



**SWANA**<sup>®</sup>

SOLID WASTE ASSOCIATION  
of North America

**CALIFORNIA CHAPTERS**

FOUNDING

SIERRA

GOLDRUSH

**LEGISLATIVE TASK FORCE**

www.swanacal-leg.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 ANNUAL WORKSHOP MEETING  
November 13 and 14, 2009 – San Diego, California  
By: Mark Urquhart, Secretary**

The Legislative Task Force (LTF) annual meeting took place in San Diego on November 13 and 14, 2009. It started at about 9:00 AM on November 13, 2009. A quorum was present as there were 10 voting members present, including one alternate voting member, and at least one voting member from each chapter. The agenda is Attachment A. A list of the attendees is Attachment B. The items from the agenda below were not all discussed in the order listed.

**DAY 1 – NOVEMBER 13, 2009**

***BUSINESS ITEMS AND LTF ACTIVITIES***

***Approval of Minutes from October 1, 2009 LTF Telephone Meeting:***

Grace Chan asked for comments on these minutes. There were no comments.

*Motion:*

A motion was made by Mike Mohajer and seconded by John Gulledge to approve the minutes from the October 1, 2009 meeting. The motion carried, as all were in favor.

***Approval of Treasurer’s Report***

The October Treasurer’s report was reviewed and the group was asked to contact Nancy Ewert if you are aware of any agencies not currently on the contributors list.

*Motion:*

The Treasurer’s report was approved and all were in favor.

***2010 SWANA LTF Budget***

The 2010 SWANA LTF draft budget (Attachment C) was reviewed with no changes.

*Motion:*

A motion was made by John Gulledge and seconded by Mike Mohajer to approve the 2010 SWANA LTF budget and authorize Shaw / Yoder / Antwih, Inc. to provide regulatory services to the LTF at a rate of \$1,000 per month, which is already provided for in the budget and the existing SYA contract. The motion was approved and all were in favor.

***2010 Western Regional Symposium***

The 2010 Western Regional Symposium will be held in San Luis Obispo at the Embassy Suites, April 19-22, 2010. There was discussion about a possible panel or break-out session to talk about the issues facing the industry regarding increased diversion.

## **Discussion of Proposed Officers for 2010**

Grace Chan discussed that according to the MOU the election of officers is formally taken up during the first LTF meeting after February 1 of the given year. She explained that according to the MOU the task force members are appointed by chapter Presidents by January 1. The Chairperson and Vice Chairperson are then elected by the LTF in the first LTF meeting after February 1. The Chairperson then appoints the treasurer and secretary at the same first meeting of the LTF after February 1, which is then ratified by the LTF. Tentative nominations for the Chair and Vice Chair for 2010 were discussed. William Merry (current Vice Chair) was nominated to be Chairman, and Lisa Wood has been nominated to be Vice Chair.

## **Next Meeting Date**

The proposed meeting dates for the 2010 calendar year were reviewed and LTF conference calls will remain on the first Thursday of each month, with the following exceptions: No meeting in January, March meeting will be in person, April meeting will take place at WRS, and November meeting will be in person for annual workshop.

**PLEASE NOTE: the timing and duration of calls have changed to provide additional regulatory discussion. Monthly conference calls will now take place from 10:00 a.m. to 12:00 p.m. on the first Thursday of the month.**

## **REVIEW OF 2009 LEGISLATION**

Tressa Wallace discussed a Powerpoint presentation that reviewed the status of legislation for 2009. She also discussed the increased possibility of additional legislation attempting to increase the diversion rate. It was determined that this would be a high legislative priority in 2010.

There was also discussion about the Governor's Veto of AB 64 and SB 14 and the subsequent Executive Order regarding the Renewable Portfolio Standard and the inclusion of Waste-to-Energy facilities and conversion technologies.

Paul Smith provided an overview of SB 402 (Wolk) the Bottle Bill and the implications to local governments. He indicated that due to the financial conditions of the fund the Department determined that effective November 1, 2009 there would be no City/County payments and no curbside supplements. He also indicated that there may be emergency legislation in January to again try to address the financial situation of the fund.

## **REVIEW OF 2009 REGULATORY MATTERS**

Glenn Acosta and Larry Sweetser provided an overview on various regulatory actions taken by the CIWMB including: financial assurance, closure/post closure, etc. The CIWMB will be taking up the Financial Assurance recommendations at the December 15, 2009 Board meeting. There is currently a 15-day comment period on the draft regulations, which will expire on November 25, 2009.

