

REGIONAL SOLID WASTE ASSOCIATION

October 1, 2020 Board of Director's Meeting

Supplemental Documents to Agenda Packet

Agenda Item 5

Agenda Item 6.B.

Agenda Item 6.D.

Agenda Item 7.A.

Agenda Item 7.B.

Item 5.

An Overview of SB 1383's Organic Waste Reduction Requirements

RSWA MEETING OCTOBER 1, 2020

SB 1383 Requirements

**Provide Organics
Collection Services to All
Residents and Businesses**



**Conduct Education and
Outreach to Community**



**Secure Access to
Recycling and Edible
Food Recovery Capacity**



**Establish Edible Food
Recovery Program**



**Procure Recyclable and
Recovered Organic
Products**



**Monitor Compliance
and Conduct
Enforcement**



Mandatory Organic Collection Services

Cities are required to provide an organic waste collection service to residents and businesses.

- ✓ EDCO will provide these collection services
- ✓ Cities must approve rates to include organic collection services
- ✗ Cities must pass ordinances codifying the mandatory requirement and including enforcement mechanisms

Edible Food Recovery Program

- Identify **Food Recovery Organizations**
 - Calculate their capacity to recover food
 - Increase capacity if not enough
- Identify **Tier 1 and Tier 2 Food Generators**
- Inspect Commercial Generators for compliance
 - Who will inspect? City Code Enforcement?
- Maintain records



Education and Outreach

Cities will need to conduct annual education and outreach to:

- **All businesses and residents** regarding collection service requirements, contamination standards, self-haul requirements, and overall compliance with 1383
- **All Commercial edible food generators** regarding edible food donation requirements, and available edible food recovery organizations



* Also note that we'll need to provide educational material to non-English speaking residents.




City Procurement Requirements

- Each jurisdiction will have a minimum procurement target that is linked to its population.
 - CalRecycle will notify us of our target prior to 2022
- Cities can decide what mix of compost, mulch, biomass derived electricity, or renewable natural gas we want to use to meet our target.
- SB 1383 also requires cities to purchase recycled-content paper that's recyclable
- Maintain records of compliance



Monitor Compliance and Conduct Enforcement

JURISDICTION REQUIREMENTS

Ordinance 2022	Compliance Monitoring & Education 2022-2024	Compliance Monitoring & Enforcement 2024
		
Adopt an Ordinance (Enforceable Mechanism) Including Enforcement	Annual Compliance Reviews, Route Reviews, Inspections Educate Violators	Annual Compliance Reviews Route Reviews, Inspections, Notice of Violations, Penalties for Violators

Compliance Enforcement (cont.)

- Likely will be Waste Hauler responsibility:
 - Conduct an annual compliance review of commercial businesses
 - Businesses generating 2 or more CY of waste per week subject to the law (under AB 1826 requirement was 4 CY/week)
- Conduct route reviews of commercial businesses and residential areas to verify compliance and monitor contamination.
- Cities need to solidify and clarify waste hauler responsibilities and compliance with SB 1383 (Agreement amendments?)
- Enforcement and compliance monitoring must be documented in the Implementation Record



Implementation Record Requirements



Next Steps

Suggested 2021 Tasks

- Adopt Ordinance to fulfill SB 1383 Requirements
- Develop Edible Food Recovery Plan
- Develop outreach strategy especially to Tier 1 Generators
- Establish Implementation Record Keeping Methodology
- Clarify hauler areas of responsibility



RFP Process

Kick-off meeting with member cities held July 8

- Discussed current capacity
- Reviewed mandate requirements
- Agreed on tasks to include in RFP

RFP Tasks

Task 1: Conduct Outreach and Education

Task 2: Establish an Edible Food Recovery Program

Task 3: Provide a Tracking and Monitoring Tool

Task 4: Identify Hauler and City Responsibilities

Task 5: Provide a Program Implementation Plan

Task 6: As-need Consulting

Results

RFP released: August 5

Released by City of Encinitas on behalf of all RSWA Member Cities

Deadline submission: August 31

5 Proposals

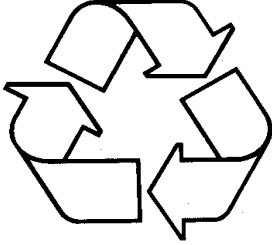
- MSW Consultants
- Solana Center
- I Love a Clean San Diego
- San Diego Food System Alliance
- SCS Engineers

Review Panel: Escondido, Solana Beach, Encinitas

Next Steps

- Discussion with Member Cities
- Review selection and negotiate contracts
- January RSWA Meeting: Present draft cost-share agreement to Board
- Seek Council approval for cost-share agreement from each Member City early 2021

Item 6.B.



REGIONAL SOLID WASTE ASSOCIATION

Member Agencies: Cities of Del Mar, Encinitas, Escondido,
National City, Poway, Solana Beach, and Vista

To: RSWA Board Members

From: General Manager James H. Eggart

Subject: FY 2020/2021 and FY 2021/2022 Budgets

Date: October 1, 2020

HISTORY/BACKGROUND

Historically, the RSWA Board has annually adopted two-year budgets. The RSWA Board adopted a Budget for Fiscal Year 2020/2021 at its July 11, 2019 meeting. At its June 25, 2020 meeting, the RSWA Board appointed an ad hoc Budget Subcommittee to meet and make recommendations for adoption of an amended Budget for Fiscal Year 2020/2021 and a new Budget for Fiscal Year 2021/2022. The Budget Subcommittee is comprised of Chairperson Morrison, Treasurer Grosch, and Secretary Blakespear. The Budget Subcommittee met on September 14, 2020. This Memorandum provides additional detail on the components of the RSWA's Budget and the Subcommittee's recommendations.

ESTIMATED REVENUES

Disposal Agreement Volume Rebate

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$274,055	\$274,055	\$283,230	\$283,230

The majority of RSWA's revenues are derived from the "Volume Rebate" paid by EDCO Disposal Corporation (EDCO) pursuant to the Transfer and Disposal Services Agreement between the RSWA and EDCO. Pursuant to the formula established by the Agreement, the annual adjustment to the Volume Rebate is the sum of the "CPI component" and the "volume component." The CPI component is calculated by multiplying the current Volume Rebate amount by the increase in the CPI for the immediately preceding year, with a floor of 1.5% and a cap of 5%. The volume component is calculated by multiplying 1/3 the Volume Rebate amount as increased by the CPI component by the percentage increase in the total aggregate volume of waste generated by the RSWA cities over the preceding year.

For FY 2019/2020, the actual Volume Rebate paid by EDCO was \$274,055. When the FY 2020/2021 Budget was initially adopted in July 2019, the data needed to calculate actual amount of the Volume Rebate for FY 2020/2021 was not yet known, so the budgeted amount was established at the same level as the Volume Rebate for the prior year. The actual Volume Rebate for FY 2020/2021 has now been calculated and is reflected in the proposed amended Budget (\$283,230). Because the Volume Rebate amount for FY 2021/2022 cannot yet be calculated, the Budget Subcommittee recommends that this same amount be used for FY 2021/2022, which is consistent with historical practice. This estimate will be updated to reflect the actual amount when the RSWA Board goes through the budgeting process again next year.

