

**MINUTES OF
THE SALINAS VALLEY SOLID WASTE AUTHORITY
BOARD SPECIAL MEETING
APRIL 16, 2020**

128 Sun Street, Suite 101, Salinas CA

(All Board of Directors and several of staff attended remotely from various locations)

CALL TO ORDER

President Cullen called the meeting to order at 4:00 p.m.

ROLL CALL

The following Board Directors were present (via Teleconference):

County of Monterey	Chris Lopez, Alt. Vice President <i>(logged off at 5:02 pm)</i>
County of Monterey	John M. Phillips <i>(logged in at 4:04 pm)</i>
City of Salinas	Gloria De La Rosa, Vice President
City of Salinas	John Tony Villegas
City of Salinas	Joseph D. Gunter
City of Soledad	Marisela Lara <i>(logged in at 4:25 pm)</i>
City of Greenfield	Andrew Tipton
City of King	Robert Cullen, President

The following Board Directors were absent:

City of Gonzales Elizabeth Silva

Staff Member Present (at location):

Patrick Mathews, General Manager/CAO
Cesar Zuñiga, Asst. GM/Operations Manager
Erika J. Trujillo, Clerk of the Board

Via Teleconference

Ray Hendricks, Finance and Administration Manager
Mandy Brooks, Resource Recovery Manager
Brian Kennedy, Engineering and Environmental Compliance Manager
Roy Santos, General Counsel

MEETING ANNOUNCEMENTS

(4:01) President Cullen announced the following:

- Spanish translation services were available by calling in to 1(425) 436-6345 Access Code: 444666.
- General public comment or comments on a specific agenda item should be submitted to the Clerk of the Board at comment@svswa.org. Every effort would be made to read comments into the record. Some comments may not be read due to time restrictions. Comments received after an agenda item will be made part of the record if received prior to the end of the meeting.

GENERAL MANAGER COMMENTS

(4:03) None

DEPARTMENT MANAGER COMMENTS

(4:03) Asst. General Manager/Operations Manager Zuñiga commented on the increase of self-haul customer trip count at all of the facilities. He indicated there have been record high tonnage increase from the self-haul customers at the Sun Street Facility. Finance and Administration Manager Hendricks indicated he attended a CalPers webinar in which they were informed to expect returns of 0% to -5%. This would be a new unfunded liability for the Authority somewhere between \$600,000 and \$1 million dollars. He indicated that he would continue to obtain information and will report back to the Board.

BOARD DIRECTORS COMMENTS

(4:06) President Cullen indicated there was no information to discuss under Closed Session Item Nos. 13 and 14.

PUBLIC COMMENT

(4:09) President Cullen reminded the public to submit their comments to comments@svswa.org related to items on the Consent Agenda.

(4:11) Kristin Skromme, Public Sector Manager with Waste Management submitted a comment indicating the King City Clean up scheduled for the upcoming weekend had been postponed, as well as the Aromas clean up scheduled for May.

CONSENT AGENDA (4:09)

President Cullen announced that as part of Consent agenda on Item No. 4 is a recommendation to approve Amendment No. 10 to the Employment Agreement between the Authority and R. Patrick Mathews for Services as General Manager and Chief Administrative Officer. The Amendment before the Board included the following effective January 1, 2021; A 2-year extension of the term of the contract with a new expiration date of December 31, 2022; A 4% percent salary increase, for an annual Base Salary of \$217,937.00; effective January 1, 2022, Base Salary increased based upon Consumer Price Index for San Francisco/Oakland/Hayward, Urban Wage Earners and Clerical Workers, using the twelve-month percentage increase from December to December of the prior year with a 2% minimum to 3% maximum adjustment; and the reduction of the General Managers medical insurance coverage from 100% contribution by the Authority to 90% contribution of the total premium amount by the Authority and 10% contribution of the total premium by the General Manager.

