

**MINUTES  
REGIONAL SOLID WASTE ASSOCIATION  
REGULAR MEETING**

**March 31, 2022  
9:00 a.m.**

**EDCO / Escondido Disposal  
1021 W. Mission Avenue  
Escondido, CA**

**BOARD MEMBERS IN ATTENDANCE:**

**Council Member Ron Morrison, City of National City – RSWA Chairperson  
Council Member Joe Green, City of Vista – RSWA Vice-Chairperson  
Mayor Dwight Worden, City of Del Mar – RSWA Secretary  
Deputy Mayor John Mullin, City of Poway (Alternate)  
Mayor Catherine Blakespear, City of Encinitas  
Council Member Kelly Harless, City of Solana Beach  
Council Member Mike Morasco, City of Escondido**

**STAFF RESOURCES IN ATTENDANCE:**

**James H. Eggart, General Manager/General Counsel  
Phil Davis, Financial Analyst – City of National City**

**1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

Chairperson Morrison called the meeting to order at 9:13 a.m.

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

**2. SWEARING-IN OF NEW BOARD MEMBER(S)**

John Mullin was sworn in as an Alternate Board Member from the City of Poway.

**3. ORAL COMMUNICATIONS**

None.

**4. CONSENT CALENDAR**

The consent calendar included the following items:

- A.** Minutes of the March 3, 2022, Special Meeting of the Board of the Regional Solid Waste Association – Recommended Action: Receive and File.

- B. RSWA Website Activity Report for the Third Quarter – Recommended Action: Receive and File.
- C. Resolution No. 2022-04, A Resolution of the Board of Directors of the Regional Solid Waste Association Making Specified Findings and Reauthorizing Remote Teleconference Meetings in Accordance with Government Code Section 54953(e)

**MOTION WAS MADE TO APPROVE THE CONSENT CALENDAR.**

(Motion by Vice-Chairperson Green, City of Vista/Second by Board Member Harless, City of Solana Beach). Motion was approved by a vote of 6 ayes, 0 nays, and 1 abstention.

**Ayes: Morrison, Green, Blakespear, Morasco, Worden, Harless**

**Nays:**

**Abstain: Mullin**

**Absent:**

**5. ELECTION OF OFFICERS – ACTION ITEM**

This item was scheduled for the election of officers to serve until the April 2023 meeting. The last election of officers was at the April 1, 2021 Board meeting.

**MOTION WAS MADE TO APPOINT THE FOLLOWING SLATE OF OFFICERS:**

1. **CHAIRPERSON – COUNCIL MEMBER RON MORRISON, CITY OF NATIONAL CITY**
2. **VICE-CHAIRPERSON – MAYOR DWIGHT WORDEN, CITY OF DEL MAR**
3. **TREASURER – COUNCIL MEMBER DAVE GROSCH, CITY OF POWAY**
4. **SECRETARY – COUNCIL MEMBER JOE GREEN, CITY OF VISTA**

(Motion by Vice-Chairperson Green / Second by Secretary Worden). Motion was approved by a vote of 7 ayes, 0 nays, and 0 abstentions.

**Ayes: Morasco, Harless, Blakespear, Mullin, Worden, Green, Morrison**

**Nays:**

**Abstain:**

**Absent:**

**6. AGREEMENT FOR TRANSFER AND DISPOSAL SERVICES BETWEEN EDCO AND RSWA – INFORMATION AND ACTION ITEM**

**A. Disposal Rate and Volume Rebate Adjustments – Information Item**

General Manager Eggart updated the Board on the annual rate adjustment and advised the Board that disposal rates for each City will increase by 5.0% effective July 1, 2022. For the Cities of Del Mar, Encinitas, Solana Beach and Vista, the disposal rate will increase by \$2.56 (from \$51.26/ton to \$53.83/ton). For the Cities of National City and Poway, the disposal rate will increase by \$2.31 (from \$46.22/ton to \$48.53/ton). General Manager Eggart also reported that the Volume Rebate paid by EDCO to RSWA annually would increase by \$14,373.91 in Fiscal Year 2022/2023, to \$301,852.05. *(James – this number was in last year's minutes as the increased amount, so maybe check the numbers. Also your notes had \$553.83/ton for Del Mar et al.)*

**B. Negotiation of Potential Amendment to Agreement for Transfer and Disposal Services – Action Item**

This item was scheduled for discussions on the formation of a separate subcommittee to conduct discussions and negotiations with EDCO regarding a potential amendment to the existing Agreement for Transfer and Disposal Services.