HHW Non-Member Revenue

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$53,913	\$40,000	\$45,000	\$45,000

This revenue source is derived from the Household Hazardous Waste Inter-Jurisdictional Agreements between RSWA and the Cities of Carlsbad and San Marcos, pursuant to which some of the HHW drop-off and home pick-up services available to RSWA City residents are extended to the residents of Carlsbad and San Marcos. Carlsbad and San Marcos pay a slightly higher rate than the RSWA cities for these services, and RSWA keeps the revenue generated by this rate differential. Last year, new rates were negotiated with Carlsbad and San Marcos, and the RSWA Board approved new 5-year agreements with these two cities at its June 25, 2020 Board meeting.

For the prior three Fiscal Years, RSWA has received \$56,993, \$62,394, and \$53,913, respectively, in Non-Member HHW Revenues. Because this revenue source is highly variable and subject to events outside of the RSWA's control, however, the RSWA Board has traditionally estimated conservatively when establishing the budgeted amount for this item of revenue. The Budget Subcommittee is recommending that the estimated amount for this item be increased from \$40,000 to \$45,000 for each of FY 2020/2021 and 2021/2022.

Investment Earnings

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$11,157	\$5,000	\$6,000	\$6,000

All of the RSWA's funds are invested in the City of Vista's portfolio. The RSWA has separate fund within Vista's portfolio and an undivided interest therein. Investment earnings are allocated to the RSWA on a monthly basis, based on upon the RSWA's cash balance as a percentage of the overall Vista portfolio. The portfolio performed well in FY 2019/2020, resulting in investment earnings of \$11,157 for the RSWA in FY 2019/2020. Investment earnings are not projected to be as high in the next two fiscal years, however. The Budget Subcommittee is recommending that the estimated amount for this revenue item be increased from \$5,000 to \$6,000 for each of FY 2020/2021 and 2021/2022.

EXPENDITURESDirector Stipends / Payroll Processing

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$5,540	\$6,000	\$8,000	\$8,000

This expenditure item consists of Board Member stipend payments (\$150 per meeting), the RSWA's share of mandatory employer taxes, and payroll processing fees paid to the RSWA's third-party payroll vendor. The 2020/2021 Budget adopted in July 2019 allocated \$6,000 for this line item, and the RSWA incurred \$5,540 in such costs for FY 2019/2020. At its June 25, 2020 meeting, the RSWA Board expressed interest in discussing potentially increasing the number of times the Board meets annually. To address potential additional Board and/or Subcommittee meetings, the Budget Subcommittee is recommending that this Budget item be increased from \$6,000 to \$8,000 for each of FY 2020/2021 and 2021/2022.

Insurance

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$6,262	\$6,500	\$6,612	\$6,612

RSWA maintains both a special liability insurance policy and a crime insurance policy to protect the organization and Board Members from liability and loss. In FY 2019/2020, the premiums for these two policies totaled \$6,262. Premiums for both policies have increased slightly for FY 2020/2021, to a combined total of \$6,612. To account for this increase, it is recommended that the annual budget for Insurance be increased from \$6,500 to \$6,612 for both FY 2020/2021 and 2021/2022.

Training, Travel and Meetings

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$3,428	\$10,000	\$8,000	\$8,000

This expenditure item consists of two separate components: (1) costs incurred in conjunction with the quarterly RSWA Board meetings and Subcommittee meetings and (2) costs for Board Member attendance of conferences. Although \$10,000 was budgeted, the RSWA only incurred \$3,428 in costs for Training, Travel and Meetings in FY 2019/2020. The cancellation of the Waste Expo conference and other conferences due to Covid-19 contributed to the less-than-anticipated amount incurred. It is anticipated that the Covid-19 pandemic will continue to impact in-person attendance at conferences in FY 2020/2021. The Budget Subcommittee is recommending that the budget for Training, Travel and Meetings be reduced from \$10,000 to \$8,000 for each of FY 2020/2021 and 2021/2022.

Audit Services

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$2,956	\$3,000	\$3,500	\$3,600

RSWA's financial statements are audited by the City of Vista's auditor, and Vista includes the cost for the RSWA audit in its contract with the auditor. In FY 2019/2020, RSWA's share of the cost of the annual audit was \$2,956. The City of Vista recently entered into a new contract for audit services, which reflects an increase in audit costs to RSWA for the next three (3) fiscal years. The proposed Budget amounts of \$3,500 for FY 2020/2021 and \$3,600 for FY 2021/2022 reflect the actual anticipated annual audit costs for these years per Vista's contract.

Legal Services

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$20,000	\$22,000	\$22,000	\$22,000

The RSWA contracts with Woodruff, Spradlin & Smart (WSS) for legal services. Pursuant to the current Consultant Services Agreement between WSS and the RSWA, WSS is paid an annual nonrefundable retainer for Legal services of \$20,000. WSS bills against the retainer at its then current hourly rate for legal services approved by the RSWA Board (currently \$235 per hour). The Agreement provides that once the annual retainer has been exhausted, any remaining fees owed for legal services in excess of the annual retainer amount shall be paid upon expiration of the fiscal year following review and approval by the RSWA Executive Committee.

In the Budgets adopted in July 2019, the Board budgeted \$22,000 for Legal Services for each of FY 2019/2020 and FY 2020/2021. For FY 2019/2020, the cost of legal services did not exceed the \$20,000 nonrefundable retainer. The Budget Subcommittee is recommending that the Legal Services budget remain at \$22,000 for each of FY 2020/2021 and 2021/2022.

For the Board's information, the Legal Services Budget generally covers the following services:

- Attendance of RSWA Meetings (travel time is not billed). The Agreement specifically provides that attendance at meetings be billed at the legal services rate in consideration for WSS providing General Manager services at a rate lower than it typically charges its clients for legal services.
- Negotiation and preparation of contracts between RSWA and other entities.
- Preparation of Board Resolutions, Bylaws, and similar legal documents.
- Research and preparation of memorandums and presentations to the Board of Directors regarding pending legislation pertaining to household hazardous waste, organic waste, and other pertinent solid waste issues.
- Research and monitoring of state and local HHW, organics disposal, and other pertinent solid waste regulations that impact the RSWA and RSWA Member Cities.
- Research and advice concerning compliance with State laws governing public agencies, such as the Brown Act, the Political Reform Act, the Public Records Act, laws governing the investment of public funds, and laws requiring the reporting of specified financial and compensation information.
- Review of RSWA insurance coverage and policies.

In Fiscal Year 2019/2020, WSS provided 84.3 hours of legal services to the RSWA, which included the following non-exclusive list of significant tasks:

- Attend four Board meetings (July, October, January, and June) and one Board subcommittee meeting (February).
- Negotiate and prepare of an amendment to the contract between RSWA and EDCO for HHW services and consult with EDCO regarding pertinent terms of EDCO's subcontract with Stericycle.
- Negotiate and prepare new inter-jurisdictional HHW agreements between RSWA and the Cities of Carlsbad and San Marcos.
- Research and prepare advisory memorandums and PowerPoint presentations to the RSWA Board regarding legislation of interest for the Board meetings.
- Prepare Board Resolution re: Investment Policy and delegation of investment authority.
- Review proposed binders for crime insurance and special liability insurance policies protecting the RSWA and the RSWA Board Members.
- Monitor and review changes to CalRecycle's draft SB 1383 Regulations.

- Research and review new regulations and Executive Orders pertaining to conduct of public meetings pursuant to the Brown Act and economic interest disclosure obligations of Board Members.
- Research applicable state and federal laws governing withholding of payroll taxes and unemployment insurance in conjunction with payment of Board Member stipends.