## **2010 WORKPLAN AND PRIORITIES**

It was discussed that the priorities generally remain the same as the 2009 workplan and many members would not be present for Day 2, therefore the bulk of the discussions regarding workplan priority items would be undertaken on Day 1, and updating the text of the workplan would happen on Day 2 to incorporate Day 1 discussions. The group decided that discussing the challenges of increasing the mandatory diversion rate would help craft the priorities for the 2010 year. It was discussed that the LTF is not "opposed" to legislation that would increase the current 50% diversion rate providing the proposal addresses issues such as: life-cycle, global greenhouse gas emission and market for the recovered materials. The LTF needs to discuss the environmental, life-cycle, technical, implementation, and economic issues and point out that some jurisdictions want to do more, but even those are running out of resources to pursue their goals. The LTF discussed the idea of writing a "white paper" on diversion increases to help educate regulatory agencies and legislative bodies on the difficulties associated with increasing the diversion. This paper is still under consideration.

**ADJOURNMENT – DAY 1**

The meeting was adjourned about 5:00 PM.

**DAY 2 – NOVEMBER 14, 2009**

**2010 WORKPLAN**

Grace Chan led a discussion to update the 2010 LTF workplan. It was determined that Tressa Wallace would change the format of the workplan to provide better clarification of issues and actions. This would include adding “Monitor/Take Appropriate Action” at the beginning of each section and then listing the issues and priorities under the heading. The main changes include: removing “opposition” from legislation to increase diversion and encouraging the use of “global economic and environmental impacts life cycle analysis,” and the transition from the CIWMB to the Department of Resources Recycling and Recovery (DR3). Once the LTF members have reviewed and commented, the workplan will be transmitted to the three Chapter presidents by the end of the year along with the 2010 budget.

**ADJOURNMENT – DAY 2**

The meeting adjourned at 11:00 AM.

**2009 SWANA ANNUAL WORKSHOP AGENDA**  
**The Bay Club, San Diego**

**Thursday, November 12th (not required to participate in these events)**

- 3:00 pm – 5:00 pm**      Tour San Diego Miramar Landfill – Transportation will be provided
- 6:30 pm- ?**              Dinner  
TBD upon arrival

**Friday, November 13<sup>th</sup> – Harbor Room**

- 8:00 am – 9:00 am**      Settling in
- 9:00 am – 9:45 am**      Regular Legislative Task Force Business
- Welcome & Introductions
  - Approval of Minutes (Attachment sent prior to workshop)
  - Approval of Treasurer’s Report (available at workshop)
  - Proposed 2010 Budget (available at workshop)
  - 2010 Western Symposium
  - Discussion of Proposed Officers for 2010
  - 2010 Meeting Schedule
  - Other
- 9:45 am – 10:30 am**      Review of 2009 Legislation (SYA)
- 10: 30 am – 12:00 pm**      Review of 2009 Regulations / Discuss plans for 2010 (Everyone)
- 12:00 pm – 1:00 pm**      Lunch – **Hotel Restaurant**
- 1:00 pm – 3:15 pm**      Review Mission Statement / Identify Priorities
- 3:15 pm – 3:30 pm**      **Break**
- 3:30 pm – 5:00 pm**      Prioritization of Issues / 2010 Work Plan
- 6:30 pm**                  Dinner Departure
- 7:00 pm**                  **Dinner**
- The Fish Market (approx. 6 miles)*  
*750 North Harbor Drive*  
*San Diego, CA 92101*  
*619-232-3474*

**SATURDAY, November 14<sup>th</sup> – Harbor Room**

- 8:30 am – 9:00 am**      Settling in
- 9:00 am – 10:15 am**      Prioritization of Issues / 2010 Work Plan
- 10:15 am – 10:30 am**      Break
- 10:30 am – 12:00 pm**      Open for questions/remaining issues
- 12:00 pm**                  Adjournment

**ATTENDANCE LIST**  
**SWANA LEGISLATIVE TASK FORCE ANNUAL WORKSHOP MEETING**  
**NOVEMBER 13-14, 2009 – San Diego, CA**

