

**APPROVED**

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

**Wednesday, May 25, 2022**

**3:00 P.M.**

**TELECONFERENCE MEETING**

**I. CALL TO ORDER**

President Young called the meeting to order at 3:01 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 Kassan, 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  
Karen Kho, Principal Program Manager  
Matthew Zimbalist, Program Manager  
Arliss Dunn, Clerk of the Board  
Adrienne Ramirez, Assistant Clerk of the Board  
Deborah Miller, 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 Joint WMA, EC & RB Minutes of April 27, 2022**

**2. Resolution regarding meeting via teleconference to promote social distancing, pursuant to AB 361**  
Adopt Resolution WMA# 2022-07.

**3. Resolution regarding meeting via teleconference to promote social distancing, pursuant to AB 361**  
Adopt Resolution EC# 2022-06.

There were no public comments for the Consent Calendar. Board member Hannon moved approval of the Consent Calendar and Board member Wengraf seconded. The motion carried 17-0 (WMA) and 20-0 (EC): The Clerk called the roll:

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

**VI. REGULAR CALENDAR**

**1. FY 22-23 Budget Adoption (Timothy Burroughs & Pat Cabrera)**

That the WMA and Energy Council hold a public hearing and adopt their respective budget resolutions (Attachment A and B).

Timothy Burroughs provided an overview of the staff report. A link to the report is available here: [FY-22-23-Budget-memo.pdf](#)

Mr. Burroughs stated that the combined FY 22-23 budget was presented at the joint meeting of the WMA, EC & RB on April 27. The combined proposed FY 22-23 budget totals approximately \$36 million. There were no changes to the budget at that meeting and staff is recommending that the WMA adopt its portion of the proposed budget totaling approximately \$14.5 million, and the Energy Council proposed budget totaling approximately \$8.8 million. The WMA Resolution also authorizes the FY 22-23 salary schedule and authorized staff positions as well as new or augmented contracts. Additional time was provided to the Board for discussion and clarifying questions. Mr. Burroughs thanked the Board for their direction and guidance and thanked staff for their efforts in producing a budget that reflects our values. President Young opened the public hearing. There were no public comments on this item and the public hearing was closed.

Board member Haubert moved approval of the WMA FY 22-23 Budget Resolution (Attachment A) and Board member Wengraf seconded. The motion carried 20-0. 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)

Board member Cox moved approval of the EC FY 22-23 Budget Resolution (Attachment B) and Board member Balch seconded. The motion carried 20-0. The Clerk called the roll:

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

**2. Legislative Positions for 2022 (Jennifer West)**

Adopt updated positions on the bills outlined in the staff report.

Jennifer West provided an overview of the staff report. A link to the report is available here: [2022-Legislative Positions–Mid-Session-Update-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-Positions-Mid-Session-Update-Discussion](#).

Board member Kalb stated that he was pleased to see more containers added to SB 1013 as the agency has a long-standing position of supporting the addition of wine and spirit bottles to the list of containers. He also added his support to the staff recommended position of “oppose” for SB 1393. Board member Kalb motioned to approve the staff recommended positions of “support” for AB 2446, “oppose” for SB 1393, and “support” for SB 1013. Board member Zermeño seconded the motion. Board member Hannon stated that due to the lack of information regarding the amount of the deposits for wine and spirit bottles, the lack of information regarding any fiscal impacts, and the significant shortage of facilities available to return the containers, he offered a friendly amendment to change the position to “watch” for SB 1013. President Young expressed concern regarding the cost of the CRV program and availability of facilities for the public to return the containers but stated support for Board member Kalb’s motion if the Board is kept informed. Mr. Burroughs stated that the information is constantly evolving but staff will make reasonable effort to provide any available updates.

Board member Hannon inquired regarding AB 2446 if staff was aware of the current emissions for construction and stated that he would like to have additional information on how the 80% would be met. Ms. West stated that we do not have additional information at this time. Board member Herrera inquired regarding AB 2446 if there is information about an anticipated increase in costs. Ms. West stated that there is no information regarding cost at this time, however, this bill would develop the framework from the CA Energy Commission.

There were no public comments on this item. Board member Kalb moved approval of the staff recommended positions of “support” for SB 2446 and “oppose” for SB 1393. Board member Zermeño seconded and the motion carried 20-0. 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)

Board member Kalb moved approval of the staff recommended position of “support” for SB 1013 and Board member Zermeño seconded. The motion carried 19-1. The Clerk called the roll:

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

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

(The Planning Committee/Recycling Board meeting and StopWaste Efficiency Awards on Thursday, June 9, 2022 at 4:00 p.m. The meeting will be held via teleconference).

There were no requests for an interim appointment and no action required for this item.

**VII. MEMBER COMMENTS AND COMMUNICATIONS FROM THE EXECUTIVE DIRECTOR**

Mr. Burroughs announced that the Topic Brief highlights the ReSource Guide. A link is available here: [RESource-Guide.pdf](#). Board member Zermeño informed the Board that he was unable to attend the June 22 WMA meeting and would reach out to his alternate.

**VIII. CLOSED SESSION**

There were no public comments for the Closed Session. The Board adjourned to closed session at 3:53 p.m. and returned to open session at 5:12 p.m. Board members Spencer and Jordan recused themselves from closed session Item #3.

1. Pursuant to Government Code Section 54957  
PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Title: Executive Director  
(confidential materials mailed separately)

There was no action to report.

2. Pursuant to Government Code Section 54957.6  
CONFERENCE WITH LABOR NEGOTIATORS  
Agency Designated Representatives: Board Members Carling, Cox, Martinez, and Young  
Unrepresented Employee: Executive Director  
(confidential materials mailed separately)

Direction was given to Labor Negotiators and there was no action to report.

3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: 950 West Tower Avenue (Building 39) Alameda Point, Alameda, CA  
Agency negotiator: Timothy Burroughs, Karen Kho, and Matt Zimbalist  
Negotiating parties: City of Alameda and Alameda County Waste Management Authority  
Under negotiation: Price and terms of lease.  
(confidential materials mailed separately)

Direction was given to the Agency Negotiators and there was no further action to report.

**IX. ADJOURNMENT – to June 22, 2022 at 3:00 P.M.**

The meeting adjourned at 5:14 p.m.