

June 26, 2002 RWRC Meeting - Approved Minutes

Date: **Sep 10, 2002**

Subject: **June 26, 2002 RWRC Meeting - Approved Minutes**

APPROVED

RECYCLING AND WASTE REDUCTION COMMISSION MINUTES

June 26, 2002 – Guadalupe Landfill - 5:30p.m.

Voting Members in Attendance ___ Representing

Kris Casto, North County Cities Cupertino, Los Altos, Los Altos Hills

Jose Esteves, Central County Cities Milpitas, Santa Clara

Tony Estremera, SCVWD Santa Clara Valley Water District

John McLemore, Member-at-Large All Jurisdictions

Chuck Reed, City of San Jose City of San Jose

Roland Velasco, South County Cities Gilroy, Morgan Hill

Voting Members Not In Attendance

Matthew Dean, West Valley Cities Campbell, Los Gatos, Monte Sereno, Saratoga

Ralph Faravelli, Member-at-Large All Jurisdictions

Liz Kniss, County of Santa Clara County of Santa Clara

Jack Walker, SMaRT Station Cities Mountain View, Palo Alto, Sunnyvale

County Staff

Margaret Rands, Integrated Waste Management Program

Papia Gambelin, Integrated Waste Management Program

Clifton Chew, Integrated Waste Management Program

Rob D'Arcy, Household Hazardous Waste Program

Greg Van Wassenhove, Department of Agriculture

Stan Chau, Environmental Health

Others in Attendance

Mark Bowers, City of Sunnyvale

Barbara Daniels, City of Milpitas

Dennis Ferrier, City of San Jose

Paul Ledesma, City of San Jose

Rick Mauck, City of Santa Clara

Paul Michael, WMI-Guadalupe Landfill

Dave Jaeger, WMI-Guadalupe Landfill

1. CALL TO ORDER/INTRODUCTIONS

Chairperson McLemore called the meeting to order at 5:43 PM. Commissioners thanked the meeting host, Guadalupe Landfill, for the informative tour and the subsequent barbeque, and thanked landfill staff for their assistance.

Six Commissioners were present. Meeting attendees introduced themselves.

2. APPROVAL OF MINUTES

Minutes for the meeting of April 24, 2002 were included in the meeting packet and were approved unanimously as written.

3. PUBLIC PRESENTATIONS

There were no public presentations.

4. TAC CHAIRPERSON'S REPORT

A. May 2002 TAC meeting (Minutes in packet).

B. Other. Rick Mauck informed the Commission that TAC did not meet in June. Follow up on TAC's May discussion of ADC will be addressed later in the meeting. Rick commented that a CIWMB-sponsored workshop on ADC was held today. Several TAC members, including Dennis Ferrier, Stan Chau, and Stephen Bantillo attended the workshop.

5. COMMISSION REQUESTS

A. Update on ADC Ordinance Recommendation. Margaret reported that at the last commission meeting, TAC was asked to develop an ADC ordinance proposal for subsequent discussion by the jurisdictions. After a lengthy discussion at TAC, members decided that they could not reach consensus on ordinance development and decided that the Commission could recommend that jurisdictions consider adoption of an ordinance, which the jurisdiction would then develop. Prior to any such recommendation by the Commission, TAC members noted that it is necessary to identify legal limits to local control of ADC. TAC asked that county staff request an option from County Counsel on several questions: Does state law provide for local regulation of ADC use; what are the limits to such local action; can local agencies ban specific materials from use as landfill cover; and which jurisdictions would be required to adopt ordinances for local action to apply to all landfills in Santa Clara County?

Staff's questions to County Counsel, and the County Counsel opinion were included in the packet. Margaret noted that TAC has not yet reviewed these items. TAC will discuss these items and consider what next steps might be appropriate.

