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CALIFORNIA CHAPTERS

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SIERRA

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LEGISLATIVE TASK FORCE

www.swanacal-leg.org

LEGISLATIVE ADVOCATES

PAUL J. YODER

Shaw/Yoder/Antwih, Inc.

1415 L Street, Suite 200

Sacramento, CA 95814

(916) 446-4656

FAX (916) 446-4316

paul@shawyoderantwih.com

CHAIR

WILLIAM MERRY, PE., BCEE

Monterey Regional
Waste Management District

14201 Del Monte Boulevard

P.O. Box 1670

Marina, CA 93933

(831) 384-5313

wmerry@mrwmd.org

VICE CHAIR

LISA WOOD

CITY OF SAN DIEGO

9601 Ridgehaven Court #210

San Diego, CA 92123

lwood@sandiego.gov

TREASURER

NANCY L. EWERT, PE.

KERN COUNTY

2700 M Street, Suite 500

Bakersfield, CA 93301

nancye@co.kern.ca.us

SECRETARY

MARK URQUHART, PE.

Senior Project Manager

HDR ENGINEERING, INC

2365 Iron Point Rd. #300

Folsom, CA 95630

(916) 817-4933

Mark.Urquhart@hdrinc.com

**MINUTES OF SWANA CALIFORNIA
LEGISLATIVE TASK FORCE MEETING, SACRAMENTO**

Aug 5, 2010

By: Mark Urquhart, Secretary

The Legislative Task Force (LTF) meeting started at about 10:00 AM. A quorum was present as there were 11 voting members present, including at least one voting member from each chapter. The agenda is Attachment A. A sign-in list of the attendees 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 July 1, 2010 LTF Meeting

William Merry asked for comments on these minutes. Mark Urquhart discussed that the draft text shown in strikethrough regarding discussions by Sharon Greene should probably remain be removed as it was stated as sensitive when she discussed it. Given Sharon Greene did not confirm that my email he recommended it be removed from the final minutes.

Motion:

A motion was made by Mike Mohajer; seconded by Glenn Acosta to approve the minutes from the July 1, 2010 meeting; provided that wording shown in strikethrough is removed. The motion carried; all in favor.

Treasurer's Update

Nancy Ewert discussed the treasurer's report from June and July 2010 (Attachments C and D). Placer County contributed this year but others have not come in yet that have traditionally contributed; leaving contributions about \$2,500 under budget projections. She noted that there was no Manager of Landfill Operations (MOLO) course event funding coming in this year as the event was not held. Nancy Ewert said the budget is fine for this year but she is not sure about contributions next year if agencies trim.

Motion:

A motion was made by John Gulledge; seconded by Mike Mohajer to approve the treasurer's reports. The motion carried; as all in favor.

Next Meeting Date

The next call would be on September 2, 2010, from 10:00 AM to noon.

LTF Annual Meeting Update

Tressa Wallace confirmed Sheraton Grand in Sacramento is available November 5 and 6. Tressa Wallace said there is no union issue regarding attendance. In terms of speakers, legislators will not be available as they will be in their districts (trying to get leg staff but even that may be difficult given the dates). Regarding potential guest speakers at the workshop, Kip Lipper

was suggested to discuss issues for next year. California Air Resources Board (CARB) and CalRecycle speakers were suggested regarding AB 32 implementation. Mark Murray of CAW was also discussed. It was also discussed that a subcommittee could work on “wordsmithing” the platform prior to the meeting to provide more meeting time for guests or other discussions. It was discussed that the LTF may need to look in to whether the LTF even has authority to sponsor a bill. William Merry asked that Mark Urquhart, John Gullede, Jim Babcock representing each of their chapters look in to the issue. Lisa Wood, Nancy Ewert volunteered to help Tressa Wallace “wordsmith” the workplan prior to the workshop.

II. REVIEW OF 2010 LEGISLATION

Tressa Wallace discussed that legislation has been slow because of the July break. She said that about 90% of bills the LTF is tracking went to the suspense file. Next week these bills will be heard, which will be important as legislation will wrap up at end of August. (Note: because of lack of activity, not all the agenda items were discussed as indicated, below*). Mike Mohajer asked that SB737 be added to list of tracked bills even if it is on the suspense file because if it comes out next week the bill could come back quickly. Tressa Wallace said it was inadvertently left off the agenda but she assured everyone that she is tracking it.