1. Minutes of the March 26, 2020 Special Meeting
2. February 2020 Claims and Financial Reports
3. Member and Interagency Activities Report for March 2020 and Upcoming Events
4. Resolution No. 2020-16 Approving Amendment No. 10 to the Revised and Restated Agreement Between the Salinas Valley Solid Waste Authority and R. Patrick Mathews for Services as General Manager/Chief Administrative Officer (GM/CAO)
5. March 2020 Quarterly Investment Report

Public Comment: None

Motion: Director Gunter made a motion to approve the consent agenda as presented. Alt. Vice President Lopez seconded the motion.

Votes: Motion carried 7,0

Ayes: Cullen, De La Rosa, Gunter, Phillips, Tipton, Villegas, Lopez

Noes: None

Abstain: None

Absent: Lara, Silva

PRESENTATION

6. RESULTS OF THE JANUARY 2018 MARKET RESEARCH STUDY HIGHLIGHTING THE KEY FINDINGS REGARDING RELOCATION OF THE SUN STREET TRANSFER STATION

(4:12) Resource Recovery Manager Brooks presented the results of the survey conducted in 2018 to measure general resident satisfaction regarding waste services, preferred methods of communication and media habits, and opinions around recycling and waste management. She indicated the survey was conducted by EMC Research Inc. and was conducted over the telephone reaching approximately 500 Monterey County residents within the Authority's service

area. Mrs. Brooks provided the detailed key findings that reflected a significant support for the Sun Street Station remaining open and being upgraded to a permanent facility.

Board Comment: The Board discussed the presentation.

President Cullen reported Director Lara had joined the meeting.

Public Comment: None

Motion: None; Informational Only

(4:26) President Cullen indicated Item No. 7 is a Public Hearing and is scheduled for 4:30 pm. To continue the meeting and allow the time for the for the Public Hearing to arrive he would like to discuss Item No. 8.

8. UPDATE ON THE EMERGENCY RESPONSE RELATED TO COVID-19

(4:27) General Manager/CAO Mathews provided a brief report on the continued efforts by the Authority to adjust to the evolving circumstances related to COVID-19. He referred to the summary list provided in the agenda packet with specific directives and safety protocols implemented to maintain a safe work environment for all staff.

Board Comment: The Board discussed the report.

Public Comment: None

Motion: None; Informational Only

PUBLIC HEARING

7. RESOLUTION NO. 2020-17 APPROVING THE DISPOSAL AND SERVICE FEES EFFECTIVE JULY 1, 2020

(4:32) Finance and Administration Manager Hendricks presented the proposed rate adjustments to balance the fiscal year 2020-21 Budget. He indicated three new rates were needed to be established to better serve the public; clean culls; commercial refrigerated units; and MAPP gas cylinders (welding).

Board Comment: The Board discussed the report expressing their concerns and disapproval for rate increases given the current circumstances with COVID-19.

Public Hearing: The Public Hearing was opened at 4:54 pm, no member from the public commented.

Kristin Skhromme, Public Sector Manager with Waste Management submitted a comment expressing her opposition to delay any increases. She indicated that the longer tip fees wait to be implemented, the bigger the increase later down the line. Her recommendation would be to continue with the tip fee adjustment being proposed.

Christina Urquidez, Manager Community Relations with Republic Services submitted a comment expressing her opposition to delay any increases. She indicated there are contractual obligations between Republic and the City of Salinas that any delay would put those obligations at risk.

The Public Hearing was closed at 5:00 pm.

Motion: Director Villegas made a motion to adopt Resolution No. 2020-17 approving maintaining the current rates with no rate increases and the addition of three new rates. Vice President De La Rosa seconded the motion.

Votes: Motion carried 8,0
 Ayes: Cullen, De La Rosa, Gunter, Lara, Phillips, Tipton, Villegas, Lopez, De La Rosa
 Noes: None
 Abstain: None
 Absent: Silva

CONSIDERATION

9. RESOLUTION NO. 2020-18 APPROVING AMENDMENT NO. 2 TO THE AUTOCLAVE TECHNOLOGIES AGREEMENT WITH GLOBAL ORGANICS ENERGY, LLC (GOE)

(5:07) General Manager/CAO Mathews provided a brief history on the non-binding agreement with Global Organics Energy, approved by the Board in 2012 to provide the Authority exclusive rights to negotiate use of the technology and for consideration of a public/private partnership for the "Autoclave Technology Process". He indicated that extending the agreement through December 31, 2021, would allow Global Organics Energy to construct a Commercial Scale Demonstration Autoclave at the Johnson Canyon Landfill which is necessary to provide engineering, financial and CEQA related information to better understand the economics, benefits and impacts associated with this innovative technology.