**MOTION WAS MADE TO CREATE A SUBCOMMITTEE CONSISTING OF CHAIRPERSON MORRISON, VICE CHAIRPERSON WORDEN AND TREASURER GROSCH TO CONDUCT DISCUSSIONS AND NEGOTIATIONS WITH EDCO REGARDING A POTENTIAL AMENDMENT TO THE EXISTING AGREEMENT FOR TRANSFER OF DISPOSAL SERVICES.**

(Motion by Secretary Green / Second by Board Member Harless). Motion was approved by a vote of 6 ayes, 0 nays, and 0 abstentions, with 1 absent.

**Ayes: Harless, Blakespear, Mullin, Worden, Green, Morrison**

**Nays:**

**Abstain:**

**Absent: Morasco**

**7. SB 1383 COMPLIANCE SUPPORT SERVICES AGREEMENT – INFORMATION AND ACTION ITEM**

**A. SB 1383 Compliance Support Services Status Report – Information Item**

The Board received a report on the status of the SB 1383 compliance support services being provided to the RSWA member Cities by Solana Center for Environmental Innovation ("Solana Center") and San Diego Food System Alliance. A copy of the January and February Monthly Progress Reports and a summary of billings through February 2022 were provided in the agenda packet provided to the Board and made available to the public.

Board Member Morasco left the meeting at 9:51 a.m.

**B. Clarification of General Manager's Authority to Enter into Amendments to Agreement with Solana Center for SB 1383 Compliance Support Services to Member Cities – Action Item**

The Board received a report and discussed the General Manager's request to clarify the previous delegation of authority to him to enter into amendments to the Professional Services Agreement between the RSWA and Solana Center for Environmental Innovation.

**MOTION WAS MADE TO CONFIRM THAT THE GENERAL MANAGER IS AUTHORIZED TO APPROVE MODIFICATIONS OR AMENDMENTS TO THE AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN RSWA AND SOLANA CENTER FOR ENVIRONMENTAL INNOVATION, WHICH DO NOT RESULT IN INCREASES IN COST TO RSWA ABOVE THE BUDGETED AND ALLOCATED AMOUNTS PREVIOUSLY APPROVED BY THE BOARD.**

(Motion by Board Member Harless / Second by Board Member Blakespear). Motion was approved by a vote of 6 ayes, 0 nays, and 0 abstentions, with 1 absent.

**Ayes:** Harless, Blakespear, Mullin, Worden, Green, Morrison

**Nays:**

**Abstain:**

**Absent:** Morasco

**8. FINANCE AND BUDGET – INFORMATION AND ACTION ITEMS**

**A. Budget and Expenditure Status for the Third Quarter of Fiscal Year 2021/2022 – Information Item (Receive and File)**

General Manager Eggart and Fiduciary Agent Phil Davis of the City of National City reviewed the third quarter Financial Status and Cash Activity reports as of March 31, 2022. Details were provided to the Board Members and public in their respective agenda packets. The year-to-date activity reflected in the reports show actual revenues of \$313,249, and actual expenditures of \$342,908 through March 31, 2022. As of March 31, 2022 RSWA had a fund balance of \$441,696, which includes \$80,000 in reserves for HHW facility closures.

**MOTION WAS MADE TO RECEIVE AND FILE THE FINANCIAL STATUS AND CASH ACTIVITY REPORTS FOR THE THIRD QUARTER OF FISCAL YEAR 2021/2022 AS PRESENTED.**

(Motion by Secretary Green, City of Vista / Second by Board Member Blakespear, City of Encinitas). Motion was approved by a vote of 6 ayes, 0 nays, and 0 abstentions, with 1 absent.