AB 222 (Adams)

Energy: biofuels – Oppose Unless Amended (per email vote) Passed Senate Appropriations – Senate Second Reading

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_0201-0250/ab_222_bill_20100715_amended_sen_v94.pdf

It was discussed that the bill passed appropriations but there are still negotiations taking place. It is unclear if the bill would move further.

AB 1858 (Blumenfeld)

Hypodermic needles and syringes: exchange services – Support if Amended – **Senate Appropriations 8/2/2010**

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_1851-1900/ab_1858_bill_20100715_amended_sen_v95.pdf

*Not discussed.

AB 1998 (Brownley)

Single-use carry-out bags – Watch – On Senate Suspense file

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_1951-2000/ab_1998_bill_20100715_amended_sen_v95.pdf

Mark Bowers asked if there was interest in LTF support of the bill given latest amendments. He said governor said he will support the bill. A support if amended position was discussed by the LTF over the local government preemption issue. It was discussed this preemption language was a concession to get the grocer industry support. The League has a “concern” position regarding the preemption position. There also was a financial concern for agencies that already have programs. San Jose has a draft EIR out for comment; and jurisdictions are waiting on the issue waiting on the legislative resolution.

Motion:

A motion was made by Mark Bowers to support the bill if amended to narrow preemption provisions to allow local agencies the latitude to implement additional local programs related to bags if the local bag programs are not covered in the bill. The motion was seconded by Nancy Ewert.

The motion carried as all were in favor, with Lisa Wood abstaining from the vote.

AB 2398 (Perez)

Product stewardship: carpet – Support – On Senate Suspense file

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_2351-2400/ab_2398_bill_20100623_amended_sen_v96.pdf

*Not discussed.

SB 722 (Simitain)

Utilities: renewable energy resources – Passed Assembly Utilities and Commerce – **Assembly Appropriations 8/4/2010 (amended on 8/2)**

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_0701-0750/sb_722_bill_20100802_amended_asm_v93.pdf

It was discussed that additional amendments are forthcoming but the author will not satisfy all interested parties. Sharon Greene said she is working with Tressa Wallace on suggested amendments. Mike Mohajer said he does not like that the biogenic portion of waste is not allowed for renewable credits unless a facility could prove “zero emissions”; which is technically impossible. Glenn Acosta brought up that LASAN has a support if amended position as the bill has broader implications for other power sectors. Mike Mohajer discussed other problems with the bill. It was noted that the LTF still maintains an “oppose unless amended” position on this bill.

SB 1029 (Yee)

Hypodermic needles and syringes – Support if Amended – **Assembly Appropriations 8/4/2010**

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_1001-1050/sb_1029_bill_20100623_amended_asm_v96.pdf

*Not discussed.

SB 1326 (Oropeza)

Solid waste: tires – Referred to Assembly Appropriations

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_1301-1350/sb_1326_bill_20100623_amended_asm_v96.pdf

*Not discussed.

SB 1100 (Corbett)

Product Stewardship: batteries – Support – **Assembly Appropriations 8/4/2010**

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_1051-1100/sb_1100_bill_20100615_amended_asm_v96.pdf

*Not discussed.

III REGULATORY MATTERS

CalRecycle – Landfill Financial Assurances

Glenn Acosta indicated that CalRecycle is working on the best management practices (BMPs) for developing site-specific non-water quality corrective action plans. The financial assurance regulations that were adopted in 2009 require solid waste landfill owners or operators to provide financial assurance for corrective action based on the higher amount of either the water release corrective action or non-water release corrective action. The corrective action plan will require the operator to evaluate the impacts of several types of causal events that could exceed the design standard of the landfill, such as earthquakes, flooding, precipitation, and fires. The operator will need to hire a third party to assess the potential damage caused by each causal event and estimate the cost of repairing the damage back to the state minimum standards. CalRecycle prepared an initial draft BMP guidance document that would require operators to evaluate potential damages caused by events that we felt were not reasonably foreseeable. The Sanitation Districts have staff on the technical advisory group for this effort and are trying to make the causal events reasonably foreseeable and in line with the standards of practice in the engineering community or, in the case of fires, based on actual occurrences. We requested a separate workshop to discuss the seismic causal events given the inherent complexity of evaluating this type of event. This workshop is schedule for August 30, 2010 from 10 AM to 3 PM.

