

**MINUTES OF
THE SALINAS VALLEY SOLID WASTE AUTHORITY
BOARD MEETING
APRIL 18, 2019**

CALL TO ORDER

President Cullen called the meeting to order at 6:01 p.m.

ROLL CALL

The following Board Directors were present:

County of Monterey	Chris Lopez, Alt. Vice President
City of Salinas	Gloria De La Rosa, Vice President
City of Salinas	John Tony Villegas
City of Salinas	Christie Cromeenes
City of Gonzales	Elizabeth Silva
City of Soledad	Marisela Lara
City of Greenfield	Andrew Tipton
City of King	Robert Cullen, President

The following Board Directors were absent:

County of Monterey John M. Phillips

Staff Members Present:

Patrick Mathews, General Manager/CAO
Cesar Zuñiga, Asst. GM/Operation Manager
Mandy Brooks, Resource Recovery Manager
Janna Faulk, Recycling Coordinator
Estella Gutierrez, Resource Recovery Technician

Elia Zavala, Contracts and Grants Analyst
Rosie Ramirez, Administrative Assistant
Erika J. Trujillo, Clerk of the Board
James Sanchez, Interim General Counsel

MEETING ANNOUNCEMENTS

(6:01) President Cullen announced the availability of translation services. No member from the public requested the service.

GENERAL MANAGER COMMENTS

(6:02) General Manager/CAO Mathews commented article provided to the Board "Berkeley fine-tunes its plans for a 'jewel' of a waste facility" by Berkeleyside. The article outlines Berkeley's activities related to remodeling and improving its public recycling and waste transfer facilities in the heart of the City.

DEPARTMENT MANAGER COMMENTS

(6:03) Resource Recovery Brooks commented on the following:

- Tire Amnesty event coming to an end
- Upcoming King City clean up event
- Upcoming Natividad Creek Cleanup event
- The Rock Steady Juggling: The Recycling Wizard Show schedule requested by Director De La Rosa

BOARD DIRECTORS COMMENTS

(6:05) Director De La Rosa commented on the upcoming Dia Del Niño event requesting Authority Reusable bags to distribute during the event. Director Lopez commented on the

Cyclovia event that took place in King City. Director Silva commented on the upcoming event hosted by the City of Gonzales for el Día Del Niños.

PUBLIC COMMENT

(6:06) Kirstin Skromme with Waste Management commented on the on upcoming cleanup event in King City and expressed the appreciation for Authority staff and all their assistance during events.

CONSENT AGENDA (6:07)

- 1A. Minutes of the March 7, 2019 Special Meeting
- 1B. Minutes of the March 21, 2019 Meeting
2. February 2019 Claims and Financial Reports
3. March 2019 Quarterly Investments Report
4. Member and Interagency Activity Report for March 2019 and Upcoming Events
5. Resolution No. 2019-12 Approving Supplemental Appropriation of \$12,766 for the Acceptance of the Mattress Recycling Council's Micro Grants for Mattress Collection Facilities – Cycle 1 Collections

Board Comments: None

Public Comment: None

Motion: Director Lopez made a motion to approve the consent agenda as presented. Director Silva seconded the motion.

Votes: Motion carried 8,0

Ayes: Cromeenes, Cullen, De La Rosa, Lara, Lopez, Silva, Tipton, Villegas

Noes: None

Abstain: None

Absent: Phillips

PRESENTATION

6. WALLY WASTE-NOT AWARDS

(6:08) Recycling Coordinator Faulk introduced Estela Gutierrez, Resource Recovery technician whom is the lead for the Schools and Wally Waste-Not Award programs. Ms. Gutierrez provided an overview of the 26 required activities that each of the twelve awarded schools had to complete to successfully complete the program. She recognized some schools that completed more activities than the required. Ms. Gutierrez present the \$2,000.00 check that is awarded as part of successfully completing the program to each school.

Board Comments: The Board commended the schools.

Public Comment: None

Motion: None; Information only

7. EXPANDED ORGANICS PROGRAM AND LEGISLATIVE UPDATES

(6:25) Resource Recovery Manager Brooks provided an updated on the Authority's Expanded Organics Recovery program that will allow higher levels of diversion and greenhouse gas emission reductions that will help achieve the requirement of the State mandates; Assembly Bill 1826 (AB 1826) - Mandatory Commercial Organics Recycling Program and Senate Bill 1383 (SB 1383) - Climate Pollutants and Methane Emissions Reduction Strategy. Mrs. Brooks presented the video on the new De-packaging equipment that was installed at the Johnson Canyon Landfill as part of the Organics Recovery program. She also provided a detailed overview of the SB 1383

requirements for each entity affected by the mandate, as well as, a video from CalRecycle "SB 1383 Implementation".

