

APPROVED

**MINUTES OF MEETING OF THE
ALAMEDA COUNTY WASTE MANAGEMENT AUTHORITY (WMA) BOARD
AND
ENERGY COUNCIL (EC)**

Wednesday, March 23, 2022

3:00 P.M.

TELECONFERENCE MEETING

I. CALL TO ORDER

President Young called the meeting to order at 3:02 p.m. Timothy Burroughs explained the process that would be utilized during the meeting. A link to the process is available here: [Virtual-Meetings- Instructions](#)

II. ROLL CALL OF ATTENDANCE

WMA, EC & RB

County of Alameda	David Haubert, WMA, EC
City of Alameda	Trish Herrera Spencer, WMA, EC
City of Albany	Preston Jordan, WMA, EC
City of Berkeley	Susan Wengraf, WMA, EC
Castro Valley Sanitary District	Dave Sadoff, WMA
City of Dublin	Melissa Hernandez, WMA, EC
City of Emeryville	Dianne Martinez, WMA, EC
City of Fremont	Jenny Kassin, WMA, EC
City of Hayward	Francisco Zermeño, WMA, EC
City of Livermore	Bob Carling, WMA, EC
City of Newark	Mike Hannon, WMA, EC
City of Oakland	Dan Kalb, WMA, EC (EC President)
Oro Loma Sanitary District	Shelia Young, WMA (President)
City of Piedmont	Jen Cavanaugh, WMA, EC
City of Pleasanton	Jack Balch, WMA, EC
City of San Leandro	Deborah Cox, WMA, EC
City of Union City	Jaime Patiño, WMA, EC

Staff Participating

Timothy Burroughs, Executive Director
Pat Cabrera, Administrative Services Director
Jeff Becerra, Communications Manager
Justin Lehrer, Operations Manager
Jennifer West, Program Manager
Rachel Balsley, Senior Program Manager
Kelly Schoonmaker, Program Manager
Cassie Bartholomew, Program Manager
Arliss Dunn, Clerk of the Board
Adrienne Ramirez, Assistant Clerk of the Board
Richard Taylor, WMA Legal Counsel

Others Participating

Priscilla Quiroz, Shaw, Yoder, Antwih, Schmelzer & Lange

III. ANNOUNCEMENTS BY PRESIDENTS

There were none.

IV. OPEN PUBLIC DISCUSSION FROM THE FLOOR

There were no public comments on the remote call and no public comments were received via the public comments email portal.

V. CONSENT CALENDAR

1. Approval of the Draft WMA & EC Minutes of February 23, 2022

2. Resolution regarding meeting via teleconference to promote social distancing, pursuant to AB 361
Adopt Resolution WMA# 2022-03.

3. Rules of Procedure for Teleconferencing at Waste Management Authority and Committee Meetings

The Programs and Administration Committee recommends that the WMA Board adopt Resolution #WMA 2022-04 to remove the limit on the number of Board members who may utilize teleconferencing for Board and Committee meetings, and that this amendment to the Rules of Procedure be approved on an interim basis, until the end of calendar year 2022.

4. Resolution regarding meeting via teleconference to promote social distancing, pursuant to AB 361
Adopt Resolution EC# 2022-05.

There were no public comments for the Consent Calendar. Board member Hannon moved approval of the Consent Calendar and Board member Haubert seconded. The motion carried 20-0 (WMA) and 20-0 (EC): The Clerk called the roll:

(Ayes: Balch, Carling, Cavanaugh, Cox, Hannon, Haubert, Hernandez, Jordan, Kalb, Kassan, Martinez, Patiño, Sadoff, Spencer, Wengraf, Young, Zermeño. Nays: None. Abstained: None. Absent: None)

VI. REGULAR CALENDAR

1. Legislative Positions for 2022 (Jennifer West)

Adopt positions on the bills outlined in the staff report.

Jennifer West provided an overview of the legislative positions for 2022. A link to the staff report is available here: [2022-Legislative-Positions-memo.pdf](#). Priscilla Quiroz, the Agency's lobbyist, was present to answer questions and provide additional information on the proposed bills. Additional time was provided to the Board for discussion and clarifying questions. An audio link to the discussion is available here: [2022-Legislative-Discussion](#).