CalRecycle – Jurisdiction Review Tool (JRT)

Mike Mohajer said that the CalRecycle official position appears to be in-flux and he will provide a LA County Task Force letter for the LTF to consider. He said it will be considerably more expensive for jurisdictions to comply with the JRT's requirements as compared to the previous diversion counting method. As an example CalRecycle staff are asking jurisdictions to count participation rate of their businesses, set out rates, etc. It was agreed that the LTF is very interested in reviewing the letter that that LA County Task Force has drafted (Which Mike Mohajer will distribute through Tressa Wallace) to consider something similar.

CalRecycle – Regulatory Review Update – See attachment

Tressa Wallace noted that she had distributed a presentation on the issue and one item coming up is an Alternative Daily Cover (ADC) stakeholder workshop coming up on August 19th (webinar).

CARB Cap and Trade - update

Tressa Wallace said that the attachment letter sent for this meeting provides an update covering offset and other items. CARB would be looking at protocols or may accept those from other exchanges. Another draft regulation packet will be issued by CARB soon.

IV Federal Information – FYI

Tressa Wallace noted that she had attached emails. It was discussed that new legislation on federal level is more restrained and may not be as big an issue for the LTF. However, Mike

Mohajer mentioned that removal of the biogenic portion of waste from renewable energy credits is a bit issue for LTF and solid waste projects. Mark Bowers said he would distribute memo on the issue of federal legislation from SWANA national, written by John Skinner, that provides a good summary and insights on what might happen in the future.

V *ADJOURNMENT*

The meeting was adjourned about 11:54 AM.

SWANA LTF AGENDA

Call in number 1-800-867-2581 access code 1006105

THURSDAY, August 5th 10:00 P.M. – 12:00 P.M.

I. Business Items

- Next Meeting Date – September 2nd
- Approval of Minutes (July attached)
- Treasurer's Update (June and July attached)
- Other
 - Annual meeting update and guest discussion

II. Legislative Matters (Bill Matrix attached)

AB 222 (Adams) Energy: biofuels – Oppose Unless Amended (per email vote) Passed Senate Appropriations – Senate Second Reading

http://www.leginfo.ca.gov/pub/09-10/bill/asm/ab_0201-0250/ab_222_bill_20100715_amended_sen_v94.pdf

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SB 1326 (Oropeza) Solid waste: tires – Referred to Assembly Appropriations

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_1301-1350/sb_1326_bill_20100623_amended_asm_v96.pdf

SB 1100 (Corbett) Product Stewardship: batteries – Support – **Assembly Appropriations 8/4/2010**

http://www.leginfo.ca.gov/pub/09-10/bill/sen/sb_1051-1100/sb_1100_bill_20100615_amended_asm_v96.pdf

III. Regulatory Matters

- CalRecycle - Alternative Daily Cover (ADC) Demonstration Project Guidance Stakeholder Workshop – 8/9/2010 Presentation - <http://www.calrecycle.ca.gov/Actions/PublicNoticeDetail.aspx?id=92&aiid=100>

CalRecycle – Regulatory Review Update –
Please see attachment

- ARB Cap and Trade - update

IV. Federal Information - FYI

- See attachments from SWANA National

ATTENDANCE LIST
SWANA LEGISLATIVE TASK FORCE TELEPHONE MEETING AUGUST 5, 2010

VOTING MEMBER CHAPTER	NAME	ORGANIZATION	PHONE	EMAIL
VM/Gold Rush	Mark Urquhart (S)	HDR Engineering, Inc.	916-817-4933	mark.urquhart@hdrinc.com
VM/Gold Rush	Christina Hanson	Placer County	530-886-4965	CHanson@placer.ca.gov
VM/Gold Rush	Christina Hanson	Placer County	530-886-4965	CHanson@placer.ca.gov
VM/Gold Rush	William Merry (Ch)	Monterey RWMD	831-384-5313	wmerry@mrwmd.org
VM/Gold Rush	Mark Bowers	City of Sunnyvale	408- 730-7421	mbowers@ci.sunnyvale.ca.us
Gold Rush	Jami Aggers	Stanislaus County		
VM/Founding	Lisa Wood (VC)	City of San Diego	858-573-1236	lwood@saniego.gov
VM/Founding	Mike Mohajer	Southern California Waste Management Forum	909-592-1147	mikemohajer@yahoo.com
VM/Founding	Glenn Acosta	LA County Sanitation Districts	562-699-7411	gacosta@lacsds.org
Founding	Sharon Green	LA County Sanitation Districts	562-699-7411	sgreen@lacsds.org
VM/Founding	John Gullede	LA County Sanitation Districts	562-699-7411 ext 2401	jgullede@lacsds.org
VM/Sierra	Nancy Ewert (T)	Kern County	661-862-8933	nancye@co.kern.ca.us
VM/Sierra	Jim Babcock	Malcolm Pirnie, Inc.	510-301-5063	jbabcock@pirnie.com
<i>SWANA LTF Legislative Advocate</i>	<i>Tressa Wallace</i>	<i>Shaw / Yoder / Antwih, Inc.</i>	<i>916-446-4656 Ext. 1025</i>	Tressa@shawyoderantwih.com

