

DRAFT

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

Wednesday, June 23, 2021

3:00 P.M.

TELECONFERENCE MEETING

I. CALL TO ORDER

President Cox called the meeting to order at 3:00 p.m. Wendy Sommer 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

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 (President)
City of Fremont	Jenny Kassin, WMA, EC
City of Emeryville	Dianne Martinez, 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
Oro Loma Sanitary District	Shelia Young, WMA
City of Piedmont	Jen Cavanaugh, WMA, EC
City of Pleasanton	Jack Balch, WMA, EC
City of San Leandro	Deborah Cox, WMA (President), EC
City of Union City	Jaime Patiño, WMA, EC

Staff Participating

Wendy Sommer, Executive Director
Timothy Burroughs, Deputy Director
Pat Cabrera, Administrative Services Director
Jeff Becerra, Communications Manager
Justin Lehrer, Operations Manager
Rachel Balsley, Senior Program Manager
Arliss Dunn, Clerk of the Board
Richard Taylor, WMA Legal Counsel

Others Participating

Ron Browder, Director, Alameda County Department of Environmental Health

III. ANNOUNCEMENTS BY PRESIDENTS

President Cox acknowledged Executive Director Wendy Sommer as this was her final meeting of the Board pending retirement. President Cox lauded Ms. Sommer for her excellent stewardship as

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Executive Director. President Cox acknowledged her many accomplishments in the areas of financial stability, retirement benefits, and a keen eye for staffing. President Cox reminded the Board of the Zoom retirement event immediately following the Board meeting.

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 May 26, 2021 (Wendy Sommer)**
2. **Second Reading and Consideration for Adoption of Ordinance 2021-01 amending Ordinance 2006-01 - "Ordinance Regarding Compensation for Board Members" (Pat Cabrera)**
That the WMA waive the requirement to read the full text of the Ordinance, and adopt Ordinance 2021-01 along with the associated revisions to the meeting attendance policy.

There were no public comments for the Consent Calendar. Board member Hannon made the motion to approve the Consent Calendar. Board member Hernandez 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)

VI. REGULAR CALENDAR

1. **Reappointment to the Recycling Board – Board member Carling (Arless Dunn)**
That the Waste Management Authority Board reappoint Board member Carling to a two-year term on the Recycling Board ending July 24, 2023.

Clerk Arless Dunn provided a brief summary of the staff report. A link to the report is available here: [Carling-Reappointment.pdf](#). There were no public comments for this item. Board member Kalb made the motion to reappoint Board member Carling to a two-year term on the Recycling Board ending July 24, 2023 and Board member Haubert 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)

2. **Amendment to Geographical Designation and Election of WMA Officers for Fiscal Year 2021-22 (Wendy Sommer)**
That the WMA Board approve the geographic designations for officer election purposes and elect officers for Fiscal Year 2021-22.

Wendy Sommer provided a brief summary of the staff report. A link to the report is available here: [WMA-Election-FY21-22.pdf](#)

Board member Young proposed a friendly amendment that in addition to the staff recommendation to move Oro Loma Sanitary District from the East to South County designation, that the Board move Alameda County from South to East County. This would help ensure that the Board is adhering to the customary practice to rotate officers based on geographic grouping. The Board was in agreement with the recommendation. There were no public comments on this item.

Board member Young made the motion to approve the staff recommendation that the WMA Board approve the geographic designations for officer election purposes and elect officers for Fiscal Year

2021-22. Board member Hannon 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 Hannon nominated Board member Young (Oro Loma) for President, Board member Martinez (Emeryville) for First Vice President, and Board member Carling (Livermore) for Second Vice President. There were no other nominations. There were no public comments for this item. Board member Balch 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)

3. Election of EC Officers for Fiscal Year 2021-22 (Arliss Dunn)

That the Energy Council elect officers for Fiscal Year 2021-22.

Clerk Arliss Dunn provided a brief summary of the staff report. A link to the report is available here: [EC-Election-FY21-22.pdf](#). Board member Haubert made the motion to advance the First Vice President Kalb (Oakland) to serve as President, Second Vice President Kassan (Fremont) as First Vice President and nominated Board member Balch (Pleasanton) as Second Vice President.

Board member Kassan offered to withdraw her nomination if another member would be inclined to serve as First Vice President. Board member Martinez made a substitute motion and nominated Board member Balch to serve as First Vice President and Board member Jordan (Albany) as Second Vice President. Board member Martinez proposed that the slate of officers for the Energy Council would be: Board member Kalb (Oakland) as President, Board member Balch (Pleasanton) as First Vice President, and Board member Jordan (Albany) as Second Vice President. There were no further nominations. There were no public comments on this item. Board member Hannon seconded the substitute motion and 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)

4. SB 1383 Ordinance – First Reading (Timothy Burroughs & Rachel Balsley)

Staff recommends that the WMA Board hold a public hearing at the June 23, 2021 meeting, and introduce and waive the first reading of an ordinance to (1) repeal the existing Mandatory Recycling Ordinance and (2) adopt a new countywide Organics Reduction and Recycling Ordinance and (3) direct staff to place the ordinance on the consent calendar for adoption at the July 28, 2021 meeting.

Timothy Burroughs and Rachel Balsley provided an overview of the staff report and presented a PowerPoint presentation. A link to the report and the presentation is available here: [SB1383-ORRO-Presentation.pdf](#) An audio link to the discussion is available here: [SB1383-Ordinance-Discussion](#)

Additional time was provided for Board members to ask clarifying questions. Board member Sadoff inquired if there would be a lapse period between the expiration of the MRO ordinance and the implementation of the ORRO ordinance. Ms. Balsley stated no, the MRO ordinance expires December 31, 2021 and the ORRO ordinance takes effect January 1, 2022. President Cox opened the public hearing. Ron Browder, Director, Alameda County Department of Environmental Health, provided public comments regarding the County's role in SB 1383 requirements. There were no other public comments and the public hearing was closed. President Cox thanked staff for the presentation.

Board member Zermeno made the motion to hold a public hearing and introduce and waive the first reading of the ordinance to (1) repeal the existing Mandatory Recycling Ordinance and (2)

adopt a new countywide Organics Reduction and Recycling Ordinance and (3) direct staff to place the ordinance on the consent calendar for adoption at the July 28, 2021 meeting. Board member Hernandez 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)

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

(Planning Committee and Recycling Board meeting, July 8, 2021 at 7:00 p.m. The meeting will be held via teleconference)

There were no requests for an interim appointment.

VII. MEMBER COMMENTS AND COMMUNICATIONS FROM THE EXECUTIVE DIRECTOR

Wendy Sommer, on her pending retirement from the agency, thanked the Board for their leadership, trust and support. Ms. Sommer added she is thrilled to have maintained a record of 100% unanimous votes during her tenure. Ms. Sommer acknowledged Richard Taylor, WMA Counsel, for his sage advice and counsel over the years, and expressed her appreciation to staff. The Board expressed their appreciation for Wendy's stewardship as Executive Director and reminded the members to attend Wendy's retirement celebration on Zoom after the meeting at 5:00 p.m.

VIII. ADJOURNMENT

The meeting was adjourned at 4:28 p.m.