<b>VOTING MEMBER CHAPTER</b>	<b>NAME</b>	<b>ORGANIZATION</b>	<b>PHONE</b>	<b>EMAIL</b>
VM/Gold Rush	Mark Urquhart (S)	HDR Engineering, Inc.	916-817-4933	<a href="mailto:mark.urquhart@hdrinc.com">mark.urquhart@hdrinc.com</a>
VM/Gold Rush	William Merry (VC)	Monterey RWMD	831-384-5313	<a href="mailto:wmerry@mrwmd.org">wmerry@mrwmd.org</a>
VM/Gold Rush	Larry Sweetser	Sweetser and Associates/ESJPA	510-703-0898	<a href="mailto:sweetser@aol.com">sweetser@aol.com</a>
VM/Founding	Grace Chan (C)	LA County Sanitation Districts	562-699-7411 ext 1503	<a href="mailto:gchan@lacsds.org">gchan@lacsds.org</a>
Founding	Glenn Acosta	LA County Sanitation Districts	562-699-7411	
VM/Founding	Constance Hornig	Law Offices	323-934-4601	<a href="mailto:Hornig@MSWesq.com">Hornig@MSWesq.com</a>
ALT/Founding	Lisa Wood	City of San Diego	858-573-1236	<a href="mailto:lwood@sandiego.gov">lwood@sandiego.gov</a>
VM/Sierra	Jim Babcock	Malcolm Pirnie, Inc.	510-301-5063	<a href="mailto:jbabcock@pirnie.com">jbabcock@pirnie.com</a>
Gold Rush	Mark Bowers	City of Sunnyvale	408- 730- 7421	<a href="mailto:mbowers@ci.sunnyvale.ca.us">mbowers@ci.sunnyvale.ca.us</a>
Gold Rush	Chris Hanson	Placer County	530-886- 4965	<a href="mailto:CHanson@placer.ca.gov">CHanson@placer.ca.gov</a>
VM/Sierra	Rod Andrews	Merced County DPW Solid Waste Division	209-385-7388	<a href="mailto:randrews@co.merced.ca.us">randrews@co.merced.ca.us</a>
VM/Founding	John Gullede	LA County Sanitation Districts	562-699-7411 ext 2401	<a href="mailto:jgullede@lacsds.org">jgullede@lacsds.org</a>
VM/Founding	Mike Mohajer	Southern California Waste Management Forum	909-592-1147	<a href="mailto:mikemohajer@yahoo.com">mikemohajer@yahoo.com</a>
<i>SWANA CA Chapters Legislative Assistant</i>	<i>Tressa Wallace</i>	<i>Shaw / Yoder / Antwih, Inc.</i>	<i>916-446-4656 Ext. 1025</i>	<a href="mailto:Tressa@shawyoderantwih.com">Tressa@shawyoderantwih.com</a>
<i>Regional Council of Rural Counties</i>	<i>Paul Smith</i>	<i>RCRC</i>		<a href="mailto:psmith@rcrcnet.org">psmith@rcrcnet.org</a>

VM= Voting Member

Ch = Chair

VC = Vice Chair

T = Treasurer

S = Secretary

**SWANA LEGISLATIVE TASK FORCE  
Draft 2010 Budget**

<b>BEGINNING ACCOUNT BALANCE - 1/1/2009</b>	<b>\$ 59,868.44</b>
Release from Reserves	\$ 8,415.00
Starting Cash Balance	<b>\$ 51,453.44</b>

<b>REVENUES</b>					
	<b>2008 Budgeted</b>	<b>2008 Actual</b>	<b>2009 Budgeted</b>	<b>2009 YTD Projected</b>	<b>2010 Proposed</b>
DUES SURCHARGE (\$30 / MEMBER)	\$ 25,000.00	\$23,064.00	\$25,000.00	\$23,533.00	\$25,000.00
WESTERN REGIONAL SYMPOSIUM	\$ 7,500.00	\$12,681.78	\$7,500.00	\$9,262.41	\$7,500.00
MOLO COURSE REVENUES	\$ 5,000.00	\$9,871.78	\$5,000.00	\$4,622.54	\$5,000.00
AGENCY CONTRIBUTIONS	\$ 15,000.00	\$12,500.00	\$15,000.00	\$17,900.00	\$15,000.00
INTEREST	\$ -	\$28.46	\$25.00	\$30.47	\$25.00
RELEASE FROM RESERVES	\$13,440.00		\$8,415.00		\$7,915.00
<b>TOTAL BUDGETED REVENUES</b>	<b>\$ 65,940.00</b>	<b>\$ 58,146.02</b>	<b>\$60,940.00</b>	<b>\$ 55,348.42</b>	<b>\$60,440.00</b>

<b>EXPENSES</b>					
	<b>2008 Budgeted</b>	<b>2008 Actual</b>	<b>2009 Proposed</b>	<b>2008 Actual</b>	<b>2009 Proposed</b>
REGULATORY REVIEW	\$ 12,000.00	\$5,513.43	\$7,000.00	\$0.00	\$5,000.00
SHAW / YODER, INC. CONTRACT	\$ 38,940.00	\$35,695.00	\$38,940.00	\$38,940.00	\$38,940.00
SHAW / YODER, INC. ADMIN. EXPENSES	\$ 4,000.00	\$1,635.61	\$4,000.00	\$1,296.88	\$4,000.00
WEBSITE DEV/MAINTENANCE & ROSTER	\$ 2,000.00	\$858.00	\$2,000.00	\$213.00	\$2,000.00
MTGS/TELECONFERENCE/WORKSHOP	\$ 5,000.00	\$3,401.33	\$5,000.00	\$6,744.64	\$6,500.00
CONTINGENCIES / SPECIAL PROJECTS	\$ 4,000.00	\$0.00	\$4,000.00	\$0.00	\$4,000.00
<b>TOTAL BUDGETED EXPENSES</b>	<b>\$ 65,940.00</b>	<b>\$47,103.37</b>	<b>\$60,940.00</b>	<b>\$47,194.52</b>	<b>\$60,440.00</b>
<b>PROJECTED CARRY OVER</b>	<b>\$ 35,385.87</b>		<b>\$51,453.44</b>		<b>\$60,000.00</b>

approx