at the list of approved organizations and meetings, including out of state meetings, for possible conference attendance by Board Members and RSWA staff. Chairman Morrison asked for a motion on this item.

Item 8.C. (Continued)

MOTION WAS MADE TO APPROVE THE ATTENDANCE AND EXPENSES BY RSWA BOARD MEMBERS AND RSWA STAFF AT ANY MEETINGS OR CONFERENCES CONDUCTED BY ORGANIZATIONS ON THE LIST CONTAINED AS PART OF THE AGENDA ITEM, INCLUDING OUT OF STATE MEETINGS. (Motion by Board Secretary Cowles, City of Vista / Second by Board Vice Chairman Nichols, City of Solana Beach.) Motion passed unanimously (7 ayes, 0 nays). .

**** The Board heard Item #6 at this time on the agenda.**

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

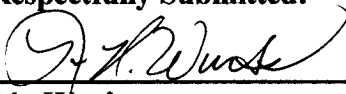
This item was scheduled for the Members to ask questions, make comments and ask that any matter be agendaized for consideration at a later meeting.

Board Vice Chairman Nichols suggested that since RSWA has a couple of new Members that we schedule a tour of the Escondido Transfer Station and HHW Facility. Treasurer Sinnott asked that General Manager Wurbs provide an update on document storage at the April RSWA Board meeting. Chairman Morrison commented that it is the 20th anniversary of RSWA, and RSWA's predecessor, this year.

10. ADJOURNMENT

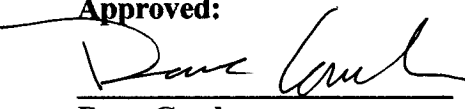
The Chairman adjourned the meeting at 10:10 a.m.

Respectfully Submitted:



Lin Wurbs
General Manager

Approved:



Dave Cowles
RSWA Secretary