



SWANA[®]

SOLID WASTE ASSOCIATION
of North America

CALIFORNIA CHAPTERS

FOUNDING

SIERRA

GOLDRUSH

LEGISLATIVE TASK FORCE

www.swanacalleg.org

LEGISLATIVE ADVOCATES

PAUL J. YODER
Shaw/Yoder, Inc.
1415 L Street, Suite 200
Sacramento, CA 95814
(916) 446-4656
FAX (916) 446-4318
paul@shawyoder.org

CHAIR

GRACE CHAN
LA County Sanitation Districts
1955 Workman Mill Road
Whittier, CA 90601
(562) 699-7411 ext. 2402
gchan@lacsds.org

VICE CHAIR

WILLIAM MERRY
Monterey RWMD
14201 Del Monte Boulevard
P.O. Box 1670
Marina, CA 93933
(831) 384-5313
wmerry@mrwmd.org

TREASURER

NANCY EWERT
Kern County
2700 M Street, Suite 500
Bakersfield, CA 93301
(661) 862-8933
newert@co.kern.ca.us

SECRETARY

MARK URQUHART P.E.
Senior Project Manager
HDR ONE COMPANY
2365 Iron Point Rd. #300
Folsom, CA 95630
(916) 817-4933
Mark.Urquhart@hdrinc.com

**MINUTES OF SWANA CALIFORNIA LEGISLATIVE
TASK FORCE TELEPHONE MEETING**

February 7, 2008

By: Mark Urquhart, Secretary

The Legislative Task Force (LTF) meeting started at about 10:30 AM. A quorum was present as there were 11 voting members present, including alternate voting members, and at least one voting member from each chapter. A list of people that participated is in Attachment A. The agenda is Attachment B. The items from the agenda below were not all discussed in the order listed.

I. BUSINESS ITEMS AND LTF ACTIVITIES

Approval of Minutes from January 24, 2008 LTF Telephone Meeting:

Scott Johnston asked if there were any comments on these minutes. There were some minor edits requested.

Motion:

Mike Mohajer made a motion to approve the minutes from the January 24, 2008 telephone meeting with the minor edits. Grace Chan seconded the motion. The motion carried, as all were in favor.

Workplan and Budget

It was discussed that the Gold Rush Chapter and Sierra Chapters had approved the LTF workplan and budget. John Gulledge will verify that the Founding Chapter had approved them.

Treasurer's Report

NE said she is in the process of getting all the records and therefore deferred the report to John Abernethy. John Abernethy said that the beginning balance for January 31 2008 was \$49,937, per the report (See also Attachment D).

Motion:

Mike Mohajer made a motion to approve the treasurer's report for January 2008. Constance Hornig seconded the motion. The motion carried, as all were in favor.

Website Update

Tressa Wallace said that Shaw/Yoder has placed all the 2007 minutes on website. All 2007 letters are being put on website shortly (listed under legislation). The new LTF membership roster has been posted.

Letterhead Update

Tressa Wallace said that Shaw/Yoder is in the process of getting both electronic and new hard-copy letterhead printed. It will be completed soon.

Installation of Officers to the LTF for 2008:

Scott Johnston discussed that at the 2007 LTF workshop meeting the LTF had recommended approving a slate of officers for 2008 at the February 2008 meeting. The slate recommended included the following:

- Chairman – Grace Chan
- Vice Chairman – William Merry
- Treasurer – Nancy Ewert
- Secretary – Mark Urquhart

Those recommended members, who all are also now appointed to continuing as LTF members for 2008, have agreed to serve as officers, if approved by the LTF. According to the MOU for the LTF, the Chair and Vice-Chair are elected by the Task Force members, and then the Chair of the LTF appoints the Secretary and Treasurer, who are then ratified by the LTF membership. Scott Johnston asked for a motion by the Task Force approving that the above named officers for 2008.

Motion:

Mike Mohajer made a motion that the following be approved as officers of the LTF for 2008:

- Chairman – Grace Chan
- Vice Chairman – William Merry
- Treasurer – Nancy Ewert
- Secretary – Mark Urquhart

NE seconded the motion. The motion carried, as all were in favor. Scott Johnston transitioned leading the call to Grace Chan at this point.

