

**MINUTES
REGIONAL SOLID WASTE ASSOCIATION
REGULAR MEETING**

**June 25, 2020
9:00 a.m.**

**VIA TELECONFERENCE / VIDEO CONFERENCE ONLY
Fletcher Cove Community Center
133 Pacific Avenue
Solana Beach, CA**

Pursuant to California Governor Newsom's Executive Order N-29-20, and in the interest of public health, this meeting was conducted utilizing teleconferencing and electronic means only.

BOARD MEMBERS IN ATTENDANCE:

**Mayor Ron Morrison, City of National City – RSWA Chairperson
Council Member Catherine Blakespear, City of Encinitas – RSWA Secretary
Council Member Dave Grosch, City of Poway – RSWA Treasurer
Council Member Mike Morasco, City of Escondido
Council Member Sherryl Parks, City of Del Mar (joined meeting at 9:13 a.m.)
Council Member Judy Hegenauer, City of Solana Beach
Council Member Corinna Contreras, City of Vista – Alternate**

STAFF RESOURCES IN ATTENDANCE:

**James H. Eggart, General Manager/General Counsel
Mike Sylvia, Finance Director – City of Vista
Ashlee Stratakis, Management Analyst, Public Works Department – City of Encinitas**

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Chairperson Morrison called the meeting to order at 9:11 a.m.

Board Member Morasco led the Board in the Pledge of Allegiance.

2. SWEARING IN OF NEW BOARD MEMBERS

None.

3. ORAL COMMUNICATIONS

None.

Board Member Parks joined the meeting at 9:13 a.m.

4. CONSENT CALENDAR

The consent calendar included the following items:

- A. Minutes of the January 9, 2020 Meeting of the Board of the Regional Solid Waste Association – Recommended Action: Receive and File**
- B. RSWA Website Activity Reports for Third Quarter – Recommended Action: Receive and File**
- C. RSWA Website Activity Reports for the Fourth Quarter – Recommended Action: Receive and File**

MOTION WAS MADE TO APPROVE THE CONSENT CALENDAR.

(Motion by Treasurer Grosch, City of Poway / Second by Secretary Blakespear, City of Encinitas). Motion was approved by a vote of 7 ayes and 0 nays.

Ayes: Morasco, Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison

Nays:

Abstain:

Absent:

5. ELECTION OF OFFICERS – ACTION ITEM

The Board discussed who should be elected officers to serve until the April 2021 Board Meeting. The need for the Board leadership to address organics disposal, the merits of retaining the current leadership team, and the possibility of co-chairpersons were discussed.

MOTION WAS MADE TO APPOINT THE FOLLOWING SLATE OF OFFICERS: RON MORRISON – CHAIRPERSON; JOE GREEN - VICE CHAIRPERSON; DAVE GROSCH - TREASURER; CATHERINE BLAKESPEAR - SECRETARY.

(Motion by Treasurer Grosch, City of Poway / Second by Board Member Morasco, City of Escondido).

SUBSTITUTE MOTION WAS MADE BY SECRETARY BLAKESPEAR TO APPOINT BOARD MEMBER BLAKESPEAR TO BE CHAIRPERSON.

(Secretary Blakespear's Substitute Motion died due lack of a Second.)

The Main Motion by Treasurer Grosch was approved by a vote of 7 ayes and 0 nays.

Ayes: Morasco, Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison

Nays:

Abstain:

Absent:

6. SOLID WASTE DISPOSAL CONTRACT RATE – INFORMATIONAL ITEM

General Manager Eggart updated the Board on the annual disposal rate adjustment and advised the Board that disposal rates for each city will increase approximately 2.58% effective July 1, 2020. For the Cities of Del Mar, Encinitas, Solana Beach and Vista the rate increased by \$1.27 (from \$49.23 per ton to \$50.50 per ton). For the Cities of National City and Poway, the rate increased by \$1.15 (from \$44.39 per ton to \$45.54 per ton). General Manager Eggart also reported that the Volume Rebate paid by EDCO to RSWA annually would increase by \$9,174.85 in Fiscal Year 2020/2021, to \$283,229.69.

