

APPROVED

**MINUTES OF THE MEETING
OF THE
ALAMEDA COUNTY WASTE MANAGEMENT AUTHORITY (WMA)
AND
THE ENERGY COUNCIL (EC)
Wednesday, May 24, 2017**

3:00 P.M.

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

**Teleconference
Lorrin Ellis
1260 Pacific Street
Union City, CA 94587
510-675-5621**

I. CALL TO ORDER

President Dan Kalb, WMA, called the meeting to order at 3:02 p.m.

II. ROLL CALL

WMA & EC:

County of Alameda	Scott Haggerty, WMA, EC
City of Alameda	Jim Oddie, WMA, EC, RB
City of Albany	Peter Maass, WMA, EC, RB
City of Berkeley	Jesse Arreguin, WMA, EC
Castro Valley Sanitary District	Dave Sadoff, WMA
City of Dublin	Don Biddle, WMA, EC
City of Emeryville	Dianne Martinez, WMA, EC, RB
City of Fremont	David Bonaccorsi, WMA, EC
City of Hayward	Sara Lamnin, WMA, EC
City of Livermore	Bob Carling, WMA, EC
City of Newark	Mike Hannon, WMA, EC
City of Oakland	Dan Kalb, WMA, EC
Oro Loma Sanitary District	Shelia Young, WMA
City of San Leandro	Deborah Cox, WMA, EC
City of Union City	Lorrin Ellis, WMA, EC (via teleconference)

ABSENT:

City of Piedmont	Tim Rood, WMA, EC, RB
City of Pleasanton	Jerry Pentin, WMA, EC, RB

Staff Participating:

Wendy Sommer, Executive Director

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Tom Padia, Deputy Executive Director
Pat Cabrera, Administrative Services Director
Karen Kho, Senior Program Manager
Richard Taylor, Legal Counsel, Authority Board
Arliss Dunn, Clerk of the Board

III. ANNOUNCEMENTS BY THE PRESIDENTS

There were none.

IV. CONSENT CALENDAR

- | | |
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| 1. Approval of the Draft Joint Minutes of April 26, 2017 (Wendy Sommer) | Action |
| 2. Minutes of the May 16, 2017 Technical Advisory Group (TAG) (Karen Kho) | Information |

Board member Haggerty made the motion to approve the Consent Calendar. Board member Cox seconded and the motion carried: 17-0-1. The Board Clerk called the roll.
(Ayes: Arreguin, Biddle, Bonaccorsi, Carling, Cox, Ellis, Haggerty, Hannon, Kalb, Lamnin, Maass, Martinez, Oddie, Sadoff. Nays: None. Abstain: Young. Absent: Pentin, Rood).

V. OPEN PUBLIC DISCUSSION

Ken Bukowski provided public comment. Mr. Bukowski announced that the MTC (Metropolitan Transportation Commission) had voted final approval on an MOU with ABAG (Association of Bay Area Governments) for staff consolidation. The next step will be to vote on final approval of the MOU in the general assembly.

VI. REGULAR CALENDAR

The Board adjourned to closed session at 3:08 p.m.

- 1. Closed Session -
CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
(Gov't Code 54956.9(d)(1))**

Name of case: Stein and Boone v. Alameda County Waste Management Authority, et al., Alameda County Superior Court Case No. RG17858423.

There was nothing to report from the closed session.

The Board returned to open session at 3:26 p.m.

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|---|-----------------------------------|
| 2. Proposed FY 2017/18 Budget (Wendy Sommer) | Action/
Public Hearing |
| WMA Board: Adopt the FY 17/18 Budget Resolution (Attachment A) | |
| Energy Council: Adopt the FY 17/18 Budget Resolution (Attachment B) | |

Wendy Sommer, Executive Director, provided an overview of the staff report. A link to the report is available here: [FY 17-18-Budget-memo.pdf](#)

A link to the draft FY 2017/18 budget is available here: [FY 17-18 Budget.pdf](#)

President Kalb opened the public hearing. There were no comments from the public and the public hearing was closed. Board member Sadoff inquired about the \$7.2 million in revenue for the Household Hazardous Waste program. Ms. Sommer stated that the agency has an MOU with Alameda County for the operation of three Household Hazardous Waste facilities located in Oakland, Hayward, and Livermore and we also have an MOU with the city of Fremont for the Household Hazardous Waste facility located at the Fremont BLT

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Transfer Station. Based on the MOU, we are required to refund operational expenses. Ms. Cabrera added we are planning to build up the fund balance in the early years and we will have to draw down the fund balance in the years prior to the fee sunset in 2024. We also make annual adjustments to the per-residential living unit fee, including reducing the annual fee to property owners if tip fee collections and product stewardship savings are higher than projected.