Margaret also noted that the City of San Jose took action earlier this month to remove the exemption for ADC from their disposal facility tax. This action will impose an additional charge of \$13 per ton on wastes used as ADC by landfills located in the City. Biosolids and dirt were exempted from this action, which is expected to change the economic incentives to dump materials like C&D and yardwaste, for which there are recycling options. The City staff report estimates that revenue will increase, with approximately 30% of current ADC usage subject to the tax, and remaining materials diverted or sent to landfills outside of the City. Cost increases resulting from this change are likely to be passed on to landfill customers. Rick Mauck noted that the change is expected to increase City of Santa Clara rates by 60¢ per resident.

Stan Chau and Dennis Ferrier reported on the CIWMB's ADC workshop held earlier in the day, which Stan and Dennis attended. Stan noted that the workshop focused on refining existing regulations; to minimize particle size and define processing of ADC. The concerns between beneficial reuse and ADC are still being debated and comments to the CIWMB will be accepted until July 24, 2002. Dennis provided details on ADC regulation and their background. At the end of the discussion, it was decided to wait and see what develops as a result of San Jose's tax before taking further local action.

6. COUNTYWIDE PROGRAM UPDATES

A. Integrated Waste Management Program Manager's Report.

1) Update on Environmentally Preferable Purchasing Policies/Product Stewardship Actions – Seven jurisdictions have adopted an EPP, including those that had an EPP prior to the Commission's recommendation. These are: Los Gatos, Milpitas, Monte Sereno, Mountain View, Palo Alto, San Jose, and Sunnyvale.

Three cities have taken action to join the Product Stewardship Institute: Milpitas, Monte Sereno, and Sunnyvale. Margaret Rands reported that the City of Sunnyvale sent a letter to inform the Commission that the City has joined the Product Stewardship Institute.

Other jurisdictions are still considering action.

2) Update on other Commission Actions.

Margaret reported on letters received in response to Commission letters on the Clopyralid issue, including a letter from the Department of Pesticide Regulations acknowledging Commission concerns. The City of Milpitas sent a letter to inform the Commission that the city is not using clopyralid products and has included a restriction on such use in the City pesticide use policy.

3) CIWMB determinations on Year 2000 AB939 Compliance by local jurisdictions. The CIWMB is continuing its review of AB939 Year 2000 Annual Reports filed by California cities and counties to determine whether AB939 requirements have been met. County staff has been told that determination of local compliance with AB939 mandates should be completed by August 2002 for the remaining four local cities (Cupertino, Gilroy, San Jose and Santa Clara). CIWMB has determined that all other Santa Clara County jurisdictions have met AB939 mandates, with all having achieved the 50% goal; with the exception of the City of Campbell, which was determined to meet requirements at 46% diversion, as a good faith effort.

Kris Casto asked if the numbers would be harder to maintain in the upcoming years. Mark Bowers explained that the downturn in the economy could well result in a drop in the numbers. Margaret explained that the formula used to derive the diversion percentage is a complicated formula that includes consideration of changes in population, sales taxes, employment, and the consumer price index.

4) Update on Programs.

Staff showed the new outreach materials for the Home Composting Education Program and distributed a packet of the new materials. Recruitment of master composter candidates for the next training group is underway.

B. Household Hazardous Waste Program Manager's Report.

- Rob D'Arcy reported that HHW served over 18,000 residents and increased six fold the number of operating days in the last 24 months; a participation increase of 75%.
- HHW grant has funded acceptance of about 4000 pounds of Dursban/Diazinon. Staff is now trying to incorporate clopyralid into the grant.
- Preliminary budget looks to be on target at \$60 per car.
- Margaret announced that Rob D'Arcy has been officially appointed as the Program Manager for HHW (Rob previously served in an acting capacity).

C. Countywide Recycling Hotline. No report.

D. Other.. Margaret reported that the County is in the process of making major changes to the County website. As a result of this project, the ReduceWaste.org website cannot be undated until early August, and will then be updated into the new required format.

7. ANNOUNCEMENTS

The Annual California Resource Recovery Association Conference is scheduled for July 14 through 17th in Oakland. Information is available online at CRRRA.com.

8. ADJOURNMENT

The meeting was adjourned at 6:37PM.

NEXT MEETING DATE: August 28, 2002

TOUR: 3:15 P.M. - MEETING FOLLOWING TOUR