Board member Kalb moved to approve the positions recommended by staff except for AB 1944 (open and public meetings) & AB 1953 (water bottle refill stations). Board member Wengraf seconded and the motion carried 19-0. The Clerk of the Board called the roll. (Ayes: Balch, Carling, Cavanaugh, Cox, Hannon, Haubert, Hernandez, Jordan, Kalb, Kassan, Patiño, Sadoff, Spencer, Wengraf, Young, Zermeño. Nays: None. Abstained: None. Absent: Martinez)

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Board member Kalb moved to adopt a support position on AB 1953. Board member Cavanaugh seconded. A substitute motion was made by Board member Hannon to move approval of a watch position. Board member Jordan seconded and the motion carried 14-3. The Clerk of the Board called the roll. (Ayes: Balch, Carling, Cavanaugh, Cox, Hannon, Hernandez, Jordan, Kassan, Patiño, Sadoff, Spencer, Wengraf, Young, Zermeño. Nays: Kalb. Abstained: None. Absent: Haubert, Martinez)

Board member Zermeño moved to approve a watch position on AB 1944. Board member Hannon seconded. A substitute motion was made by Board member Wengraf to move approval to adopt a support position. Board member Jordan seconded and the motion carried 13-4. The Clerk of the Board called the roll. (Ayes: Carling, Cavanaugh, Hernandez, Jordan, Kalb, Kassan, Patiño, Sadoff, Wengraf, Young, Zermeño. Nays: Balch, Cox, Hannon, Spencer. Abstained: None. Absent: Haubert, Martinez)

Board member Kalb recommended that since the Board adopted a watch position on AB 1953 that staff reach out to the author of the bill to consider exempting public parks that do not have existing water facilities. Mr. Burroughs added that staff will also inquire about any unfunded mandates.

2. SB 1383/ORRO Implementation Update (Rachel Balsley, Cassie Bartholomew & Kelly Schoonmaker)

This item is for information only.

Due to the robust and lengthy discussion of the previous item, Board member Spencer moved to defer this item to a future board meeting and Board member Wengraf seconded. The Clerk of the Board called the roll: (Ayes: Hernandez, Kassan, Hannon, Patino, Spencer, Wengraf, Young. Nays: Balch, Carling, Cavanaugh, Cox, Jordan, Sadoff, Zermeño. Abstained: Kalb. Absent: Haubert, Martinez). The motion failed due to a tie vote of 7-7-3 and the agenda proceeded as set.

Timothy Burroughs introduced the item. Rachel Balsley, Cassie Bartholomew, and Kelly Schoonmaker provided an overview of the staff report and presented a PowerPoint presentation. A link to the report and the presentation is available here: [SB 1383-ORRO-Update-memo.pdf](#). Additional time was provided to the Board for discussion and clarifying questions. An audio link to the discussion is available here: [SB 1383-ORRO-Update-Discussion](#).

President Young thanked the Board for their patience and thanked staff for a very informative presentation.

3. Interim appointment(s) to the Recycling Board for WMA appointee unable to attend future Board Meeting(s) (Arliss Dunn) (WMA only)

(The April 14, 2022 Planning Committee and Recycling Board meeting will not be held in lieu of a joint meeting of the WMA Board, Energy Council, and Recycling Board on Wednesday, April 27, 2022 at 3:00 p.m. Meeting will be held via teleconference).

There was no action required for this item.

VII. MEMBER COMMENTS AND COMMUNICATIONS FROM THE EXECUTIVE DIRECTOR

Board member Cox stated that she reached out to Mr. Burroughs seeking a referral on where to recycle large cardboard boxes and thankfully staff provided a referral to the LEAF Center, a community garden in Fremont. The Fremont LEAF team was happy to receive the boxes for their sheet mulching project.

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President Young announced that on April 9, Oro Loma Sanitary District will have a kick-off event for the roll out of their new carts – trash, organics, and recycling. The event will be held at the Ashland Community Center.

Mr. Burroughs reminded the Board that the April 14, 2022 Planning Committee and Recycling Board meeting will not be held in lieu of a joint meeting of the WMA Board, Energy Council, and Recycling Board on Wednesday, April 27, 2022 at 3:00 p.m. Mr. Burroughs announced that The Household Hazardous Waste program is sponsoring a free one-day event in San Leandro on Sunday, May 1. A link to the event is available here: [HHW-Drop-Off-Event](#). The March topic brief provides information on recently passed legislation. The California Legislature passed AB 1276 into law, expanding the prior “straws on request only” law to also now include single-use cutlery, condiment packs and chopsticks. A link to the topic brief is available [here](#).

VIII. ADJOURNMENT – to April 27, 2022 at 3:00 P.M.

The meeting adjourned at 5:00 p.m.