**Ayes:** Harless, Blakespear, Mullin, Worden, Green, Morrison  
**Nays:**  
**Abstain:**  
**Absent:** Morasco

**B. RSWA Investment Report for the Third Quarter of Fiscal Year 2021/2022 – Information Item (Receive and File)**

General Manager Eggart and Fiduciary Agent Phil Davis of the City of National City reviewed the investment report as of December 31, 2021. All of RSWA's funds are invested in the City of National City's portfolio. As of March 31, 2022 RSWA had an invested cash balance of \$437,906. Details on the City of National City's portfolio and investment activity through December 31, 2021 was provided to the Board Members in their respective agenda packets.

**MOTION WAS MADE TO RECEIVE AND FILE THE INVESTMENT REPORT FOR THE THIRD QUARTER OF FISCAL YEAR 2021/2022 AS PRESENTED.**

(Motion by Secretary Green, City of Vista / Second by Vice-Chairperson Worden, City of Del Mar). Motion was approved by a vote of 6 ayes, 0 nays, and 0 abstentions, with 1 absent.

**Ayes:** Harless, Blakespear, Mullin, Worden, Green, Morrison  
**Nays:**  
**Abstain:**  
**Absent:** Morasco

**C. Fiscal Years 2022/2023 and 2023/2024 Budgeting Process – Action Item**

General Manager Eggart reviewed the two-year budgeting process 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 2022/2023 Budget and a 2023/2024 Budget for consideration by the full Board.

**MOTION WAS MADE TO APPOINT A BUDGET SUBCOMMITTEE CONSISTING OF CHAIRPERSON MORRISON, VICE CHAIRPERSON WORDEN AND TREASURER GROSCH.**

(Motion by Board Member Green, City of Vista / Second by Board Member Blakespear, City of Encinitas). Motion was approved by a vote of 6 ayes, 0 nays and 1 absent.

**Ayes:** Harless, Blakespear, Mullin, Worden, Green, Morrison  
**Nays:**  
**Abstain:**  
**Absent:** Morasco

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

**A. HHW Participation Reports – Information Item**

General Manager Eggart informed the Board that HHW Participation reports will be presented at a future meeting.

**B. Legislative Update – Information Item**

General Manager Eggart updated the Board on pending state legislation of interest relating to solid waste, organic waste, recycling, and household hazardous waste. A memorandum providing updates the memorandum provided to the Board at the March 3, 2022 special meeting was provided at the meeting and made available to the public. General Manager Eggart also provided the Board and public with informational handouts regarding AB 2440 and SB 1215 pertaining to extended producer responsibility for batteries.

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

General Manager Eggart and Steve South of EDCO provided information on a proposed Los Angeles County ordinance prohibiting single-use plastic foodware and expanded polystyrene products.

**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 Board meeting schedule. It was noted that the previously approved meeting schedule was as follows:

June 30, 2022  
October 6, 2022  
January 5, 2023

No changes were made to the existing meeting schedule.

**B. Subcommittee Reports – Information and Potential Action Item**

General Manager Eggart provided information on future subcommittee meetings. Since no subcommittees met since the March 3, 2022 Board meeting, there were no subcommittee reports provided.

**C. Update on Potential Educational Conference Attendance – Information Item**

General Manager Eggart provided information to the Board regarding WasteExpo scheduled for May 9-12, 2023 in Las Vegas.

**D. 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. There were no reports.

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

There were no comments from Board Members.

General Manager Eggart thanked the Board Members for filing their Form 700s before the filing deadline.

**12. ADJOURNMENT**

Chairperson Morrison adjourned the meeting at 10:35 a.m. to the regular meeting of June 30, 2022, at 9:00 a.m. to be held at the Fletcher Cove Community Center, 133 Pacific Avenue, Solana Beach, California.

**Respectfully Submitted:**

  
James H. Eggart  
General Manager

**Approved:**

  
Joe Green  
RSWA Secretary