Consultant Services

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$33,540	\$36,000	\$36,000	\$36,000

Consultant Services includes both General Manager services and any other ancillary services of consultants needed by the RSWA. In the Budgets adopted in July 2019, the Board budgeted \$36,000 for Consultant Services for each of FY 2019/2020 and FY 2020/2021. For FY 2019/2020, the RSWA incurred \$33,540 in costs for Consultant Services, which consisted of (1) \$33,000 paid to WSS for General Manager services; (2) \$300 paid to Thales Consulting to prepare the required State Controller’s Office Financial Transactions Report; and (3) \$240 paid to Lin Wurbs for research related to the history of the Equity Adjustment Payments for the Board’s July 2019 meeting. The Budget Subcommittee is recommending that the Consultant Services budget remain at \$36,000 for each of FY 2020/2021 and 2021/2022.

The RSWA contracts with WSS for General Manager services. Pursuant to the Consultant Services Agreement between WSS and the RSWA, WSS is paid a nonrefundable retainer for General Manager services of \$2,750 per month (\$33,000 annually), which covers up to 200 hours per year of General Manager services provided by WSS’s attorneys, as well as the un-itemized time of the Firm’s administrative assistants. General Manager services provided by WSS attorneys in excess of 200 hours per year are billed at \$165 per hour. The Agreement provides that once the annual retainer has been exhausted, any remaining fees owed for General Manager services in excess of the annual retainer amount shall be paid upon expiration of the fiscal year following review and approval by the RSWA Executive Committee.

For the Board’s information, the General Services Budget generally covers the following services:

- Organization of Quarterly RSWA Board meetings and Subcommittee meetings.
- Preparation of agendas, detailed agenda packets, and materials for RSWA Board and Subcommittee meetings.
- Preparation for RSWA Board and Subcommittee meetings.
- Preparation of formal minutes from RSWA Board and Subcommittee Meetings.
- Facilitating the posting and publication of agendas, meeting materials, and meeting minutes in compliance with law.

- Serving as filing officer for Board Member’s Annual Statement of Economic Interests.
- Administration of RSWA vendors and consultants.
- Frequent Communications with Board Members, Member cities, EDCO, Stericycle, third-party organizations, and members of the public on RSWA-related matters.
- Working with the City of Vista on all RSWA financial matters. This includes submitting invoices to Vista for the payment of RSWA expenses and appropriations; reviewing quarterly accounting, financial, and investment reports generated by Vista for RSWA funds and seeking clarification and correction when necessary; working with Vista to reconcile payroll statements with withdrawals by the RSWA’s third-party payroll vendor; reviewing and providing comments on documents related to the annual audit of RSWA’s funds; and annual review of the RSWA investment policy.
- Working with a payroll vendor for the payment of Board member stipends. This included contracting with a third-party payroll vendor in 2019 to process Board Member stipend payments and to handle withholdings. On an ongoing, basis, this includes providing stipend amounts to the payroll vendor, reviewing payroll reports generated by the payroll vendor and obtaining clarifications when necessary, transmitting paycheck information to Board Members, and monitoring the submission of payroll taxes and other withholdings by the payroll vendor.
- Preparation of the draft Budgets.
- Administration of the RSWA’s HHW program. This includes frequent interfacing with Stericycle, EDCO, and City staff on HHW facility issues, responding to inquiries from residents about disposal of HHW, securing permits for the Poway and Vista HHW facilities, reviewing and monitoring the filing of necessary legal compliance documents for the Poway and Vista HHW facilities with CalRecycle and the County of San Diego, administration of the non-Member HHW contracts with Carlsbad and San Marcos, billing of Stericycle for Non-Member HHW amounts; and interfacing with the City of Encinitas on compilation of quarterly HHW collection data and preparation of quarterly HHW participation reports for the Board.
- Preparation and filing of annual compensation reports with the State Controller’s Office.
- Review of EDCO’s annual calculation of tip fees for Member Cities and the annual Volume Rebate amount and calculation of annual Equity Adjustment Payment amounts.
- Securing crime and liability insurance for the RSWA on an annual basis in coordination with the City of Encinitas.
- Monitoring the RSWA website and administering the contract with a third-party contractor to manage and administer the website.
- Identification of conferences available to Board Members and registration of Board Members for conferences.
- Periodically reviewing websites, newsletters, listservs, and other resources of CalRecycle, Member cities, Stericycle, local and regional non-profits, and industry groups for pertinent developments pertaining

to solid waste, recycling, household hazardous waste, and organic waste.

- Monitoring local media for pertinent stories of interest to the RSWA Board and Member Cities.

Reimbursements

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$540	\$2,500	\$1,500	\$1,500

The Reimbursements expense item consists of certain RSWA costs advanced by, and reimbursed to, WSS, such as postage and copying costs. Reimbursements totaled \$540 in FY 2019/2020. The Budget Subcommittee is recommending that the Budget for Reimbursements be reduced from \$2,500 to \$1,500 for each of FY 2020/2021 and FY 2021/2022.

HHW Permits

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$2,057	\$2,300	\$2,300	\$2,300

The County of San Diego Department of Environmental Health issues annual permits for the two permanent HHW facilities in Vista and Poway. RSWA pays for these permit costs. The cost of these permits for FY 2019/2020 totaled \$2,057. The anticipated permit costs for FY 2020/2021 is not anticipated to exceed the budgeted amount of \$2,300. The Budget Subcommittee is recommending that the budget amount for HHW Permits remain at \$2,300 for each of FY 2020/2021 and 2021/2022.

HHW Facility Security and Phone

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$2,448	\$3,000	\$3,000	\$3,000

This Budget line item is intended to cover costs associated with the security system and phone for the Vista HHW facility. In FY 2019/2020, this cost totaled \$2,448. The Budget Subcommittee is recommending that the Budget for this item remain at \$3,000 for each of FY 2020/2021 and FY 2021/2022.

Website Maintenance

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$1,110	\$1,110	\$1,110	\$1,200

The RSWA maintains a website containing general information about the Association, information for the public on disposing of HHW, and RSWA Agenda packets and minutes. RSWA contracts with a third-party vendor to maintain and administer the website. For FY 2020/2021, the cost of the website administrator is \$1,110, which is reflected in the adopted and proposed Budget for FY 2020/2021. The Budget Subcommittee is recommending that this amount be increased slightly to \$1,200 for FY 2021/2022 to account for an anticipated inflationary increase.

Special Programs (HHW & Organics)

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$700	\$1,000	\$3,000	\$3,000

The Special Programs Budget line item is intended to cover costs of the RSWA HHW Program and initiatives related to organic waste, which are not covered under other Budget line items. This includes the cost of the HHW telephone hotline monitored by Stericycle that members of the public call to inquire about and arrange pick-up or drop-off of their HHW. The annual cost of the telephone hotline is about \$700. The \$2,000 payment to Solana Center for Environmental Innovation to partially fund grant writing costs, which was approved by the RSWA Board at its June 25, 2020 meeting, but which is a FY 2020/2021 expense, would also fall into this category. Accordingly, the Budget Subcommittee is recommending that the Special Programs Budget be increased from \$1,000 to \$3,000 for each of FY 2020/2021 and 2021/2022.