VM= Voting Member

Ch = Chair

VC = Vice Chair

T = Treasurer

S = Secretary

SWANA LEGISLATIVE TASK FORCE - 2010 BUDGET
June 2010 Treasurer's Report

BEGINNING ACCOUNT BALANCE - 1/1/2010	\$ 67,424.17		
Release from Reserves	\$ 14,915.00		
Starting Cash Balance	\$ 52,509.17		
REVENUES			
	Annual	Monthly	YTD
DUES SURCHARGE (\$30 / MEMBER)	\$ 25,000.00		
Jan Dues		\$1,140.00	
Feb Dues		\$1,830.00	
Mar Dues		\$1,380.00	
Apr Dues		\$1,590.00	
May Dues		\$3,300.00	
June Dues		\$660.00	
July Dues			
Aug Dues			
Sept Dues			
Oct Dues			
Nov Dues			
Dec Dues			\$9,900.00
WESTERN REGIONAL SYMPOSIUM	\$ 7,500.00		
			\$0.00
MOLO COURSE REVENUES	\$ 5,000.00		
			\$0.00
AGENCY CONTRIBUTIONS	\$ 15,000.00		
CH2MHill			
Kern County		\$1,500.00	
San Joaquin County			
City of Folsom		\$750.00	
Merced County		\$1,000.00	
LA County		\$2,500.00	
City of Sunnyvale		\$750.00	
City of San Diego			
Monterey RWMD		\$2,000.00	
Salinas IVMA			
LA City			
			\$8,500.00
INTEREST	\$ 25.00		
Jan-10	**(-0.75)	\$1.92	
Feb-10	**(-0.69)	\$1.79	
Mar-10		\$2.84	
Apr-10		\$2.62	
May-10		\$2.36	
Jun-10		\$3.00	
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			
Dec-10			\$14.53
RELEASE FROM RESERVES	\$14,915.00		
Check Image Fee (reversed Feb-01)		\$2.00	
Interest Repayment		\$2.27	\$4.27
TOTAL BUDGETED REVENUES	\$ 67,440.00		\$18,418.80

EXPENSES			
	Annual	Monthly	YTD
REGULATORY REVIEW	\$ 7,000.00		
Dec-09			
Jan-10		\$1,000.00	
Feb-10		\$1,000.00	
Mar-10		\$1,000.00	
Apr-10		\$1,000.00	
May-10		\$1,000.00	
Jun-10			
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$5,000.00
SHAW / YODER, INC. CONTRACT	\$ 38,940.00		
Dec-09		\$3,245.00	
Jan-10		\$3,245.00	
Feb-10		\$3,245.00	
Mar-10		\$3,245.00	
Apr-10		\$3,245.00	
May-10		\$3,245.00	
Jun-10			
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$19,470.00
SHAW / YODER, INC. ADMIN. EXPENSES	\$ 4,000.00		
Dec-09		\$166.65	
Jan-10		\$65.55	
Feb-10		\$45.00	
Mar-10		\$45.00	
Apr-10		\$45.00	
May-10		\$45.00	
Jun-10			
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$412.20
WEBSITE DEV/MAINTENANCE & ROSTER	\$ 2,000.00		
Dec-09		\$72.00	
Jan-10		\$0.00	
Feb-10		\$0.00	
Mar-10		\$0.00	
Apr-10		\$0.00	
May-10		\$0.00	
Jun-10			
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$72.00
MTGS/TELECONFERENCE/WORKSHOP	\$ 5,000.00		
Dec-09		\$0.00	
Jan-10		\$0.00	
Feb-10			
Mar-10		\$0.00	
Apr-10		\$0.00	
May-10			
Jun-10			
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$0.00
CONTINGENCIES / SPECIAL PROJECTS	\$ 4,000.00		
Check Image Fee (to be reversed)		\$2.00	
Gift Certificate		\$250.00	\$252.00
TOTAL BUDGETED EXPENSES	\$ 60,940.00		\$25,206.20
June Account Balance			\$60,636.77
PROJECTED CARRY OVER TO 2011	\$ 59,009.17		

