

APPROVED

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

AND

THE SOURCE REDUCTION AND RECYCLING BOARD (RB)

Wednesday, April 25, 2018

3:00 P.M.

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

Teleconference

**Ken Lewis
Hyatt Regency
Lake Tahoe Resort
111 Country Club Drive
Incline Village, Nevada 89451
775-832-1234**

**Lorrin Ellis
7711 Center Avenue, Ste. 200
Huntington Beach, CA 92647
714-252-2500**

I. CALL TO ORDER

President Mike Hannon, WMA, called the meeting to order at 3:01 p.m.

II. ROLL CALL OF ATTENDANCE WMA, EC, & RB:

City of Albany	Peter Maass, WMA, EC, RB
Castro Valley Sanitary District	Dave Sadoff, WMA
City of Dublin	Melissa Hernandez, WMA, EC
City of Emeryville	Dianne Martinez, WMA, EC, RB
City of Hayward	Sara Lamnin, WMA, EC, RB
City of Livermore	Bob Carling, WMA, EC
City of Oakland	Dan Kalb, WMA, EC
Oro Loma Sanitary District	Rita Duncan, WMA
City of Piedmont	Tim Rood, WMA, EC, RB
City of Pleasanton	Jerry Pentin, WMA, EC
City of Newark	Mike Hannon, WMA, EC

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City of San Leandro	Deborah Cox, WMA, EC
City of Union City	Lorin Ellis, WMA, EC (teleconference)
Environmental Organization	John Moore, RB
Environmental Educator	Toni Stein, RB
Recycling Materials Processing Industry	Matthew Southworth, RB (Interim)
Recycling Programs	Jillian Buckholz, RB
Source Reduction Specialist	Sarah Vared, RB

ABSENT:

County of Alameda	Keith Carson, WMA, EC
City of Alameda	Jim Oddie, WMA, EC, RB
City of Berkeley	Jesse Arreguin, WMA, EC
City of Fremont	Vinnie Bacon, WMA, EC
Solid Waste Industry Representative	Ken Lewis, RB

Staff Participating:

Wendy Sommer, Executive Director
Tom Padia, Deputy Executive Director
Patricia Cabrera, Administrative Services Director
Anu Natarajan, Legislative and Regulatory Affairs Manager
Richard Taylor, WMA Legal Counsel
Farand Kan, County Counsel
Arliss Dunn, Clerk of the Board

Others Participating:

Arthur Boone

III. ANNOUNCEMENTS BY PRESIDENTS

There were none.

IV. OPEN PUBLIC DISCUSSION FROM THE FLOOR

Arthur Boone provided comments regarding the litigation involving StopWaste and Waste Management, Inc. Mr. Boone also reiterated his opposition to mixed-waste processing and the viability of planned operations at the Davis Street OMRF.

V. CONSENT CALENDAR

1. **Approval of the Draft WMA/EC Minutes of March 28, 2018 (Wendy Sommer)**
2. **Approval of the Draft PC/RB Minutes of March 8, 2018 (Tom Padia)**
3. **Recycling Board Attendance Record (Tom Padia)**
4. **Written Report of Ex Parte Communications (Tom Padia)**
5. **Grants Issued Under Executive Director Signature Authority (Wendy Sommer)**

There were no public comments for the consent calendar. Board member Rood made the motion

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to approve items V1 & V5 for the WMA. Board member Pentin seconded and the motion carried 15-0 (Ayes: Carling, Cox, Duncan, Ellis, Hannon, Hernandez, Kalb, Lamnin, Maass, Martinez, Pentin, Rood, Sadoff. Nays: None. Abstain: None. Absent: Arreguin, Bacon, Carson, Oddie).

Board member Maass made the motion to approve items V2, V3 & V4 for the RB. Board member Lamnin seconded and the motion carried 8-0 (Ayes: Buckholz, Lamnin, Maass, Martinez, Moore, Rood, Southworth, Vared. Nays: None. Abstain: None. Absent: Lewis, Oddie, Stein).