SB 1383 Compliance Funding

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$15,000	\$15,000	\$81,000	\$40,000

The FY 2019/2020 Budget contained a separate line item for "SB 1383 Payments," which was used for direct payments to the six regular Member Cities of \$2,500 each to help them offset costs of projects or programs that worked toward compliance with 1383's mandates pertaining to organic waste. The RSWA Member Cities are currently contemplating a cost sharing arrangement to fund the costs of joint SB 1383 compliance consulting services, for which responses to a Request for Proposals are currently under review. By jointly procuring such services, the RSWA Members can take

advantage of economies of scale anticipated to result in lower overall costs than if each City procured such consultants on their own. It has been suggested that the RSWA can assist its Members by directly funding portions of one or more of the consultant costs for this cost sharing arrangement, should it come to fruition. The RSWA Board will receive a presentation about the SB 1383 compliance services RFP process at its October 1, 2020 Board meeting prior to consideration of the Budgets.

The Budget Subcommittee is recommending that \$81,000 be set aside in the Budget for FY 2020/2021 and \$40,000 be set aside in the FY 2021/2022 Budget to contribute to the proposed cost-sharing arrangement for SB 1383 compliance services in a yet-to-be-determined fashion. This appropriation would replace the direct \$2,500 payments made to the Member Cities in the prior year's Budget. The increased amounts would be funded through additional estimated revenues and a reduction in reserves. Per the Budget Subcommittee's recommendation, this would include \$42,000 from a reduction in the reserves designated for closure of the HHW facilities.

HHW & Organics Education

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$49,000	\$49,000	\$49,000	\$49,000

For several years, the RSWA has provided a direct appropriation to all seven Member Cities for utilized to support education related to disposal of household hazardous waste and the diversion of organic waste from the landfill. This Educational Appropriation has been \$7,000 per City (\$49,000 total) since 2018 and is typically disbursed in the first quarter of the fiscal year. The Budget Subcommittee is recommending that Educational Appropriation remain at \$7,000 per Member City (or \$49,000 total) for each of FY 2020/2021 and 2021/2022.

Environmental Enhancement Program

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$150,000	\$150,000	\$150,000	\$150,000

The Environmental Enhancement Program is the largest appropriation the RSWA makes to its Member Cities. For the last several years, the RSWA has allocated \$150,000 to the Environmental Enhancement Program. This appropriation provides funding to the six regular Member City to utilize for the household hazardous waste programs, organic waste diversion initiatives, recycling, or other solid waste matters that each City determines are most beneficial to it. The funding amount for each City is roughly proportional to size and is based on the City's prior year solid waste tonnage as a percentage of the total RSWA generated solid waste tonnage. Environmental Enhancement Program distributions are typically made in October of each

year. The Budget Subcommittee is recommending that the Budget for the Environmental Enhancement Program remain at \$150,000 for each of FY 2020/2021 and FY 2021/2022.

Equity Adjustment Payments

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$42,775	\$42,775	\$43,072	\$44,000

When the disposal contract between the RSWA and EDCO was originally entered into in 1999, the Cities of Poway and National City were actually paying less per ton for disposal than the other cities and did not receive a reduction in their disposal rates equivalent to that of the other Member Cities. As a result, the Member Cities agreed to create the “Equity Adjustment” to compensate Poway and National City for this inequity. The Equity Adjustment is calculated by multiplying each City’s prior year solid waste tonnage by \$0.50 per ton. The amount was reduced from \$0.75 per ton to \$0.50 per ton when the RSWA negotiated extensions to the EDCO disposal contract that included several rate freezes.

For FY 2019/2020, the Equity Adjustment Payments to Poway and National City totaled \$42,775, combined. When the FY 2020/2021 Budget was initially adopted in July 2019, the data needed to calculate actual amount of the Equity Adjustment Payment for FY 2020/2021 was not yet known, so the budgeted amount was established at the same level as in the prior year. The actual Equity Adjustment Payment amount for FY 2020/2021 has now been calculated and is reflected in the proposed amended Budget (\$43,072). Because the Equity Adjustment Payment amount for FY 2021/2022 cannot yet be calculated, the Budget Subcommittee recommends that this same amount be used for FY 2021/2022, which is consistent with historical practice. This estimate will be updated to reflect the actual amount when the RSWA Board goes through the budgeting process again next year.

Contingency

2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
\$0	\$2,000	\$2,000	\$2,000

The Contingency line item in the Budget was added beginning in Fiscal Year 2018/2019. Funds budgeted for Contingency purposes may be expended for unanticipated expenses not otherwise reflected in the adopted Budget, thus providing the General Manager with flexibility to pay small unanticipated additional expenses that are not reflected in the Budget as they arise. The Budget Subcommittee is recommending that the Contingency Budget remain at \$2,000 for each of FY 2020/2021 and 2021/2022.

Closure Reserve Fund

HHW Facility	2019/2020 Amount	2020/2021 Adopted Budget	2020/2021 Proposed Amended Budget	2021/2022 Proposed Budget
Vista	\$61,000	\$61,000	\$40,000	\$40,000
Poway	\$61,000	\$61,000	\$40,000	\$40,000
Total	\$122,000	\$122,000	\$80,000	\$80,000

The RSWA is mandated by state law to maintain funding for the closure of the permanent HHW collection facilities in Poway and Vista, even though it is currently anticipated that these facilities will continue to operate for the foreseeable future. The closure reserve amount for each facility was previously established by the Board at \$61,000 each. Stericycle has recently determined that the current minimum required closure reserve for each facility per state law is slightly less than \$30,000. The Budget Subcommittee is recommending that the Closure Reserve for each HHW facility be reduced from \$61,000 to \$40,000 and that the \$42,000 difference be transferred from reserves and allocated to the SB 1383 Compliance Funding Budget category for FY 2020/2021.

RECOMMENDATION

It is recommended that the Board discuss the Budget Subcommittee's recommendations and adopt an Amended Budget Fiscal Year 2020/2021 Budget and Fiscal Year 2021/2022 Budget.

Attachments:

Proposed FY 2020/2021 and 2021/2022 Budgets

**REGIONAL SOLID WASTE ASSOCIATION
PROPOSED FY 2020-2021 & FY 2021-2022 BUDGETS**

	<u>2020/21</u>	<u>2021/22</u>
	<u>BUDGET</u>	<u>BUDGET</u>
ESTIMATED REVENUES		
DISPOSAL AGREEMENT VOLUME REBATE	283,230	283,230
HHW NON-MEMBER	45,000	45,000
INVESTMENT EARNINGS	6,000	6,000
TOTAL REVENUES	<u>\$334,230</u>	<u>\$334,230</u>
EXPENDITURES¹		
DIRECTOR STIPENDS/PAYROLL PROCESSING	8,000	8,000
INSURANCE	6,612	6,612
TRAINING, TRAVEL AND MEETINGS	8,000	8,000
AUDIT SERVICES	3,500	3,600
LEGAL SERVICES	22,000	22,000
CONSULTANT SERVICES	36,000	36,000
REIMBURSEMENTS	1,500	1,500
HHW PERMITS	2,300	2,300
HHW FACILITY SECURITY & PHONE	3,000	3,000
WEBSITE MAINTENANCE	1,110	1,200
SPECIAL PROGRAMS (HHW & ORGANICS)	3,000	3,000
SB 1383 COMPLIANCE FUNDING ²	81,000	40,000
HHW & ORGANICS EDUCATION ³	49,000	49,000
ENVIRONMENTAL ENHANCEMENT PROGRAM ⁴	150,000	150,000
EQUITY ADJUSTMENT PAYMENTS ⁵	43,072	44,000
CONTINGENCY ⁶	2,000	2,000
TOTAL EXPENDITURES	<u>\$420,094</u>	<u>\$380,212</u>
CLOSURE RESERVE FUND⁷		
VISTA HHW FACILITY CLOSURE DESIGNATION	40,000	40,000
POWAY HHW FACILITY CLOSURE DESIGNATION	40,000	40,000
TOTAL CLOSURE RESERVE FUND	<u>\$80,000</u>	<u>\$80,000</u>

¹The General Manager is authorized to administratively transfer funds budgeted for one expense category to one or more other expense categories as directed by the RSWA Board or as otherwise necessary and appropriate, provided the total budget for expenses is not exceeded. Any such transfer shall be reported to the Board at its next regular meeting.