Financial Audit Committee Report for 2007

It was discussed that the audit committee had completed the audit. John Gullede discussed all finances were in order. Mike Mohajer said that there is repeated phrase in the second paragraph, “at some future period to insure a complete and certified audit”, which needs to be deleted. It was decided this could be lined out on the signed version.

Motion:

Constance Hornig made a motion to approve the memorandum dated December 14, 2007 of the audit committee, finding no irregularities, with the deletion of the repeated wording shown above. Larry Sweetser seconded the motion. The motion carried, as all were in favor. Attachment E contains the memo with the approved stricken words.

Western Regional Symposium (WRS)

Paul Yoder said he needs agreement on the time slot in order to make invitations for the LTF panel session. Tuesday may result in a conflict with CIWMB meeting if CIWMB member would be invited.

Paul Yoder suggested Elizabeth Huber may be a good panelist as she is working on the language for SB 1016; and the LTF could also include a staff person from Senator Wiggins' office. It was agreed that the LTF meeting session at the WRS will include Elizabeth Huber, CIWMB staff, and someone from Senator Wiggins' office from 3:45PM to 5:00PM on Wednesday. They would speak during the major portion of the LTF meeting. Paul Yoder will try to get handout information at the reception desk and/or session areas at the WRS so people can review it prior to the session.

It was also discussed that Paul Yoder or John Abernethy will try to set up briefing meetings between LTF members and the CIWMB board members at their offices. It was discussed that Grace Chan and William Merry will attend on behalf of the LTF.

II. LEGISLATIVE MATTERS

Paul Yoder discussed select bills on the bill matrix distributed with the agenda.

AB 218 – This bill was gutted and reintroduction of AB1448 to expand e-waste device list considerably to any plug in device (similar to European ROH list but it could be confusing with the additional list). Unfortunately, there is little on product stewardship in the bill. Take this up at next meeting.

AB 501 – Pharmaceutical waste producer responsibility bill is moving but got amended again.

AB 642 – This is a design/build bill for public agencies, including solid waste. It was discussed that the bill should be amended to include JPA's. The bill is now limiting the number of projects.

Position: Support with amendment to include JPA's. Motion passed.

AB 904 – This restricts materials for packaging fast foods.

Position: Support (will help with storm water issues).

AB 1751 – Impoundment of vehicles used in a crime.

Position: Support; recommend one or more crimes instead of two or more.

AB 1778 – The \$20 trigger in this anti-scavenging bill is too low.

Position: Watch

SB 447 – This is another metal theft bill to require junk dealers to report transactions to the sheriff. Scott Johnston said this bill needs to be made multi-jurisdictional. This is probably not a SWANA issue.

Position: Watch.

SB 1016 – William Merry noted that CIWMB staff members have been pushing SB 1016 concepts as part of AB939 community workshops. The CIWMB staff discussion included a potential \$0.60/ton surcharge; however, the reason for the surcharge was not made clear but the LTF is speculating that it may be because of declining landfill tonnages and revenues. Mark Urquhart stated an opinion that with the diversion rate above 50% maybe there needs to be discussion of other funding sources than just the landfill tip fee as the system has now become a diversion system and not primarily a disposal system.

There was considerable discussion on many related AB939 issues. Grace Chan pointed out that there may be green waste Alternate Daily Cover (ADC) legislation introduced looking at restrictions or even tip fee surcharges for ADC.

III. REGULATORY MATTER

The following regulatory issues were discussed. This did not include all agenda items.

CIWMB on AB 2296, Phase II Landfill Closure/Postclosure

CIWMB staff is working on regulatory language for closure and postclosure requirements. There are three stakeholder groups meeting separately. There will be workgroup meetings. Larry Sweetser will circulate a PowerPoint presentation that was circulated by the CIWMB. It appears there would not be a threat to pledges of revenue. The process will be moving on a fact track. A big issue is whether the 30-year period will be extended. It was discussed that distinction needs to be made between public pledges of revenue and concerns with private financial assurances, which are not backed as well if corporations dissolve. Larry Sweetser said it was discussed that only a minority of landfills have set aside financial assurance for potential environmental releases. He said comments are due soon, on February 15.