7. RSWA MISSION, PURPOSE, AND GOALS SUBCOMMITTEE REPORT – INFORMATION AND POTENTIAL ACTION ITEM

General Manager Eggart provided a summary of the Board's discussion at its January 9, 2020 Board Meeting regarding organizational goals and future outlook for RSWA, updating RSWA's mission to specifically address recycling and organic waste diversion, and how RSWA can assist its member cities with their recyclable and organics waste diversion compliance obligations. At the January 9, 2020 meeting, the Board voted to form an ad hoc Board subcommittee consisting of Chairman Morrison, Vice-Chairperson Green, and Secretary Blakespear for the purpose of meeting with City staff and stakeholders to develop recommendations and report back to the Board. The Board received a report regarding an initial meeting held by the ad hoc Subcommittee with City representatives on February 28, 2020 and ideas for further follow-up. Ashlee Stratakis of the City of Encinitas addressed the Board regarding discussions between the RSWA member cities to develop a request for proposals for consultants to provide SB 1383 compliance services to the RSWA member cities on a collective basis to be cost-shared between the cities. Chairman Morrison suggested that decisions regarding RSWA's potential financial contribution to these efforts be folded into the budgeting process and referred to an ad hoc Budget Subcommittee formed to develop budgets for the next two fiscal years.

MOTION WAS MADE TO REFER THE QUESTION OF RSWA'S POTENTIAL FINANCIAL CONTRIBUTION TO FUNDING SB 1383 COMPLIANCE SERVICES FOR THE MEMBER CITIES TO AN AD-HOC BUDGET SUBCOMMITTEE.

(Motion by Chairman Morrison, City of National City / Second by Secretary Blakespear, City of Encinitas). Motion was approved by a vote of 7 ayes and 0 nays.

Ayes: Morasco, Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison

Nays:

Abstain:

Absent:

8. FINANCE AND BUDGET – INFORMATION & ACTION ITEMS

A. Budget and Expenditure Status for Third and Fourth Quarters of FY 2019/2020 – Information Item (Receive and File)

General Manager Eggart and Treasurer Grosch reviewed the Budget and Expenditure Status for the 3rd and 4th quarters of FY 2019/2020 as of May 31, 2020. The year-to-date activity reflected in the reports show actual revenues of \$310,274 and actual expenditures of \$272,847 through May 31, 2020. Details were provided to the members in their respective agenda packets. As of May 31, 2020, RSWA had a total fund balance of \$516,594.

MOTION WAS MADE TO RECEIVE AND FILE THE FINANCIAL STATUS AND CASH ACTIVITY REPORTS FOR THE THIRD AND FOURTH QUARTERS OF FISCAL YEAR 2019/2020 AS PRESENTED.

(Motion by Board Member Morasco, City of Escondido / Second by Treasurer Grosch, City of Poway). Motion was approved by a vote of 7 ayes and 0 nays.

Ayes: Morasco, Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison

Nays:

Abstain:

Absent:

B. RSWA Investment Report for Third and Fourth Quarters of FY 2019/2020 – Information Item (Receive and File)

General Manager Eggart, Treasurer Grosch, and Fiduciary Agent Sylvia reviewed the Investment Reports as of March 31, 2020. All of RSWA's funds are invested in the City of Vista's portfolio. As of March 31, 2020, RSWA had an invested cash balance of \$446,636. Detail on the City of Vista's portfolio and investment activity through March 31, 2020 was provided to the Board Members in their respective agenda packets.

MOTION WAS MADE TO RECEIVE AND FILE INVESTMENT REPORTS AS PRESENTED.

(Motion by Board Member Morasco, City of Escondido / Second by Board Member Parks, City of Del Mar). Motion was approved by a vote of 7 ayes and 0 nays.

Ayes: Morasco, Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison

Nays:

Abstain:

Absent:

C. Fiscal Years 2020/2021 and 2021/2022 Budgeting Process – Action Item

General Manager Eggart reviewed the two-year budgeting process, reviewed the previously adopted Budget for Fiscal Year 2020/2021, and requested that the Board consider appointing a budget subcommittee consisting of up to three (3) Board Members to work with the General Manager to prepare an amended Fiscal Year 2020/2021 Budget and a 2021/2022 Budget for consideration by the full Board.

MOTION WAS MADE TO APPOINT A BUDGET SUBCOMMITTEE CONSISTING OF CHAIRPERSON MORRISON, TREASURER GROSCH AND SECRETARY BLAKESPEAR (Motion by Chairperson Morrison, City of National City / Second by Alternate Board Member Contreras, City of Vista). Motion was approved by a vote of 7 ayes and 0 nays.

Ayes: Morasco, Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison

Nays:

Abstain:

Absent:

D. Review and Reapproval of Statement of Investment Policy and Delegation of Investment Authority to the City of Vista Director of Finance/Treasurer – Action Item

General Manager Eggart reviewed the current RSWA Statement of Investment Policy, provided to the Board in their Agenda Packets. No changes to the Statement of Investment Policy were recommended. After further discussion and consideration, it was recommended to the Board to adopt Resolution No. 2020-01 reapproving the Statement of Investment Policy dated July 11, 2019 and delegating investment authority to the City of Vista Director of Finance/Treasurer for Fiscal Year 2020/2021.