²These funds may be expended to fund services to assist regular member cities to comply with SB 1383 mandates. The General Manager is authorized to enter into contracts on behalf of RSWA with consultants and/or one or more member cities to facilitate the funding and/or the provision of services, subject to consent of two of the Chairperson, Vice-Chairperson, and Secretary.

³\$7,000 per city. To be disbursed in 1st Quarter. This funding may be utilized to support education related to disposal of household hazardous waste (HHW) and the diversion of organic waste from the landfill. Each city shall provide a written report prior to the end of the Fiscal Year describing how the funding was used.

⁴The Environmental Enhancement Program allows each regular member city to utilize the funding allocation for environmental programs that the individual city determines are most beneficial to that jurisdiction. Funding amount is based on the prior year tonnage of the city as a percentage of the total RSWA generated tonnage. To be disbursed in the 2nd Quarter. Each city shall provide a written report prior to the end of the Fiscal Year describing how the funding was used.

⁵When the disposal contract between RSWA and EDCO was originally entered into, it was determined that the cities of Poway and National City were actually paying less per ton for disposal than the amount in the new agreement; therefore the equity adjustment was created to be paid out of the volume rebate, monies paid by EDCO to RSWA pursuant to the disposal contract, to offset that inequity. The equity adjustment for each city is calculated by multiplying the city's prior year's tonnage by \$0.50 per ton and is distributed in the 4th Quarter.

⁶Funds budgeted for Contingency purposes may be expended for unanticipated expenses not otherwise reflected in adopted Budget.

⁷RSWA is mandated to maintain funding for the closure of the household hazardous waste collection facilities in Poway and Vista. It is currently anticipated that these facilities will continue to operate for the foreseeable future.

Item 6.D.

CITY OF VISTA MEMORANDUM

TO: James H. Eggart, RSWA General Manager/General Counsel
FROM: Mike Sylvia, Director of Finance/City Treasurer
DATE: September 25, 2020
SUBJECT: Regional Solid Waste Association's Investment Report

BACKGROUND

A quarterly investment report shall be submitted to the Regional Solid Waste Association (RSWA) Board. The report shall include information in accordance with Section 53646(b) of the California Government Code.

RESULTS

The invested RSWA cash balance as of August 31, 2020 was \$523,076

In 2010, RSWA's cash invested in the Local Agency Investment Fund (LAIF) was transferred to the City of Vista and was taken in as part of the City of Vista's investment portfolio. The cash activities of RSWA are accounted for within a separate fund (Fund 709) within the City of Vista's general ledger structure. Investment earnings are allocated to RSWA on a monthly basis, based upon RSWA's cash balance as a percentage of the overall City portfolio balance.

RSWA's cash balance is available on an "on demand" basis with immediate liquidity. The most recently Council approved City of Vista Treasurer's Cash Report for the month ended June 30, 2020, is attached as a reference.

RSWA is in compliance with its adopted investment policy and California Government Code.

CITY OF VISTA MEMORANDUM

TO: James H. Eggart, RSWA General Manager/General Counsel

FROM: Mike Sylvia, Director of Finance/City Treasurer

DATE: September 25, 2020

SUBJECT: Regional Solid Waste Association's Budget Status

Attached are the Financial Status Report and Cash Activity Report for the Regional Solid Waste Association (RSWA) for the fiscal year (FY) 2020/2021. The reports present activity from July 1, 2020 through August 31, 2020.

REVENUES

Year-to-date (YTD) activity includes actual revenue of \$72,116, which represents 23 percent of the FY 2020/2021 budgeted revenue. Interest earnings have been posted through July 2020. The actual revenues are consistent with what would be expected at this time.

EXPENDITURES

The YTD activity includes actual expenditures through August 31, 2020, totaling \$19,815, which represents 6 percent of the FY 2020/21 budgeted amount. The actual expenditures are consistent with what would be expected at this time.

FUND BALANCE

The total fund balance as of August 31, 2020, is \$535,237, which includes a balance of \$122,000 set aside and reserved for two household hazardous waste facility closures in the future.

RSWA CASH ACTIVITY
 JULY 1, 2019 -JUNE 30, 2020

RSWA CASH ACCOUNT
 JULY 1, 2020 - AUGUST 31, 2020

Date	Ck.#	Name	Description	Deposit	Disbursement	Cash Balance
7/1/20		BALANCE CARRIED FORWARD FROM 6/30/20				\$ 465,753.65
7/6/20		EDCO	CONTRACT VOLUME REBATE	70,807.42		536,561.07
7/16/20	124807	WOODRUFF, SPRADLIN & SMART	DISBURSEMENT CHARGES (JUN)		193.83	536,367.24
7/16/20	124817	WOODRUFF, SPRADLIN & SMART	LEGAL SVCS (JUL-SEP)		8,450.00	527,917.24
7/17/20		RSWA BofA Payroll ACCT	WIRE TRANSFER		5,000.00	522,917.24
7/30/20	125178	COUNTY OF SAN DIEGO - DEPARTMENT OF	UNIFIED PROGRAM FACILITY PERMIT		2,057.00	520,860.24
7/30/20	125307	SOLANA CENTER FOR	FUNDING OF EPA GRANT		2,000.00	518,860.24
7/31/20		INVESTMENT EARNINGS	JULY INTEREST ALLOCATION	1,309.00		520,169.24
8/27/20	126205	PRIETO, ANTHONY	WEBSITE MAINT/HOSTING/DOMAIN (20/21)		1,109.98	519,059.26
8/27/20	126213	WOODRUFF, SPRADLIN & SMART	CONSULTANT SVCS (AUG)		2,750.00	516,309.26
				<u>72,116.42</u>	<u>21,560.81</u>	<u>\$ 516,309.26</u>

RSWA PAYROLL ACCOUNT
 JULY 1, 2020 - AUGUST 31, 2020

Date	Ck.#	Name	Description	Deposit	Disbursement	Cash Balance
7/1/20		BALANCE CARRIED FORWARD FROM 6/30/20				\$ 3,570.33
7/17/20		TRANSER IN TO FUND ACCOUNT	WIRE TO RSWA PAYROLL	5,000.00		8,570.33
7/2/20		ACCOUNTANTS WORLD	RSWA PAYROLL		1,429.22	7,141.11
7/3/20		CAP FORGE	PAYROLL PROCESSING		145.00	6,996.11
8/12/20			PAYROLL TAX		229.56	6,766.55
				<u>5,000.00</u>	<u>1,803.78</u>	<u>\$ 6,766.55</u>