CIWMB Organics Life Cycle Analysis 1/29/08 - Studying emissions of organics in landfill

The CIWMB will study this at some sites. Larry Sweetser is concerned that CIWMB may be thinking about ban of organics in landfills. They are also discussing impacts of composting.

Stakeholders Climate Action Recycling and Waste Management Subgroup, Ad-hoc Recycling and Waste Diversion Reporting Protocol Working Group (Recycling Protocols Group) - 1/28/08

Larry Sweetser said that there was disappointment by many on how this process has transpired to date. There will be meetings and whitepapers as the process moves ahead. There are a lot of groups following this.

IV. ADJOURNMENT

The meeting was adjourned about 12:10 PM. The next meeting will be a personal meeting in Sacramento at the Shaw/Yoder Associates office on March 6, 2008, from 10:00 AM to 3PM.

**ATTENDANCE LIST
SWANA LEGISLATIVE TASK FORCE PHONE MEETING
FEBRUARY 7, 2008**

Voting Member Chapter	NAME	ORGANIZATION	PHONE	EMAIL
VM/Gold Rush	William Merry (VC)	Monterey RWMD	831-384-5313	wmerry@mrwmd.org
VM/Gold Rush	Larry Sweetser	Sweetser and Associates/ESJPA	(510) 703-0898	sweetser@aol.com
VM/Gold Rush	Mark Urquhart (S)	HDR Engineering, Inc.	916-817-4933	mark.urquhart@hdrinc.com
ALT/Founding	Sharon Green	LA County Sanitation Districts	562-699-7411	sgreen@lacsds.org
VM/Founding	Mike Mohajer	LA County IWM Task Force	909-592-1147	MikeMohajer@yahoo.com
VM/Founding	Grace Chan (C)	LA County Sanitation Districts	562-699-7411 ext 2402	gchan@lacsds.org
VM/Founding	John Gullledge	LA County Sanitation Districts	562-699-7411 ext 2401	jgullledge@lacsds.org
ALT/Founding	Lisa Wood	City of San Diego	858-573-1236	lwood@sandiego.gov
VM/Founding	Constance Hornig	Law Offices	323-934-4601	Hornig@MSWesq.com
VM/Sierra	Nancy Ewert (T)	Kern County	661-862-8953	newert@co.kern.ca.us
VM/Sierra	R. Scott Johnston	Merced County	209-385-7388	Irsj@co.merced.ca.us
SWANA CA Chapters; Regulatory Affairs	John Abernethy	Private Consultant	(916) 983-5062	abernethyj07@comcast.net
SWANA CA Chapters; Legislative Asst.	Tressa Wallace	Shaw / Yoder Inc.	916-446-4656 Ext 1025	Tressa@shawyoder.org
SWANA CA Chapter. Lobbyist	Paul Yoder	Shaw/Yoder, Inc.	916-446-4656	pyoder@shawyoder.org

VM= Voting Member

Ch = Chair

VC = Vice Chair

T = Treasurer

S = Secretary

SWANA LTF TELECONFERENCE AGENDA
THURSDAY, FEBRUARY 7, 10:30 A.M. - NOON

Access Dial in number 1.800.867.2581
 Access # 1006105

I. Business Items

- Introductions
- Next Meeting Date
- Approval of Meeting Minutes (attached)
- Approval of Treasurer's Report
- Website Update
- Letterhead Update
- Election of LTF Officers
- Financial Audit Committee Report for 2007 (see attachment)
- SWANA Western Regional Symposium Legislative Session
- CIWMB on AB 2296, Phase II Landfill Closure/Postclosure (Was SWANA invited to the meetings?)
- CIWMB Organics Life Cycle Analysis 1/29/08 - Studying emissions of organics in landfill
- Stakeholders Climate Action Recycling and Waste Management Subgroup, Ad-hoc Recycling and Waste Diversion Reporting Protocol Working Group (Recycling Protocols Group) - 1/28/08
- Other