Board member Young referred to Attachment A and inquired about how staff will utilize Pandora. Ms. Sommer stated that the Pandora app will be used in advertising efforts. Board member Young inquired about the bidding process for the Authority Counsel contract. Ms. Sommer stated that there was a bidding process for Authority Counsel in 2008 that resulted in a contract with Shute Mihaly Weinberger through 2011. The contract was extended three times since then. The contract is up in June 2017 and staff will bring a request for contract extension at the June WMA meeting. Board member Young inquired about the cost of ordinance enforcement contractors. Ms. Sommer stated that the budget allocations are “not to exceed amounts” per contract. The contractors are paid only for hours that are worked. Ms. Sommer added staff provides regular updates and reports on enforcement activities and an update is scheduled for the fall of 2017.

Board member Martinez thanked staff for the heavy lifting involved in presenting the Board with a balanced budget. Board member Arreguin added the budget is a model for other jurisdictions in terms of presentation and transparency and thanked staff for their hard work in providing a document that is easy for the public to digest and understand.

Board member Haggerty made the motion to adopt the FY 17/18 Budget Resolution (Attachment A) for the WMA and adopt the FY 17/18 Budget Resolution (Attachment B) for the Energy Council. Board member Oddie seconded and the motion carried: 18-0 (WMA) and 18-0 (EC). The Board Clerk called the roll.

WMA:

(Ayes: Arreguin, Biddle, Bonaccorsi, Carling, Cox, Ellis, Haggerty, Hannon, Kalb, Lamnin, Maass, Martinez, Oddie, Sadoff, Young. Nays: None. Abstain: None. Absent: Pentin, Rood).

EC:

(Ayes: Arreguin, Biddle, Bonaccorsi, Carling, Cox, Ellis, Haggerty, Hannon, Kalb, Lamnin, Maass, Martinez, Oddie. Nays: None. Abstain: None. Absent: Pentin, Rood).

3. Local Government Challenge Grant Acceptance (EC) (Karen Kho & Heather Larson) Action

Adopt the attached Resolution authorizing the Executive Director to enter into a contract with the California Energy Commission and other related actions.

Karen Kho provided an overview of the staff report. The report is available here:

[Challenge-Grant-memo-05-24-17.pdf](#)

Board member Arreguin inquired if the issue of overcoming split incentives will be included in the study. Ms. Kho stated yes, the study will include examining how many jurisdictions this particular policy may be applicable to and how to address issues such as split incentives. Board member Arreguin encouraged staff to consult with the city of Berkeley rent stabilization board and stated that he is excited to see the outcome of the study. There was no public comment on this item.

Board member Maass made the motion to approve the staff recommendation. Board member Arreguin seconded and the motion carried 18-0: The Board clerk called the roll:

(Ayes: Arreguin, Biddle, Bonaccorsi, Carling, Cox, Ellis, Haggerty, Hannon, Kalb, Lamnin, Maass, Martinez, Oddie. Nays: None. Abstain: None. Absent: Pentin, Rood).

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

(P&O and Recycling Board meeting, June 8, 2017 at 4:00 pm – StopWaste Offices, 1537 Webster Street, Oakland, CA 94612)

Board member Biddle stated that he had been contacted by Board member Pentin who requested an interim appointment for the June 8 meeting. Board member Biddle volunteered to attend as the interim appointment. Board member Maass indicated that he will require an interim appointment for the July RB meeting and Board member Biddle agreed to substitute as the interim appointment. Authority Counsel Taylor stated that the request would need to be considered at the June WMA meeting as the agenda only lists the June 8 P&O/RB meeting.

Board member Laminin made the motion to approve the interim appointment for the June 8 P&O/RB meeting. Board member Sadoff seconded and the motion carried 18-0: The Board clerk called the roll: (Ayes: Arreguin, Biddle, Bonaccorsi, Carling, Cox, Ellis, Haggerty, Hannon, Kalb, Lamnin, Maass, Martinez, Oddie, Sadoff, Young. Nays: None. Abstain: None. Absent: Pentin, Rood).

VII. COMMUNICATION/MEMBER COMMENTS Information

Board member Lamnin acknowledged her appreciation of StopWaste staff for their partnership in the city of Hayward environmental awards art and poetry contest. Board member Martinez thanked StopWaste staff for their partnership for the fabulous mural at the City of Emeryville K-12 School. The mural features a young person composting.

VIII. ADJOURNMENT

The meeting was adjourned at 3:47 p.m.