**REGIONAL SOLID WASTE ASSOCIATION
FY 2020-2021 FINANCIAL STATUS REPORT
AS OF AUGUST 31, 2020**

	<u>ANNUAL BUDGET</u>	<u>ACTUAL THRU 8/31/2020</u>	<u>% of Budget</u>
BEGINNING BALANCE (6-30-2020 Fund Balance)	\$ 482,936	\$ 482,936	
REVENUES			
DISPOSAL AGREEMENT VOLUME REBATE	274,055	70,807	25.84%
HHW NON-MEMBER	40,000	-	0.00%
INVESTMENT EARNINGS	5,000	1,309 *	26.18%
TOTAL REVENUES	<u>319,055</u>	<u>72,116</u>	22.60%
EXPENDITURES			
DIRECTOR STIPENDS/PAYROLL PROCESSING	6,000	-	0.00%
INSURANCE	6,500	-	0.00%
TRAINING, TRAVEL AND MEETINGS	10,000	-	0.00%
AUDIT SERVICES	3,000	1,000	33.33%
LEGAL SERVICES	22,000	5,000	22.73%
CONSULTANT SERVICES	36,000	5,500	15.28%
REIMBURSEMENTS	2,500	-	0.00%
HHW & ORGANIC EDUCATION	49,000	-	0.00%
HHW PERMITS	2,300	2,057	89.43%
HHW FACILITY SECURITY & PHONE	3,000	3,148	104.93%
WEBSITE MAINTENANCE	1,110	1,110	100.00%
SPECIAL PROGRAMS (HHW & ORGANICS)	1,000	1,000	100.00%
SB 1383 PAYMENTS	15,000	-	0.00%
EQUITY ADJUSTMENT PAYMENT	42,775	-	0.00%
ENVIRONMENTAL ENHANCEMENT PROGRAM	150,000	-	0.00%
CONTINGENCY	2,000	1,000	50.00%
TOTAL EXPENDITURES	<u>352,185</u>	<u>19,815</u>	5.63%
TOTAL ENDING FUND BALANCE	<u><u>\$ 449,806</u></u>	<u><u>\$ 535,237</u></u>	
CASH		\$ 516,309	
ACCOUNTS RECEIVABLE		13,161	
CASH - PAYROLL		6,767	
TOTAL ASSETS		<u><u>\$ 536,237</u></u>	
ACCOUNTS PAYABLE		\$ 1,000	
TOTAL LIABILITIES		<u><u>\$ 1,000</u></u>	
FUND BALANCE, UNRESERVED/UNDESIGNATED		\$ 413,237	
VISTA HHW FACILITY CLOSURE DESIGNATION		61,000	
POWAY HHW FACILITY CLOSURE DESIGNATION		61,000	
TOTAL FUND BALANCE		<u><u>\$ 535,237</u></u>	
TOTAL LIABILITIES AND FUND BALANCE		<u><u>\$ 536,237</u></u>	

* Does not include August interest

Item 7.A.

Participation Summary

PERMANENT FACILITIES (Poway/Vista)

All Jurisdictions - Including Universal Waste, E-Waste, Batteries and Sharps Only Loads													
<u>CITY</u>	<u>JUL</u>	<u>AUG</u>	<u>SEP</u>	<u>OCT</u>	<u>NOV</u>	<u>DEC</u>	<u>JAN</u>	<u>FEB</u>	<u>MAR</u>	<u>APR</u>	<u>MAY</u>	<u>JUN</u>	<u>TOTAL</u>
Carlsbad	136	145	132	130	105	99	118	156	50	0	118	207	1,396
Del Mar	4	1	5	2	0	1	1	6	1	0	1	6	28
Encinitas	50	61	63	31	42	32	64	57	16	0	50	93	559
Escondido *	0	0	0	0	0	0	0	0	0	0	0	0	-
National City**	0	0	0	0	0	0	0	0	0	0	0	0	-
Poway	405	403	425	386	383	313	396	465	164	0	388	456	4,184
San Marcos	110	106	86	72	74	71	103	115	39	0	102	101	979
Solana Beach	4	11	12	7	7	2	9	7	2	0	2	11	74
Vista	257	289	256	248	211	202	281	255	90	0	213	352	2,654
E/U-Waste Only	181	164	166	159	126	183	192	229	74	0	145	185	1,804
Batteries Only	9	15	19	7	10	12	23	20	4	0	10	16	145
Sharps Only	12	22	17	16	19	18	19	20	7	0	11	13	174
0	1,168	1,217	1,181	1,058	977	933	1,206	1,330	447	-	1,040	1,440	11,997

*Escondido participation at Poway/Vista facilities. Total participation on page 2 (Escondido and RSWA facilities).

** National City participation at Poway/Vista facilities. Total participation on page 2 (Chula Vista and RSWA facilities).

HOME PICKUPS

All Jurisdictions - Including Batteries and E-Waste Only						
	<u>Seniors/HB</u>	<u>Co-Pay</u>	<u>Sharps/U-</u>	<u>Batteries Only</u>	<u>E-Waste Only</u>	<u>Monthly Total</u>
Jul-19	108	43	5	0	2	158
Aug-19	91	58	4	1	3	157
Sep-19	88	39	8	0	3	138
Oct-19	88	36	11	0	8	143
Nov-19	75	41	9	0	2	127
Dec-19	73	35	9	0	6	123
Jan-20	97	49	5	0	5	156
Feb-20	118	39	2	0	2	161
Mar-20	131	37	4	0	3	175
Apr-20	118	51	5	0	8	182
May-20	128	41	3	3	4	179
Jun-20	154	51	10	0	1	216
Total	1,269	520	75	4	47	1,915

RSWA HHW Participation By Jurisdiction

	<u>Del Mar</u>		<u>Encinitas</u>		<u>Escondido*</u>		<u>National City**</u>		<u>Poway</u>		<u>Solana Beach</u>		<u>Vista</u>		<u>Total***</u>	
	PHHWCF	Home P/U	PHHWCF	Home P/U	V/P	Esc.	PHHWCF	Home P/U	PHHWCF	Home P/U	PHHWCF	Home P/U	PHHWCF	Home P/U	PHHWCF	Home P/U
TOTAL FY17	24	34	513	355	0	1,552	99	0	3,585	9	63	171	2,481	51	8,317	620
TOTAL FY18	28	44	539	414	0	1,522	147	0	4,047	4	72	156	2,777	66	9,132	684
TOTAL FY19	18	56	576	442	0	1,580	209	0	4,232	5	58	161	2,878	47	9,551	711
Jul-19	4	1	50	54	0	206	31	0	405	0	4	17	257	6	957	78
Aug-19	1	3	61	46	0	159	31	0	403	0	11	11	289	7	955	67
Sep-19	5	2	63	32	0	120	32	0	425	0	12	21	256	5	913	60
Oct-19	2	0	31	41	0	129	22	0	386	1	7	13	248	6	825	61
Nov-19	0	1	42	35	0	130	24	0	383	1	7	12	211	6	797	55
Dec-19	1	0	32	27	0	138	15	0	313	3	2	9	202	4	703	43
Jan-20	1	4	64	42	0	192	14	0	396	0	9	15	281	8	957	69
Feb-20	6	3	57	37	0	138	16	0	465	4	7	15	255	3	944	62
Mar-20	1	1	16	39	0	69	8	0	164	3	2	14	90	20	350	77
Apr-20	0	5	0	48	0	0	0	0	0	3	0	8	0	29	0	93
May-20	1	1	50	42	0	109	23	0	388	1	2	15	213	25	786	84
Jun-20	6	2	93	38	0	214	35	0	456	3	11	10	352	26	1167	79
TOTAL FY20	28	23	559	481	0	1,604	251	0	4,184	19	74	160	2,654	145	9,354	828

