

**MINUTES
REGIONAL SOLID WASTE ASSOCIATION
SPECIAL MEETING**

**May 16, 2013
9:00 a.m.**

**Solana Beach City Hall
635 South Highway 101
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

Chairman Nichols called the meeting to order at 9:20 a.m. and led the Board in the Pledge of Allegiance.

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

There were no new Board members to be sworn-in.

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 JANUARY 10, 2013 AND SPECIAL MEETING/TOUR OF FEBRUARY 4, 2013– RECEIVE AND FILE

This item is scheduled for the Board to review and receive and file the Special Board Meeting Minutes of January 10, 2013 and the Special Meeting/Tour of February 4, 2013.

MOTION WAS MADE TO ACCEPT AND FILE THE MINUTES OF JANUARY 10, 2013 AND FEBRUARY 4, 2013. (Motion by Board Member Muir, City of Encinitas / Second by Board Secretary Cowles, City of Vista.) Motion was approved by a vote of 7 ayes, 0 nays.

5. **ELECTION OF OFFICERS - ACTION ITEM**

This item was scheduled for the election of officers. The last Election of Officers was held at the April 2012 Board meeting.

MOTION WAS MADE FOR RON MORRISON TO CONTINUE AS THE CHAIRMAN OF RSWA. (Motion by Vice Chair Nichols, City of Solana Beach / Second by Board Member Muir, City of Encinitas.) **MOTION WAS MADE TO CLOSE THE BALLOT AND VOTE ON THE MAIN MOTION.** (Motion by Board Member Muir, City of Encinitas / Second by Board Member Mullin, City of Poway.) **The motion to close the ballot was approved unanimously.**

The motion for Ron Morrison to Continue as the Chairman of RSWA was approved by a vote of 7 ayes, 0 nays.

MOTION WAS MADE TO APPROVE THE REST OF THE CURRENT OFFICERS – VICE CHAIR NICHOLS, TREASURER SINNOTT AND BOARD SECRETARY COWLES - AS A SLATE OF OFFICERS FOR 2013/2014. (Motion by Board Member Muir, City of Encinitas / Second by Board Member Mullin, City of Poway.) Motion was approved by a vote of 7 ayes, 0 nays.

6. **SOLID WASTE DISPOSAL CONTRACT RATE ADJUSTMENT – INFORMATION ITEM**

General Manager Wurbs provided an overview of the contract with EDCO and reviewed the 1.93% solid waste disposal rate adjustment for FY2013/2014 for the RSWA cities.

This item was an information item only, so no vote was taken.

7. **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 April 18, 2013. The recommendation was to receive and file the investment report.

MOTION WAS MADE TO RECEIVE AND FILE THE INVESTMENT REPORT. (Motion by Board Secretary Cowles, City of Vista / Second by Board Member Mullin, City of Poway.) Motion was approved by a vote of 7 ayes, 0 nays.

B. Review Budget and Expenditure Status for the Third 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 third quarter budget and expenditure status as of April 18, 2013.

The recommendation from Treasurer Sinnott and General Manager Wurbs was to receive and file the reports.

MOTION WAS MADE TO RECEIVE AND FILE THE BUDGET AND EXPENDITURE STATUS REPORTS. (Motion by Board Secretary Cowles, City of Vista / Second by Treasurer Sinnott, City of Del Mar.) Motion was approved by a vote of 7 ayes, 0 nays.

C. Review FY 2013/2014 and FY 2014/15 Budget Process - Possible Action

General Manager Wurbs sought direction from the Board regarding the FY 2013/14 and FY 2014/15 budget process. Ms. Wurbs suggested that the Board might want to consider creating a Budget Subcommittee to review the budgets.

MOTION WAS MADE TO CREATE A BUDGET SUBCOMMITTEE COMPOSED OF TREASURER SINNOTT, BOARD MEMBER MULLIN AND CHAIRMAN MORRISON TO REVIEW BUDGETS FOR FY 2013/2014 AND FY 2014/2015. (Motion by Board Secretary Cowles, City of Vista / Second by Board Member Muir, City of Encinitas.) Motion was approved by a vote of 7 ayes, 0 nays.

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

A. PaintCare Program – Update Item

General Manager Wurbs provided an update on RSWA's involvement in the PaintCare program and provide a copy of the HHW Amendment to the Agreement for HHW Services between RSWA and EDCO.