Board Comments: The Board Discussed the presentation.

Public Comment: None

Motion: None; Informational only

CONSIDERATION

8. INTRODUCTION & FIRST READING OF ORDINANCE NO. 11 AMENDING AUTHORITY CODE ARTICLE 2.08 CONFLICT OF INTEREST CODE

(7:22) General Manager/CAO Mathews provided a report on the changes being proposed. Interim Legal Counsel Sanchez explanation that the contact with the County General Counsel had been done to identify the requirements needed to the Authority's Conflict of Interest Code. President Cullen introduced the ordinance by title only.

Board Comments: None

Public Comments: None

Motion: Director De La Rosa made a motion to accept the first reading of Ordinance No. 11 and direct staff to schedule a public hearing for the second reading and adoption. Director Silva seconded the motion.

Ayes: Cromeenes, Cullen, De La Rosa, Lara, Lopez, Silva, Tipton, Villegas

Noes: None

Abstain: None

Absent: Phillips

FUTURE AGENDA ITEMS

9. AGENDA ITEMS – VIEW AHEAD SCHEDULE

(7:26) The Board reviewed the future agenda items. General Manager/CAO Mathews indicated the County of Monterey had been scheduled for the May Board meeting to provide an update on the Iverson/Gloria/Johnson Canyon Roads project as requested by Director Lopez. Mr. Mathews indicated there would be an upcoming item related to the restructuring of the Citizens Advisory Group.

CLOSED SESSION

(7:29) President Cullen invited Public comment related to the following closed session items:

- 10.** Pursuant to **Government Code Section 54956.8** to confer with legal counsel and real property negotiators General Manager/CAO Patrick Mathews, Asst. GM/Ops Manager Cesar Zuñiga, Finance and Administration Manager Ray Hendricks, and Interim General Counsel James Sanchez, concerning the possible terms and conditions of acquisition, lease, exchange or sale of 1) Salinas Valley Solid Waste Authority Property, APNs 003-051-086 and 003-051-087, located at 135-139 Sun Street, Salinas, CA; and 2) Republic Services Property, APNs 261-051-005, 007, and 019, located at 1120 Madison Lane, Salinas CA
- 11.** Pursuant to **Government Code Section 54956.9(d)** to confer with legal counsel regarding one item involving significant exposure to litigation associated with the City of Salinas notice of intention to withdraw.
- 12.** Pursuant to **Government Code 54957(b)** to confer with General Manager/CAO Patrick Mathews and Asst. GM/Ops Manager Cesar Zuñiga, concerning the resignation of the Authority's General Counsel and the appointment/employment of counsel.

Public Comment: Roy Santos from Alshire & Wynder, LLP thanked the Board for the opportunity to interview and be considered for the opportunity to provide legal services the Authority.

(7:29) President Cullen adjourned the meeting into closed session to discuss Item Nos. 10, 11, and 12.

RECONVENE

(7:55) President Cullen reconvened the meeting to open session with no reportable actions taken during closed session for Item Nos. 10 and 11.

CONSIDERATION

13. RESOLUTION 2019-13 APPROVING THE AGREEMENT FOR AUTHORITY GENERAL COUNSEL LEGAL SERVICES WITH ALSHIRE AND WYNDER LLP

(7:22) President Cullen provided a report on the release of the Request for Proposal for General Counsel Legal Services, the interview of the top two scoring firms, Lozano Smith and Aleshire & Wynder LLP, by the Executive Committee, and the recommendation of the Committee to award the contract to Aleshire & Wynder LLP for Authority General Counsel. He expressed his appreciation to Jim Sandoval from Lozano Smith for his assistance as Interim General Counsel during such a critical time for the Authority.

Board Comments: None

Public Comments: None

Motion: Director Villegas made a motion to adopt Resolution No. 2019-13. Director Cromeenes seconded the motion.

Ayes: Cromeenes, Cullen, De La Rosa, Lara, Lopez, Silva, Tipton, Villegas

Noes: None

Abstain: None

Absent: Phillips

ADJOURNED

(7:58) President Cullen adjourned the meeting.

APPROVED: 
Gloria De La Rosa, Vice President

Attest: 
Erika J. Trujillo, Clerk of the Board