* Escondido - V/P = Vista/Poway facilities, Esc. = Escondido facility

** National City residents utilize Chula Vista facility, \$5 co-pay (data provided by City of Chula Vista)

*** Total - PHHWCF includes all permanent facility participation by RSWA member cities (including Escondido facility)

**RSWA HHW Program
Participation and
Volume Collected (lbs.)
(includes HHW from all participating jurisdictions)**

	<u>Poway</u>		<u>Vista</u>		<u>Door to Door</u>		<u>Total</u>	
	Residents	Volume	Residents	Volume	Residents	Volume	Residents	Volume
TOTAL FY17	4,910	224,352	5,728	443,526	1,258	110,878	11,896	778,756
Weight per Vehicle/Pickup		45.7		77.4		88.1		65.5
TOTAL FY18	5,214	204,337	6,632	558,651	1,369	136,036	13,215	899,024
Weight per Vehicle/Pickup		39.2		84.2		99.4		68.0
TOTAL FY19	5,342	239,105	6,948	552,122	1,499	133,002	13,789	924,229
Weight per Vehicle/Pickup		44.8		79.5		88.7		67.0
Jul-19	510	15,691	658	72,760	158	18,190	1,326	106,641
Aug-19	487	17,550	730	40,865	157	10,216	1,374	68,631
Sep-19	517	30,539	664	50,885	138	12,721	1,319	94,145
Oct-19	459	5,968	599	49,190	143	12,297	1,201	67,455
Nov-19	450	30,324	527	29,210	127	7,302	1,104	66,836
Dec-19	407	24,271	526	43,510	123	10,877	1,056	78,658
Jan-20	506	24,109	700	82,030	156	15,487	1,362	121,626
Feb-20	583	14,918	747	53,720	161	13,340	1,491	81,978
Mar-20	196	12,828	251	42,230	175	17,362	622	72,420
Apr-20	0	0	0	0	182	0	182	0
May-20	473	0	567	44,060	179	22,030	1,219	66,090
Jun-20	548	39,204	892	93,838	216	23,459	1,656	156,501
Jul-Sep FY20	1,514	63,780	2,052	164,510	453	41,127	4,019	269,417
TOTAL FY20	5,136	215,402	6,861	602,298	1,915	163,281	13,912	980,981
Weight per Vehicle/Pickup		41.9		87.8		85.3		70.5

RSWA HHW Program Participation Paint Recycling (Oil Latex) (lbs)

	Poway	Vista
Jul-19	7,752	30,584
Aug-19	10,149	23,932
Sep-19	9,244	24,331
Oct-19	3,318	27,883
Nov-19	15,059	5,038
Dec-19	21,044	3,029
Jan-20	9,121	30,642
Feb-20	4,954	22,973
Mar-20	6,942	25,860
Apr-20	0	0
May-20	0	23,426
Jun-20	20,497	51,373
TOTAL FY20	108,080	269,071

Participation Summary

PERMANENT FACILITIES (Poway/Vista)

All Jurisdictions - Including Universal Waste, E-Waste, Batteries and Sharps Only Loads													
<u>CITY</u>	<u>JUL</u>	<u>AUG</u>	<u>SEP</u>	<u>OCT</u>	<u>NOV</u>	<u>DEC</u>	<u>JAN</u>	<u>FEB</u>	<u>MAR</u>	<u>APR</u>	<u>MAY</u>	<u>JUN</u>	<u>TOTAL</u>
Carlsbad	153	225	0	0	0	0	0	0	0	0	0	0	378
Del Mar	8	5	0	0	0	0	0	0	0	0	0	0	13
Encinitas	67	88	0	0	0	0	0	0	0	0	0	0	155
Escondido *	0	0	0	0	0	0	0	0	0	0	0	0	-
National City**	0	0	0	0	0	0	0	0	0	0	0	0	-
Poway	468	657	0	0	0	0	0	0	0	0	0	0	1,125
San Marcos	101	159	0	0	0	0	0	0	0	0	0	0	260
Solana Beach	7	12	0	0	0	0	0	0	0	0	0	0	19
Vista	292	393	0	0	0	0	0	0	0	0	0	0	685
E/U-Waste Only	177	252	0	0	0	0	0	0	0	0	0	0	429
Batteries Only	9	21	0	0	0	0	0	0	0	0	0	0	30
Sharps Only	15	33	0	0	0	0	0	0	0	0	0	0	48
0	1,297	1,845	-	-	-	-	-	-	-	-	-	-	3,142

*Escondido participation at Poway/Vista facilities. Total participation on page 2 (Escondido and RSWA facilities).

** National City participation at Poway/Vista facilities. Total participation on page 2 (Chula Vista and RSWA facilities).

HOME PICKUPS

All Jurisdictions - Including Batteries and E-Waste Only						
	<u>Seniors/HB</u>	<u>Co-Pay</u>	<u>Sharps/U-</u>	<u>Batteries Only</u>	<u>E-Waste Only</u>	<u>Monthly Total</u>
Jul-20	108	20	2	0	11	141
Aug-20	117	21	1	0	110	249
Sep-20	0	0	0	0	1	1
Oct-20	0	0	0	0	35	35
Nov-20	0	0	0	0	27	27
Dec-20	0	0	0	0	136	136
Jan-21	0	0	0	0	25	25
Feb-21	0	0	0	0	0	0
Mar-21	0	0	0	0	345	345
Apr-21	0	0	0	0	0	0
May-21	0	0	0	0	0	0
Jun-21	0	0	0	0	0	0
Total	225	41	3	0	690	959

RSWA HHW Participation By Jurisdiction

	<u>Del Mar</u>		<u>Encinitas</u>		<u>Escondido*</u>		<u>National City**</u>		<u>Poway</u>		<u>Solana Beach</u>		<u>Vista</u>		<u>Total***</u>	
	PHHWCF	Home P/U	PHHWCF	Home P/U	V/P	Esc.	PHHWCF	Home P/U	PHHWCF	Home P/U	PHHWCF	Home P/U	PHHWCF	Home P/U	PHHWCF	Home P/U
TOTAL FY17	24	34	513	355	0	1,552	99	0	3,585	9	63	171	2,481	51	8,317	620
TOTAL FY18	28	44	539	414	0	1,522	147	0	4,047	4	72	156	2,777	66	9,132	684
TOTAL FY19	18	56	576	442	0	1,580	209	0	4,232	5	58	161	2,878	47	9,551	711
TOTAL FY20	13	23	155	481	0	1,604	251	0	1,125	19	19	160	685	145	3,852	828
Jul-20	8	5	67	66	0	202	0	0	0	1	7	23	292	10	576	105
Aug-20	5	0	88	44	0	237	0	0	657	0	12	12	393	17	1392	73
Sep-20	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Oct-20	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Nov-20	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Dec-20	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Jan-21	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Feb-21	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Mar-21	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Apr-21	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
May-21	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Jun-21	0	136	0	0	0	0	0	0	0	0	0	0	0	0	0	136
TOTAL FY21	13	141	155	110	0	439	0	0	657	1	19	35	685	27	1,968	314