MOTION WAS MADE TO ADOPT RESOLUTION NO. 2020-01. (Motion by Board Member Morasco, City of Escondido / Second by Alternate Board Member Contreras, City of Vista). Motion was approved by a vote of 7 ayes and 0 nays.

Ayes: Morasco, Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison

Nays:

Abstain:

Absent:

E. Amendment No. 1 to Consulting Agreement with Woodruff, Spradlin & Smart – Action Item

General Manager Eggart recused himself and did not participate in this item. Chairman Morrison reviewed with the Board the proposed Amendment extending the term of the Agreement by one year through June 30, 2021 with no rate changes.

MOTION WAS MADE TO APPROVE THE AMENDMENT TO THE CONSULTING AGREEMENT. (Motion by Board Member Parks, City of Del Mar / Second by Board Member Grosch, City of Poway). Motion was approved by a vote of 7 ayes and 0 nays.

Ayes: Morasco, Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison

Nays:

Abstain:

Absent:

Board Member Morasco left the meeting at 10:20 a.m.

F. Consider Partnering with Solana Center for Environmental Innovation and EDCO Disposal to Fund EPA Grant Application– Action Item

General Manager Eggart provided a report and the Board discussed the proposal from the Solana Center for Environmental Innovation and EDCO for RSWA to partner with them in applying for a grant from the U.S. EPA to support effective rollout of EDCO's curbside organics pickup and processing at its new Anaerobic Digestion facility. A summary prepared by Solana Center and EDCO with additional details was provided to the Board, and Jessica Toth from Solana Center and Steve South from EDCO addressed the Board. Solana Center requested \$3,000 to cover the expenses associated with grant writing and submission. EDCO agreed it would contribute \$1,000 of that expense if RSWA pays the additional \$2,000. Jessica Toth of Solana Center also requested that RSWA provide a letter of support for the grant application. Izzy Murgia of the City of Poway was recognized and requested additional information about the grant and process, and Jessica Toth responded.

MOTION WAS MADE TO APPROVE A PAYMENT OF \$2,000 TO SOLANA CENTER FOR ENVIRONMENTAL INNOVATION TO PARTIALLY FUND EXPENSES ASSOCIATED WITH WRITING AND SUBMISSION OF GRANT APPLICATION TO EPA BENEFITING RSWA MEMBER CITIES AND TO DIRECT THE WRITING OF A LETTER OF SUPPORT FROM RSWA. (Motion by Secretary Blakespear, City of Encinitas / Second by Alternate Board Member Contreras, City of Vista). Motion was approved by a vote of 6 ayes and 0 nays, 1 absent.

Ayes: Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison
Nays:
Abstain:
Absent: Morasco

9. HOUSEHOLD HAZARDOUS WASTE (HHW) AND OTHER SOLID WASTE ISSUES – INFORMATION AND POSSIBLE ACTION ITEM(S)

A. Amendment No. 4 to Agreement for Household Hazardous Waste Services Between Regional Solid Waste Association and EDCO Disposal Corporation – Action Item

General Manager Eggart reviewed and discussed with the Board the proposed Amendment No. 4 to RSWA's Agreement with EDCO for Household Hazardous Waste Services. A copy of the proposed Amendment and related report was provided to the Board Members in the in their respective agenda packets. The proposed Amendment would extend the term of the Agreement by an additional five years and incorporate new pricing from the subcontract negotiated between EDCO and Stericycle.

MOTION WAS MADE TO APPROVE AMENDMENT NO. 4 TO THE AGREEMENT FOR HOUSEHOLD HAZARDOUS WASTE SERVICES BETWEEN REGIONAL SOLID WASTE ASSOCIATION AND EDCO DISPOSAL CORPORATION AND AUTHORIZE THE CHAIRPERSON AND/OR GENERAL MANAGER TO EXECUTE THE AMENDMENT. (Motion by Board Member Parks, City of Del Mar / Second by Alternate Board Member Contreras, City of Vista). Motion was approved by a vote of 6 ayes and 0 nays, 1 absent.

Ayes: Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison
Nays:
Abstain:
Absent: Morasco

B. Updated Inter-Jurisdictional Agreements with Cities of San Marcos and Carlsbad for Use of Household Hazardous Waste Facilities and Services – Action Item

General Manager Eggart reviewed and discussed with the Board the proposed new five-year Inter-Jurisdictional agreements with the Cities of Carlsbad and San Marcos for use of Household Hazardous Waste facilities and services, which incorporate new pricing reflecting the percentage price increases incorporated in Amendment

No. 4 to the Agreement between RSWA and EDCO. A copy of the proposed Agreements and related report was provided to the Board Members in the in their respective agenda packets.

