

APPROVED

**MINUTES OF THE REGULAR MEETING OF THE
PLANNING AND ORGANIZATION COMMITTEE
AND
ALAMEDA COUNTY RECYCLING BOARD**

Thursday, December 8, 2016

4:00 P.M.

**StopWaste Offices
1537 Webster Street
Oakland, CA 94612
510-891-6500**

I. CALL TO ORDER

Tim Rood, President, called the meeting to order at 4:00 p.m.

II. ROLL CALL

Adan Alonzo, Recycling Programs
Bernie Camara, Recycling Materials Processing Industry
Peter Maass, City of Albany
Dianne Martinez, City of Emeryville
John Moore, Environmental Organization
Jim Oddie, City of Alameda
Michael Peltz, Solid Waste Industry Representative
Jerry Pentin, City of Pleasanton
Tim Rood, City of Piedmont
Steve Sherman, Source Reduction Specialist
Toni Stein, Environmental Educator

Staff Present:

Tom Padia, Deputy Executive Director
Debra Kaufman, Senior Program Manager
Farand Kan, Deputy County Counsel
Arliss Dunn, Clerk of the Board

Others Present:

Ken Lewis, Waste Management
Jessica Jones, Consultant, Waste Management
Peter Slote, City of Oakland

III. ANNOUNCEMENTS BY THE PRESIDENT

There were none.

IV. CONSENT CALENDAR

- | | |
|--|--------------------|
| 1. Approval of the Draft Minutes of November 10, 2016 (Tom Padia) | Action |
| 2. Board Attendance Record (Tom Padia) | Information |
| 3. Written Report of Ex Parte Communications (Tom Padia) | Information |

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Board member Martinez made the motion to approve the Consent Calendar. Board member Alonzo seconded and the motion carried 10-0 (Ayes: Alonzo, Camara, Maass, Martinez, Moore, Oddie, Peltz, Rood, Sherman, Stein. Nays: None. Abstain: None. Absent: Pentin.)

V. OPEN PUBLIC DISCUSSION

There was none.

VI. REGULAR CALENDAR

1. **Accumulated Measure D Fund Balance Exceeding Policy Threshold – Action** **Approval of City of Newark Expenditure Plan (Tom Padia)**

Approve the Expenditure Plan submitted by the City of Newark and find that Newark is eligible to continue receiving its quarterly per capita disbursements from the Recycling Fund through June 30, 2018, while it expends its Measure D funds according to the Expenditure Plan or on other eligible uses.

Tom Padia provided a summary of the staff report. The report is available here:

[Accumulated Measure D funds-Newark-memo.12-08-16.pdf](#)

There was no public comment on this item. Board member Martinez inquired about the cost of a consultant to assist with developing a diversion plan. Mr. Padia pointed to page 15 of the staff report and stated that he had spoken with staff that confirmed that the cost would be in the range of \$75,000 for the cost of the consultant. President Rood inquired about the rationale for the ten year restriction on the use of funds. Mr. Padia stated it is not a matter of policy approved by this Board it was the County Charter that set this timeframe. Board member Alonzo inquired if they developed a plan similar to Hayward and Livermore is there concern that they may not carry out the plan. Mr. Padia stated no there is no concern that they would not carry out the plan. Board member Martinez commented that she considers that Newark is backed into a corner to expend the funds to hire a consultant and not utilize the funds toward meeting their diversion goals. Mr. Padia stated in fact Newark requires assistance to help negotiate the most cost effective program as possible. Board member Maass inquired if it is normal that commercial organics collection is more expensive than regular waste collection. Mr. Padia stated that it is situational. Board member Moore inquired since this is a request to extend eligibility and having the city come into compliance what is the reason to extend the deadline to June 20, 2018 as opposed to an earlier date in 2017. Mr. Padia stated that the budget for the current fiscal year has already been adopted and the other jurisdictions that faced a similar circumstance requested a full additional fiscal year beyond the current one to be able to integrate the full costs of the expenditure into their fiscal year budget.

Board member Martinez made the motion to approve the staff recommendation. Board member Pentin seconded and the motion carried 11-0 (Ayes: Alonzo, Camara, Maass, Martinez, Moore, Oddie, Peltz, Pentin, Rood, Sherman, Stein. Nays: None. Abstain: None. Absent: None).

2. **Amendment to the Alameda County Integrated Waste Management Plan to include Action** **a Compost Facility at the Altamont Landfill and Resource Recovery Facility in the** **unincorporated area of Livermore (Debra Kaufman)**

Staff recommends that the Planning & Organization Committee and the Recycling Board (in its role as Local Task Force) recommend to the Authority Board that it hold a public hearing and introduce and waive the first reading of the CoIWMP Amendment ordinance (Attachment A) at the December 21, 2016 meeting to (1) amend the CoIWMP (Exhibit 1) to include the Altamont Compost Facility at the Altamont Landfill and Resource Recovery Facility in the unincorporated Livermore area, and make additional changes for consistency,

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(2) find that the Altamont Compost Facility conforms to the CoIWMP as amended, and (3) make the findings required by CEQA, and also recommend that the Authority Board direct staff to place the ordinance on the calendar for adoption at the January 25, 2017 meeting.