SWANA LEGISLATIVE TASK FORCE - 2010 BUDGET
July 2010 Treasurer's Report

BEGINNING ACCOUNT BALANCE - 1/1/2010	\$ 67,424.17		
Release from Reserves	\$ 14,915.00		
Starting Cash Balance	\$ 52,509.17		
REVENUES			
	Annual	Monthly	YTD
DUES SURCHARGE (\$30 / MEMBER)	\$ 25,000.00		
Jan Dues		\$1,140.00	
Feb Dues		\$1,830.00	
Mar Dues		\$1,380.00	
Apr Dues		\$1,590.00	
May Dues		\$3,300.00	
June Dues		\$660.00	
July Dues		\$2,160.00	
Aug Dues			
Sept Dues			
Oct Dues			
Nov Dues			
Dec Dues			\$12,060.00
WESTERN REGIONAL SYMPOSIUM	\$ 7,500.00		
			\$0.00
MOLO COURSE REVENUES	\$ 5,000.00		
			\$0.00
AGENCY CONTRIBUTIONS	\$ 15,000.00		
CH2M-Hill			
Kern County		\$1,500.00	
San Joaquin County			
City of Folsom		\$750.00	
Merced County		\$1,000.00	
LA County		\$2,500.00	
City of Sunnyvale		\$750.00	
City of San Diego			
Monterey RWMD		\$2,000.00	
Placer County		\$1,500.00	
LA City			
			\$10,000.00
INTEREST	\$ 25.00		
Jan-10	**(-0.75)	\$1.92	
Feb-10	**(-0.69)	\$1.79	
Mar-10		\$2.84	
Apr-10		\$2.62	
May-10		\$2.36	
Jun-10		\$3.00	
Jul-10		\$2.44	
Aug-10			
Sep-10			
Oct-10			
Nov-10			
Dec-10			\$16.97
RELEASE FROM RESERVES	\$14,915.00		
Check Image Fee (reversed Feb-01)		\$2.00	
Interest Repayment		\$2.27	\$4.27
TOTAL BUDGETED REVENUES	\$ 67,440.00		\$22,081.24

EXPENSES			
	Annual	Monthly	YTD
REGULATORY REVIEW	\$ 7,000.00		
Dec-09			
Jan-10		\$1,000.00	
Feb-10		\$1,000.00	
Mar-10		\$1,000.00	
Apr-10		\$1,000.00	
May-10		\$1,000.00	
Jun-10		\$1,000.00	
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$6,000.00
SHAW / YODER, INC. CONTRACT	\$ 38,940.00		
Dec-09		\$3,245.00	
Jan-10		\$3,245.00	
Feb-10		\$3,245.00	
Mar-10		\$3,245.00	
Apr-10		\$3,245.00	
May-10		\$3,245.00	
Jun-10		\$3,245.00	
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$22,715.00
SHAW / YODER, INC. ADMIN. EXPENSES	\$ 4,000.00		
Dec-09		\$166.65	
Jan-10		\$65.55	
Feb-10		\$45.00	
Mar-10		\$45.00	
Apr-10		\$45.00	
May-10		\$45.00	
Jun-10		\$45.00	
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$457.20
WEBSITE DEV/MAINTENANCE & ROSTER	\$ 2,000.00		
Dec-09		\$72.00	
Jan-10		\$0.00	
Feb-10		\$0.00	
Mar-10		\$0.00	
Apr-10		\$0.00	
May-10		\$0.00	
Jun-10		\$60.00	
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$132.00
MTGS/TELECONFERENCE/WORKSHOP	\$ 5,000.00		
Dec-09		\$0.00	
Jan-10		\$0.00	
Feb-10		\$0.00	
Mar-10		\$0.00	
Apr-10		\$0.00	
May-10		\$0.00	
Jun-10		\$62.47	
Jul-10			
Aug-10			
Sep-10			
Oct-10			
Nov-10			\$62.47
CONTINGENCIES / SPECIAL PROJECTS	\$ 4,000.00		
Check Image Fee (to be reversed)		\$2.00	
Gift Certificate		\$250.00	\$252.00
TOTAL BUDGETED EXPENSES	\$ 60,940.00		\$29,618.67
July Account Balance			\$59,886.74
PROJECTED CARRY OVER TO 2011	\$ 59,009.17		