Board Comment: The Board discussed the report.

Public Comment: None

Motion: Vice President De La Rosa made a motion to adopt Resolution No. 2020-18. Director Tipton seconded the motion.

Votes: Motion carried 8,0
 Ayes: Cullen, De La Rosa, Gunter, Lara, Phillips, Tipton, Villegas, Lopez, De La Rosa
 Noes: None
 Abstain: None
 Absent: Silva

10. DISCUSSION ON SUN STREET TRANSFER STATION RELOCATION OPTION(S)

(5:39) General Manager/CAO Mathews provided a history on the ongoing search for viable options for the relocation of the Sun Street Transfer Station. He reported that recently, Republic Services and the Authority had discussed the possibility of the Authority acquiring one of the three parcels at the Madison Lane Transfer Station property owned by Republic Services. The acquisition of the property would allow the Authority to continue providing services to the Salinas area residents. Mr. Mathews reviewed in detail the preliminary actions needed to move forward including the commitment from all parties that would be involved in the project.

Board Comment: The Board discussed the presentation, expressing their support for a potential collaboration.

Public Comment: Christina Urquidez, Manager Community Relations with Republic Services submitted a comment stating Republic Services of Salinas has been approached by Patrick and team about this possible venture. She indicated they were intrigued by this possibility of the general concept and that there is much to be discussed as they have not received a formal proposal or entered into any substantive discussion with the Authority. She indicated they look forward to seeing a proposal from SVR soon.

Motion: By consensus the Board directed staff to further analyze the potential of the project.

11. UPDATE ON THE CITY OF SALINAS' ONE YEAR NOTICE OF INTENT TO WITHDRAWAL FROM THE JOINT POWERS AGREEMENT WITH THE SALINAS VALLEY SOLID WASTE AUTHORITY

(6:04) President Cullen reported on a teleconference meeting that was held on April 13 between the City of Salinas Mayor, City Manager, the Authority Board President, and General Manager/CAO to discuss the one-year notice of intent to withdrawal from the Joint Powers Agreement submitted by the City of Salinas on November 2018. President Cullen stated the City of Salinas presented a draft list of the terms and conditions to rescind the notice and was waiting to receive the final list. He indicated the terms and conditions would be reviewed by the Executive Committee during an upcoming meeting to move forward and enter into negotiations.

Board Comments: The Board discussed the report.

Public Comments: None

Motion: None; informational only

FUTURE AGENDA ITEMS

12. AGENDA ITEMS – VIEW AHEAD SCHEDULE

(6:10) The Board reviewed the future agenda items.

CLOSED SESSION

(6:13) President Cullen indicated there was no information to discuss under Item Nos. 13 and 14.

~~13. 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 General Counsel Roy C. Santos, 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; **2)** APN 002-021-005, located at 356 W. Market St., Salinas, CA; **3)** APN 002-021-006, located at 346 W. Market St., Salinas, CA; **4)** APN 002-021-007, located at 330 W. Market St., Salinas, CA; and **5)** APN 002-021-008, located at 320 W. Market St., Salinas, CA **6)** APN 003-211-022-000, located at 195 Sherwood Dr. and 416 Main St., Salinas, CA **7)** Republic Services Property, APNs 261-051-005, 007, and 019, located at 1120 Madison Lane, Salinas, California~~

~~14. Pursuant to **Government Code Section 54957(a)** to consult with General Counsel, Roy C. Santos on the threat to public services and/or facilities consideration of tactical response plan consultation~~

ADJOURNED

(6:13) President Cullen adjourned the meeting.

APPROVED:

DocuSigned by:

Robert Cullen

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Robert Cullen, President

Attest:

Erika J. Trujillo

Erika J. Trujillo, Clerk of the Board