* Escondido - V/P = Vista/Poway facilities, Esc. = Escondido facility

** National City residents utilize Chula Vista facility, \$5 co-pay (data provided by City of Chula Vista)

*** Total - PHHWCF includes all permanent facility participation by RSWA member cities (including Escondido facility)

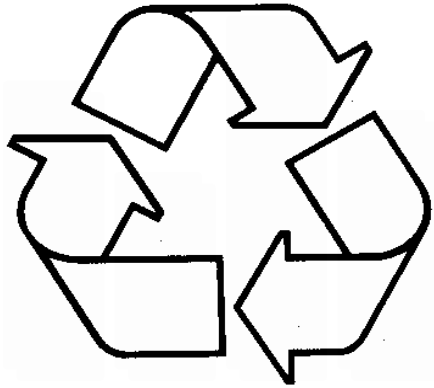
**RSWA HHW Program
Participation and
Volume Collected (lbs.)
(includes HHW from all participating jurisdictions)**

	<u>Poway</u>		<u>Vista</u>		<u>Door to Door</u>		<u>Total</u>	
	Residents	Volume	Residents	Volume	Residents	Volume	Residents	Volume
Jul-Sep FY19	1,323	63,501	1,784	150,035	392	37,508	3,499	251,044
Jul-Sep FY20	1,514	63,780	2,052	164,510	453	41,127	4,019	269,417
TOTAL FY20	5,136	215,402	6,861	602,298	1,915	163,281	13,912	980,981
Weight per Vehicle/Pickup		41.9		87.8		85.3		70.5
Jul-20	562	13,320	735	53,561	172	13,390	1,469	80,271
Aug-20	784	29,505	1,061	62,230	173	15,557	2,018	107,292
Sep-20	0	0	0	0	0	0	0	0
Jul-Sep FY21	1,346	42,825	1,796	115,791	345	28,947	3,487	187,563
TOTAL FY21	1,346	42,825	1,796	115,791	345	28,947	3,487	187,563
Weight per Vehicle/Pickup		31.8		64.5		83.9		53.8

RSWA HHW Program Participation Paint Recycling (Oil Latex) (lbs)

	Poway	Vista
Jul-20	7,996	29,945
Aug-20	15,105	41,253
Sep-20	0	0
Oct-20	0	0
Nov-20	0	0
Dec-20	0	0
Jan-21	0	0
Feb-21	0	0
Mar-21	0	0
Apr-21	0	0
May-21	0	0
Jun-21	0	0
TOTAL FY21	23,101	71,198

Item 7.B.



REGIONAL SOLID WASTE ASSOCIATION

Member Agencies: Cities of Del Mar,
Encinitas, Escondido, National City, Poway,
Solana Beach, and Vista

New Laws Related to Solid Waste & Recycling Matters

As Presented By: General Manager/General Counsel, James H. Eggart

October 1, 2020

Board Meeting



Approved
Legislation

Assembly Bill 793: Minimum Recycled Content Standards for Plastic Beverage Containers

- ▶ Requires producers of plastic beverage containers to incorporate postconsumer recycled content into their containers.
- ▶ Plastic beverage containers must have the following percentages of postconsumer recycled plastic:
 - ▶ From January 1, 2022, until December 31, 2024, no less than 15%;
 - ▶ From January 1, 2025 until December 31, 2029, no less than 25%; and,
 - ▶ On and after January 1, 2030, no less than 50%.



Assembly Bill 2920: Consolidated Manifesting for Retail Hazardous Waste

- ▶ Authorizes “consolidated manifesting” to be used for retail hazardous waste generated by retailers engaged in business in CA.
- ▶ “Consolidated manifesting” allows registered hazardous waste transporters to combine specified wastes from multiple eligible generators on a single manifest, rather than having to use a separate manifest from each generator.





Assembly Bill 2287: Update of Labeling Standards for Composable Plastic Products

- ▶ This measure would do each of the following:
 - ▶ Update standards for labeling of “compostable” plastics; updates the “Truth in Environmental Advertising” law to reflect updated standards, certifications, and best practices for labeling plastic products marketed as “compostable.”
 - ▶ Amend AB 1583 (2019) - Statewide Commission on Recycling Markets and Curbside Recycling - to grant six month extension for local governments and private sector recyclers to identify uniform product redesign suggestions.
 - ▶ Extend AB 827’s deadline by 18 months for theme parks and zoos to provide recycling bins for recyclable material and organic waste.



Legislation
Vetoed by
the Governor





Assembly Bill 995: Department of Toxic Substances Control Overhaul

- ▶ Would have created the Board of Environmental Safety within the California Environmental Protection Agency to overhaul DTSC.
- ▶ The Bill was drafted in response to complaints that DTSC has not been properly enforcing state and federal laws and has been allowing hazardous waste facilities to operate with an expired permit.
- ▶ Governor Vetoes the Bill because it did not include adequate funding of the governance changes and failed to include restricted fees included in Governor's proposed Budget.



Bills that did
not pass out
of the State
Legislature

Assembly Bill 1672	Senate Bill 1156	Senate Bill 409
Solid Waste: Premoistened Nonwoven Disposable Wipes	Lithium-Ion Batteries: Illegal Disposal	Illegal Dumping
<p>Would have required disposable wipes manufactured on or after January 1, 2022, to be labeled clearly and conspicuously with the phrase "Do Not Flush."</p>	<p>Would have prohibited a person from knowingly disposing of a lithium-ion battery in a container or receptacle that is intended for the collection of solid waste or recyclable materials.</p>	<p>Would have made it a crime to dump waste matter, rocks, concrete, asphalt, or dirt upon a public or private road, upon private property without the consent of the owner, or upon a public park or other public property.</p>
<p><i>This bill did not make it out of Committee in the Senate.</i></p>	<p><i>This bill failed to pass out of the Assembly.</i></p>	<p><i>This bill did not make it out of Committee in the Assembly.</i></p>

Assembly Bill 1080 & Senate Bill 54	Senate Bill 1152	Assembly Bill 2959
California Circular Economy and Plastic Pollution Reduction Act	Solar Panel End of Life Labeling	Food Byproducts
Would have created a plan to reduce and recycle 75% of California's single-use plastics by 2030	Would have required solar panel manufacturers to include permanent labels providing information necessary to facilitate disposal or recycling of solar panels at the end of their useful life.	Would have clarified that cities can apply solid waste franchises to food byproducts generated by supermarkets, grocers, restaurants, and other retail food establishments
<i>These bills both failed to pass out of the Assembly for the second session in a row</i>	<i>This bill did not make it out of Committee in the Senate.</i>	<i>This bill did not make it out of Committee in the Senate.</i>

Assembly Bill 2612	Senate Bill 1238	Senate Bill 1332
<p>Funding for Recycling and Organic Waste Recycling Projects</p>	<p>Recycled Plastics in Asphalt</p>	<p>California Recycling and Composting Infrastructure Fund</p>
<p>Would have created a continuing funding source for recycling and organic waste recycling projects that reduce greenhouse gases</p>	<p>Would have authorized Caltrans to study and develop specifications for the use of recycled plastics in asphalt</p>	<p>Would have created a fund and loan/grant/incentive programs for improvement of recycling and composing infrastructure</p>
<p><i>This bill did not make it out of Committee in the Assembly.</i></p>	<p><i>This bill did not make it out of Committee in the Assembly.</i></p>	<p><i>This bill did not make it out of Committee in the Senate.</i></p>



Questions?