MOTION WAS MADE TO APPROVE THE PROPOSED HOUSEHOLD HAZARDOUS WASTE INTER-JURISDICTIONAL AGREEMENTS BETWEEN REGIONAL SOLID WASTE ASSOCIATION AND THE CITIES OF CARLSBAD AND SAN MARCOS AND AUTHORIZE CHAIRPERSON AND/OR GENERAL MANAGER TO EXECUTE THE AMENDMENT.

(Motion by Board Member Parks, City of Del Mar / Second by Alternate Board Member Contreras, City of Vista). Motion was approved by a vote of 6 ayes and 0 nays, 1 absent.

Ayes: Hegenauer, Parks, Contreras, Grosch, Blakespear, Morrison

Nays:

Abstain:

Absent: Morasco

C. HHW Participation Reports – Information Item

Ashlee Stratakis of the City of Encinitas reviewed the HHW participation summary reports for the first eleven months of Fiscal Year 2019/2020 and responded to Board Member questions.

D. Legislative Update – Information Item

General Manager Eggart updated the Board on pending legislative matters of interest relating to solid waste, organic waste, and household hazardous waste, including the following bills: (1) Assembly Bill 793 regarding requirements for minimum levels of postconsumer recycled plastic in plastic beverage containers; (2) Assembly Bill 2612 regarding funding of in-state organic waste recycling projects; (3) Assembly Bill 2959 regarding clarifications to existing law regarding application of solid waste franchises to food byproducts generated by retail food establishments; (4) Senate Bill 1152 regarding labeling of solar panels to facilitate proper disposal or recycling; (5) Senate Bill 1156 regarding disposal of lithium-ion batteries; (6) Senate Bill 1238 regarding the use of recycled plastics in asphalt paving materials; (7) and SB 1332 regarding additional funding for improving statewide recycling and composting infrastructure.

E. Update on HHW Issues, Organic Waste Disposal Issues, and Other Potential Future Issues – Information Item

This item was scheduled for the Board to be updated on other current household hazardous waste, organic waste, and solid waste issues, and other potential future issues affecting RSWA.

General Manager Eggart advised the Board of the Governor's June 22, 2020 Executive Order extending the waiver allowing retailers to temporarily pause in-store redemption of beverage containers to mitigate the spread of COVID-19 and temporarily suspending the requirement for recycling centers to hold a minimum number of hours.

General Manager Eggart also advised the Board that the PaintCare Year 7 Annual Report had been approved by CalRecycle.

General Manager Eggart also reported on the status of CalRecycle's adoption of SB 1383 regulations for organic waste methane emissions reductions.

Board Member Morasco rejoined the meeting at 10:50 a.m.

10. ADMINISTRATIVE MATTERS – POSSIBLE ACTION ITEMS

A. Review Future Meeting Schedule – Possible Action Item

This item was scheduled for discussion and approval of the future meeting schedule. It was noted that the previously approved meeting schedule was as follows:

October 1, 2020
January 7, 2021
April 7, 2021

Secretary Blakespear asked that the Board consider meeting more frequently, and the consensus of the Board was to discuss this further at the October 1, 2020 meeting. No action was taken to change the meeting schedule.

B. Update on Potential Educational Conference Attendance – Information Item

General Manager Eggart advised the Board that the Waste Expo conference had been cancelled, but that an on-line version of the conference was being organized and scheduled for September 14 – 17, 2020.

C. Reports by Board Members and/or RSWA Staff Regarding Conferences Attended – Information Item

This item was scheduled to provide an opportunity for Board Members or RSWA staff to report on conferences attended. No Board Members attended conferences since the last Board meeting.

11. COMMENTS FROM ASSOCIATION MEMBERS, GENERAL COUNSEL AND GENERAL MANAGER

Treasurer Grosch suggested that the Board begin to consider holding in-person meetings in the future. The consensus of the Board was that October 1, 2020 was probably too soon, but this decision would be made in the future depending on the circumstances at the time.

There were no further comments from Board Members.

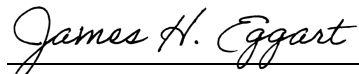
General Manager Eggart reported that the SB 1383 payments to the regular member cities of \$2,500 each would be mailed out soon and reminded the representatives of the cities of the requirement that each city provide reports regarding checks received.

Steve South of EDCO introduced Jim Ambroso, who will be EDCO's new RSWA representative, and Mr. Ambroso introduced himself to the Board.

12. ADJOURNMENT

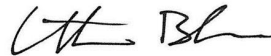
Chairperson Morrison adjourned the meeting at 11:00 a.m. to a teleconference meeting on October 1, 2020, at 9:00 a.m. at the Fletcher Cove Community Center, 133 Pacific Avenue, Solana Beach.

Respectfully Submitted:



James H. Eggart
General Manager

Approved:



Catherine Blakespear
RSWA Secretary