II. Legislative Matters

- AB 218 (Saldana) Hazardous Waste: electronic devices
- AB 501 (Swanson) Pharmaceutical Devices
- AB 642 (Wolk) Design Build: cities, counties, and special districts
- AB 904 (Feuer) Recycling: food containers
- AB 1751 (Fuentes) Vehicles: nuisance abatement: impoundment
- AB 1778 (Ma) Junk Dealers and recyclers: CRV containers
- SB 447 (Maldonado) Junk Dealers
- Review of updated matrix (attached)

III. Regulatory Matters

- February 11 CIWMB Permitting & Compliance (Possible ADC discussion) - Item G. Update On Landfill Long-Term Financial Assurances Activities For Postclosure Maintenance And Corrective Action -- (Board Item 6)
- February 13 CIWMB Market Development and Sustainability Committee - Item F. Discussion And Update Of The Recycling Market Development Zone Program Evaluation Project -- (Board Item 12)
- February 15 - Comments due to CIWMB on AB 2296, Phase II Landfill Closure/Postclosure
- February 15, 1 pm ARB Landfill Foam Workshop
- February 20 CIWMB Full meeting -15. Consideration Of Allocation Proposals To Be Funded From The IWMA - 2007-D-14: Development of Training on the

Principles of Integrated Waste Management and Research of Certification Programs for Recycling Professionals - \$80,000 (see below)

- February 21, 10 am - ARB Landfill Methane Workshop - Staff presents draft regulatory proposal
- March 17, time TBA - CIWMB Stakeholders Meeting on SB 1305, Sharps Management

<p>2007-D-14: Development of Training on the Principles of Integrated Waste Management and Research of Certification Programs for Recycling Professionals</p> <p>This proposal would hire a consultant to provide the following services:</p> <ol style="list-style-type: none">1) Work in collaboration with the CIWMB on development of curriculum exploring all principles of integrated waste management; and2) Research and analyze various certification program models, make recommendations, and refine a certification program specifically for recycling professionals.	<p>\$80,000</p>
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**SWANA LEGISLATIVE TASK FORCE
2008 MEMBERS**

Member/Chapter	NAME	ORGANIZATION	PHONE	EMAIL
VM/Gold Rush	William Merry (VC)	Monterey RWMD	831-384-5313	wmerry@mrwmd.org
VM/Gold Rush	Mark Urquhart (S)	Shaw Environmental	530-626-4771	mark.urquhart@shawgrp.com
VM/Gold Rush	Russ Reiserer	City of Palo Alto	(650) 496-6951	russell.reiserer@cityofpaloalto.org
VM/Gold Rush	Larry Sweetser	Sweetser and Associates/ESJPA	(510) 703-0898	sweetser@aol.com
VM/Gold Rush	Annette Borges	City of Folsom	916-351-3419	aborges@folsom.ca.us
VM/Founding	Grace Chan (C)	LA County Sanitation Districts	562-699-7411 ext 2402	gchan@lacsrd.org
VM/Founding	Constance Hornig	Law Offices	323-934-4601	Hornig@MSWesq.com
VM/Founding	Mike Mohajer	LA County IWM Task Force	909-592-1147	MikeMohajer@yahoo.com
VM/Founding	John Gullede	LA County Sanitation Districts	562-699-7411 ext 2401	jpgullede@lacsrd.org
VM/Founding	Chris Gonaver	City of San Diego	858-573-1212	cgonaver@sandiego.gov
ALT/Founding	Lisa Wood	City of San Diego	858-573-1236	lfwood@sandiego.gov
ALT/Founding	Sharon Green	LA County Sanitation Districts	562-699-7411	sgreen@lacsrd.org
VM/Sierra	R. Scott Johnston	Merced County	209-385-7388	Irsj@co.merced.ca.us
VM/Sierra	Nancy Ewert (T)	Kern County	661-862-8953	newert@co.kern.ca.us
VM/Sierra	Marion Miller	Fresno County	559-262-4259	mmiller2@co.fresno.ca.us
VM/Sierra	Jim Babcock	Malcolm Pirnie, Inc.	510-451-8904	jbabcock@pirnie.com
VM/Sierra	Curtis Larkin	Fresno County	559.453-5029	clarkin@co.fresno.ca.us
ALT/Sierra	Steve Strait	SECOR	559-271-2650	sstrait@secor.com
SWANA CA Chapters. Lobbyist	Paul Yoder	Shaw/Yoder Inc.	916-446-4656	Paul@shawyoder.org
SWANA CA Chapters; Legislative Asst.	Tressa Wallace	Shaw / Yoder Inc.	916-446-4656 Ext 1025	Tressa@shawyoder.org
SWANA CA Chapters; Regulatory Affairs	John Abernethy	Private Consultant	(916) 983-5062	abernethyj07@comcast.net