Board member Rood made the motion to approve item V1 for the EC. Board member Pentin seconded and the motion carried 14-0 (Ayes: Carling, Cox, Ellis, Hannon, Hernandez, Kalb, Lamnin, Maass, Martinez, Pentin, Rood. Nays: None. Abstain: None. Absent: Arreguin, Bacon, Carson, Oddie).

VI. REGULAR CALENDAR

1. Legislative Positions for 2018 (WMA only) (Anu Natarajan)

Staff recommends that the Board adopt the positions recommended for the Agency for the 2018 session of the California Legislature.

Anu Natarajan provided a summary of the staff report. A link to the report is available here: [Legislative-Positions-2018-04-25-18](#)

There were no public comments on this item. Board member Martinez inquired about AB 1952 (Arambula): Envision a Hunger Free California Act, and how the bill fits into the agency's mission. Ms. Natarajan stated that the bill aligns with the agency's food waste project. It is currently a "hold" bill and staff will come back with further information as it becomes available. Board member Stein inquired about AB 1975 (Chu) Nuisance Odors. Ms. Natarajan stated that staff looked at the bill, but because the bill targets Santa Clara County and does not impact Alameda County, it is not on our watch list. President Hannon asked in future reports to the Board that staff include a paragraph on bills that may pose any possible financial impacts or staff impacts that may pertain to jurisdictions. Ms. Natarajan stated that staff did look for those impacts and at this point we do not know what the appropriations will be and none of them are an unfunded mandate yet, but we will certainly highlight any impacts that may affect local jurisdictions.

Board member Kalb made the motion to approve the staff recommendation. Board member Carling seconded and the motion carried 15-0 (Ayes: Carling, Cox, Duncan, Ellis, Hannon, Hernandez, Kalb, Lamnin, Maass, Martinez, Pentin, Rood, Sadoff. Nays: None. Abstain: None. Absent: Arreguin, Bacon, Carson, Oddie).

2. Draft FY 2018-19 Budget Presentation (Wendy Sommer & Pat Cabrera)

This item is for information only.

Wendy Sommer and Pat Cabrera provided a programmatic and financial overview of the Fiscal Year 18-19 agency budget and presented a PowerPoint presentation. A link to the FY 18-19 budget and presentation is available here:

[FY 18-19-Budget-Presentation-04-25-18](#)

There was no public comment on this item. Board member Kalb stated that cities tend to develop individual ordinances in a "piece meal" fashion and suggested that the Board have a serious discussion about developing a countywide ordinance banning straws with an opt-out provision. Ms. Sommer stated that this item will be a topic of discussion during the priority setting session in

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the fall and will include possible strategies on a more comprehensive ordinance including all food service ware. However, we have a moratorium on ordinances for FY 18-19. Board member Pentin stated that the moratorium on ordinances has appeared to work well over the last couple of years and suggested that the idea of a straw ordinance should first be floated among individual city councils, and then if there appears to be a majority interest the agency can look at an enforcement mechanism. Ms. Sommer stated that in the past the agency also has created model ordinances that cities can adopt. Of course, there will be variations among cities.

Board member Stein asked for clarification on the Guiding Principle that allows the agency to: *Pursue projects with multiple sustainability benefits (greenhouse gas reduction, water, conservation), only when linked with materials and waste management.* Ms. Sommer stated for example, the Energy Council and Built Environment is working on climate adaptation, connecting the impacts of waste, water and energy on the environment. Board member Stein commented that when doing outreach in the various projects, e.g. BayREN and multi-family, there's also an opportunity to provide education regarding composting, organics, etc. Ms. Sommer stated that this is why we try not to work in silos with respect to individual projects but work collaboratively in this effort. Board member Vared stated that she appreciates the focus on upstream and inquired with respect to the programs how the 70% upstream and 30% downstream is broken out in key program areas. Justin Lehrer stated that a significant emphasis on upstream projects is focused on organics. Also, our communications and outreach projects shifted from the Ready, Set, Recycle campaign to the Stop Food Waste, an upstream project focusing on food waste reduction.