B. 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.

9. ADMINISTRATIVE MATTERS - ACTION ITEMS

A. Discuss and Approve Future Meeting Schedule -Possible Action Item

July 4, 2013 to July 11, 2013

October 3, 2013

January 2 or 9, 2014

This item was scheduled for discussion of the future meeting schedule.

MOTION WAS MADE TO APPROVE THE BOARD MEETING SCHEDULE OF JULY 11, 2013; OCTOBER 3, 2013; AND JANUARY 9, 2014. (Motion by Board Member Muir, City of Encinitas / Second by Board Secretary Cowles, City of Vista.) Motion was approved by a vote of 7 ayes, 0 nays.

B. Report by Vice Chair Nichols on RSWA Website Redesign – Information Item

This item was scheduled to provide an opportunity for Vice Chairman Nichols and General Manager Wurbs to report on the RSWA Website Redesign. Vice Chair Nichols provided an overview of the new website.

C. 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.

10. 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 Member Morasco asked whether the Board ever took positions on specific development proposals such as the recycling facility being proposed within the sphere of the City of Escondido. General Manager Wurbs responded that RSWA was unaware of the proposal. Vice President of EDCO Jeff Ritchie apprised the Board of the proposal from Arie de Jong. General Manager Wurbs responded that typically the Board does not take a position on an issue unless it is requested by an individual Board Member representing their City. Ms. Wurbs advised that the subject could not be discussed at the current meeting but that if Mr. Morasco requested the item to be agendaized for a future meeting it could be discussed at that time.

CLOSED SESSION AGENDA ITEMS

Legal Counsel Nixon provided the direction into Closed Session:

- 1. CLOSED SESSION: PUBLIC EMPLOYEE PERFORMANCE EVALUATION
AUTHORITY: Gov. Code 54957
TITLE: General Manager**
- 2. CLOSED SESSION: PUBLIC EMPLOYEE PERFORMANCE EVALUATION
AUTHORITY: Gov. Code 54957
TITLE: General Counsel**

(Immediately following the Closed Session)

REPORT FROM CLOSED SESSION

There was no action to report from Closed Session.

(Returned to Agenda Items of RSWA Board Meeting 5-16-2013)

Board Members Morasco and Muir did not return to the full Board Meeting and departed after the Closed Session at 10:45 a.m.

11. CONSIDERATION OF EXTENDING CURRENT GENERAL MANAGER AGREEMENT OR ALTERNATIVES

Ms. Wurbs requested a one month extension to her current contract which was to expire on June 30, 2013 and announced that she would be retiring from the job of General Manager.

MOTION WAS MADE TO APPROVE THE EXTENSION OF GENERAL MANAGER WURBS CONTRACT FOR THE MONTH OF JULY 2013. (Motion by Board Secretary Cowles, City of Vista / Second by Board Member Sinnott, City of Del Mar.) Motion was approved by a vote of 5 ayes, 0 nays with Board Member Morasco and Board Member Muir absent.

12. CONSIDERATION OF EXPANDING GENERAL COUNSEL'S DUTIES TO INCLUDE ASSISTANT GENERAL MANAGER


General Manager Wurbs recommended expanding General Counsel Nixon's duties to include the responsibilities of Assistant General Manager.

MOTION WAS MADE TO APPROVE THE EXPANSION OF THE GENERAL COUNSEL DUTIES TO INCLUDE ASSISTANT GENERAL MANAGER RESPONSIBILITIES. (Motion by Board Member Mullin, City of Poway / Second by Board Secretary Cowles, City of Vista.) Motion was approved by a vote of 5 ayes, 0 nays with Board Member Morasco and Board Member Muir absent.

13. ADJOURNMENT

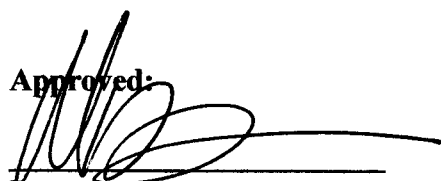
The Chairman adjourned the meeting at 10:55 a.m. to the meeting of July 11, 2013.

Respectfully Submitted:



Lin Wurbs
General Manager

Approved:



Dave Cowles
RSWA Secretary

Mike Nichols