Debra Kaufman provided an overview of the staff report. The report is available here:

[CoIWMP Amendment-Altamont Compost Facility-memo.12-08-16.pdf](#)

Board members Peltz and Sherman recused themselves from the discussion.

President Rood asked that Ms. Kaufman direct the Board to the CEQA Conditions of Approval that the Board is being asked to consider. Ms. Kaufman stated the findings are contained in the ordinance and the Board is being asked to find that the County issued a conditional use permit for the Altamont Compost Facility after adopting a mitigated negative declaration and initial study, and that the Authority finds that the Authority Board considered all materials and testimony presented by the public, Local Task Force, applicant for the Facility, and Authority staff.

Board member Stein inquired about the impacts that have been mitigated to date and expressed concern that the process did not allow for adequate public comment. Ms. Kaufman stated that the public review was taken up through the County process including open public hearings well before the project came to us. The Bay Area Air Quality Management District (BAAQMD) has conducted their review as well. Ken Lewis, Waste Management, concurred with Ms. Kaufman's comments and added their process started two years ago and groundwater, stormwater, dust, traffic and additional impacts were all addressed. Peter Slote, City of Oakland, commented that the city of Oakland let an exclusive franchise for mixed materials and organics materials to Waste Management, and construction and operation of a composting facility in Alameda County is a requirement of the franchise agreement and an obligation to bring Oakland's residential organics to an operating facility. This project is a fulfillment of that obligation. Board member Pentin stated that the staff report outlines the process including the timeline for various analysis and studies.

Board member Martinez made the motion to approve the staff recommendation that the Planning & Organization Committee and the Recycling Board (in its role as Local Task Force) recommend to the Authority Board that it hold a public hearing and introduce and waive the first reading of the CoIWMP Amendment ordinance (Attachment A) at the December 21, 2016 meeting to (1) amend the CoIWMP (Exhibit 1) to include the Altamont Compost Facility at the Altamont Landfill and Resource Recovery Facility in the unincorporated Livermore area, and make additional changes for consistency, and (2) find that the Altamont Compost Facility conforms to the CoIWMP as amended, and (3) make the findings required by CEQA, and also recommend that the Authority Board direct staff to place the ordinance on the calendar for adoption at the January 25, 2017 meeting. Board member Pentin seconded and the motion carried 8-1 (Ayes: Alonzo, Camara, Maass, Martinez, Moore, Oddie, Pentin, Rood. Nays: Stein. Abstain: None. Absent: None). (Recused: Peltz and Sherman).

3. 2017 Meeting Schedule (Tom Padia)

Action

It is recommended that the WMA/EC, P&A Committee, and the Recycling Board/P&O Committee, each adopt their respective regular meeting schedules for 2017.

Tom Padia provided an overview of the staff report. The report is available here:

[2017 Meeting Schedule-memo.12-08-16.pdf](#)

Mr. Padia announced that Wendy Sommer in her absence asked that the Board approve the January 12, 2017 meeting only and staff will provide at the January meeting a revised schedule to include joint meetings with the Authority Board on different dates. President Rood inquired if staff had considered holding the April meeting at the Zero Net facility in San Leandro. However it may not be conducive for BART transportation. Arliss Dunn stated that the agency previously held a meeting and tour of the facility.

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Board member Pentin made the motion to approve the January 12, 2017 meeting only for the Recycling Board/P&O Committee 2017 meeting schedule. Board member Maass seconded and the motion carried 11-0. (Ayes: Alonzo, Camara, Maass, Martinez, Moore, Oddie, Peltz, Pentin, Rood, Sherman, Stein. Nays: None. Abstain: None. Absent: None).

4. Election of Officers for 2017 (Tom Padia)

Action

Elect Officers for 2017.

Tom Padia provided an overview of the staff report. The report is available here:

[Election of Officers 2017-memo.12-08-16.pdf](#)

Board member Pentin made the motion to nominate Board member Dianne Martinez, Emeryville, as the President of the P&O Committee/Recycling Board for 2017. Board member Alonzo seconded and the motion carried 10-1. (Ayes: Alonzo, Camara, Maass, Martinez, Oddie, Peltz, Pentin, Rood, Sherman, Stein. Nays: Moore. Abstain: None. Absent: None).

Board member Pentin made the motion to nominate Board member Steve Sherman, Source Reduction Specialist, as the 1st Vice President of the P&O Committee/Recycling Board for 2017. Board member Maass seconded and the motion carried 11-0. (Ayes: Alonzo, Camara, Maass, Martinez, Moore, Oddie, Peltz, Pentin, Rood, Sherman, Stein. Nays: None. Abstain: None. Absent: None).

Board member Martinez made the motion to nominate Board member Jerry Pentin, Pleasanton, as the 2nd Vice President of the P&O Committee/Recycling Board for 2017. Board member Oddie seconded and the motion carried 11-0. (Ayes: Alonzo, Camara, Maass, Martinez, Moore, Oddie, Peltz, Pentin, Rood, Sherman, Stein. Nays: None. Abstain: None. Absent: None).

VII. OTHER PUBLIC INPUT

There was none.

VIII. COMMUNICATIONS/MEMBER COMMENTS

There were none.

IX. ADJOURNMENT

The meeting adjourned at 4:38 p.m.