President Hannon requested that the final budget document include information on salary savings resulting from the early retirements in 2017. President Hannon commended staff on the project charters as they clearly illustrate what the agency is doing and where we are going. He also asked that staff include information that illustrates if the projects are new or carryover projects from the previous fiscal year, as well as if the project goals were completed or not. Ms. Cabrera stated that the salary savings from the early retirees totaled \$500,000, and she will include a sentence to that effect in the final budget document. Board member Stein commented that it might be helpful to include a diagram that shows how each particular project is aligned with the various agency goals. Ms. Sommer stated that it is difficult to come up with a diagram that breaks out each project but the Agency Goals figure in the budget document shows the portfolio of projects under Organics, Packaging, and Built Environment. Staff will provide an update on project goals at the May meeting. President Hannon thanked staff for a great presentation.

3. National Sword/Recycling Markets Update (Tom Padia)

This item is for information only.

Tom Padia provided an overview of the staff report and distributed a topic brief on National Sword. A link to the staff report and the topic brief is available here:

[National-Sword-Update-04-25-18.pdf](#)

There was no public comment on this item. Board member Lamnin stated that she appreciated the report and added this is a good first step towards messaging and good data to share with jurisdictions. Board member Lamnin inquired if there is consideration for looking at manufacturing opportunities to decrease our reliance on China markets. Mr. Padia stated that any efforts regarding market development will be at the state level with CalRecycle. Mr. Padia added that he doubts that there will be any new paper mills sited in California due to the enormous water, wastewater, energy, and transportation requirements. Plastics would be easier to do as the barriers for entry for recyclers

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is much lower. Board member Buckholz inquired if there is any discussion that paper would be moved out of mixed recycling to reduce contamination or as a separate waste stream. Mr. Padia stated that Berkeley still has dual-stream collection instead of single-stream collection. The problem with that type of collection is the requirement to have a split-body truck that can pick up a split cart or separate containers and processing lines that are set up for dual streams. The trucks cost about \$500,000 each and it would cost millions of dollars to set up infrastructure for this type of operation. There has been some discussion about this but to the extent that it will come up it likely will be when franchises expire or when jurisdictions engage in new RFP's or negotiations.

Board member Stein commented that she was concerned about the Waste Dive media clip included in the packet with respect to a quote from a King County Councilmember that stated "the waste-to-energy process and system is a form of recycling," and asked that staff provide a rebuttal. Mr. Padia stated that including the clip is not an endorsement of the article. President Hannon stated that he appreciates the comments regarding the article and encouraged staff to continue to bring supplemental information to the Board that staff deems as relevant. Board member Kalb inquired if CalRecycle is coming up with a strategy or process to adjust to China's new policies. Ms. Sommer stated that we are not aware of any strategies or processes and we have invited the LEA (Local Enforcement Agency) to come to our National Sword Task Force meeting on April 26. Ms. Sommer added that she believes that some of the processors and haulers have met with CalRecycle to discuss the issue. Mr. Padia added he was contacted by a reporter from VICE News and they were referred to us by CalRecycle.

Board member Vared stated with regard to haulers modifying their trucks that she has information that she can share offline regarding low-interest funding, and also commented that there could be creative messaging developed similar to the war era effort focusing on conservation. Board member Stein commented that the County could work with all of its haulers and with CalRecycle to obtain funding through the California Air Resources Board and the Carl Moyer program, to get funding to replace diesel engines in the trucks. President Hannon thanked Mr. Padia for his report.

4. Interim appointment(s) to the Recycling Board for WMA appointee unable to attend future Board Meeting(s) (Wendy Sommer)

(Planning Committee and Recycling Board meeting, May 10, 2018 at 7:00 pm, Castro Valley Public Library, 3600 Norbridge Ave, Castro Valley, CA 94546)

Board member Maass requested an interim appointment for the May 10, 2018 PC/RB meeting. Board member Pentin volunteered to serve as the interim appointment. Board member Rood made the motion to approve the interim appointment. Board member Kalb seconded and the motion carried 15-0 (Ayes: Carling, Cox, Duncan, Ellis, Hannon, Hernandez, Kalb, Lamnin, Maass, Martinez, Pentin, Rood, Sadoff. Nays: None. Abstain: None. Absent: Arreguin, Bacon, Carson, Oddie).

VII. COMMUNICATION/MEMBER COMMENTS

There were none.

VIII. ADJOURNMENT

The meeting was adjourned at 4:25 p.m.