VM= Voting Member
 ALT= Alternate Voting Member
 C = Chair
 VC = Vice Chair
 T = Treasurer
 S = Secretary

SWANA LEGISLATIVE TASK FORCE

2008 BUDGET

January Report.

<u>BEGINNING BALANCE</u>		\$	48,825.87	\$35,385.87
<u>REVENUES</u>				
DUES SURCHARGE (\$30 / MEMBER RENEWAL)		\$	25,000.00	
	Jan Dues			\$1,110.00
WESTERN REGIONAL SYMPOSIUM		\$	7,500.00	
MOLO COURSE REVENUES		\$	5,000.00	
AGENCY CONTRIBUTIONS		\$	15,000.00	
INTEREST		\$	<u> -</u>	
	Jan			\$2.08
RELEASE FROM RESERVES		\$	<u>13,440.00</u>	
TOTAL REVENUES		(BUDGETED) \$	65,940.00	\$1,112.08
<u>EXPENSES</u>				
REGULATORY REVIEW		\$	12,000.00	
SHAW / YODER, INC. CONTRACT		\$	38,940.00	
SHAW / YODER, INC. ADMIN. EXPENSES		\$	4,000.00	
WEBSITE DEVELOPMENT / MAINTENANCE AND MEMBERSHIP ROSTER UPDATES		\$	2,000.00	
MEETING EXPENSES, TELECONFERENCE CHARGES AND ANNUAL WORKSHOP		\$	5,000.00	
CONTINGENCIES / SPECIAL PROJECTS		\$	<u>4,000.00</u>	
TOTAL BUDGETED EXPENSES		\$	65,940.00	\$0.00
PROJECTED CARRY OVER TO 2008		\$	35,385.87	\$ 49,937.95

Memorandum

Date: December 14 2008

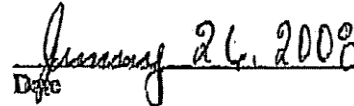
To: California SWANA Legislative Task Force Members
From: Financial Audit Committee
Subject: Financial Audit Committee Report - FY 2007 Findings

The SWANA California Legislative Task Force (LTF) Audit Committee reviewed the Legislative Task Force Accounts, Records and Statements and found the financial statements to recognize the revenues and expenses properly. The committee found no issues of concern with the statements of reconciliation of revenues to expenses. Committee members reviewed the checkbook, statement of expenses and corresponding bills, and the revenues and corresponding deposit records. The balance sheet and checkbook were in balance with no material discrepancies.

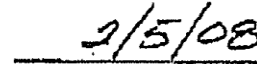
The LTF may consider a certified audit at some future period to insure a complete and certified audit ~~at some future period to insure a complete and certified audit~~ is accomplished if activities of the LTF are expanded beyond the current scope.

Members of the Audit Committee met on November 10, 2007 at the LTF meeting held in San Diego, California.

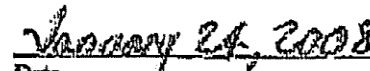

John Abernethy, Treasurer

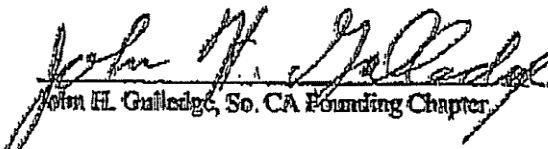

Date January 24, 2008



R. Scott Johnson, Sierra Chapter and LTF Chairman


Date 2/5/08


Mark Urquhart, Gold Rush Chapter


Date January 24, 2008


John H. Galledge, So. CA Founding Chapter


Date January 23, 2008