

**MINUTES OF SPECIAL MEETING  
SALINAS VALLEY SOLID WASTE AUTHORITY  
EXECUTIVE COMMITTEE**

**April 22, 2020**

128 Sun Street, Suite 101, Salinas CA

(All Executive Committee members and several staff attended remotely from various locations)

**CALL TO ORDER**

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

**COMMITTEE MEMBERS PRESENT (Via Teleconference)**

Robert Cullen	President
Gloria De La Rosa	Vice Presiden
Chris Lopez	Alternate Vice President

**STAFF MEMBERS PRESENT (At location)**

Patrick Mathews, General Manager/CAO  
Cesar Zuniga, Assistant General  
Manager/Operations Manager  
Erikat J. Trujillo, Clerk of the Board

**(Via Teleconference)**

Ray Hendricks, Finance and Administration  
Manager  
Mandy Brooks, Resource Recovery Maager  
Monica Ambriz, Human Resources Supervisor  
Roy C. Santos, General Counsel

**GENERAL MANAGER AND DEPARTMENT MANAGER COMMENTS**

(4:01) Resource Recovery Manager Brooks indicated it was Earth Day and the 50<sup>th</sup> year anniversary of it.

**COMMITTEE COMMENTS**

(4:02) Vice President De La Rosa stated she had consulted with the City of Salinas Attorney regarding not being able to participate in closed session and was advised she should be allowed and had no conflict. President Cullen indicated that at the request of the City of Salinas the Authority has entered into negotiations on the terms and conditions presented by the City of Salinas to rescind their Notice of Intent to Withdraw from the Authority. He indicated the negotiating points provided by the City of Salinas would be discussed during closed session and the Authority General Counsel perceives having a City of Salinas representative participating constitutes a conflict of interest.

**GENERAL COUNSEL COMMENTS**

(4:03) General Counsel Santos indicated based on legal analysis of the Political Reform Act and 1090 Conflict of Interest Code, the participation of a representative of the City of Salinas during negotiations related to withdrawal would be a conflict of interest. Therefore, the participation of Vice President De La Rosa is not appropriate. He indicated discussing the terms and conditions provided by the City of Salinas that directly relate to rescinding its notice to withdrawal and having the City of Salinas participating would be inherently double dealing. Mr. Santos indicted the penalties for such a violation can be serious and would not advise to have a representative from the City of Salinas also participate as a representative of the Authority during the negotiations. Mr. Santos clarified that the items to be discussed during closed session are the terms provided by the City of Salinas that directly relate to rescinding its Notice to Withdrawal and no other matters would be discussed.

**PUBLIC COMMENT**

(4:03) None

### **CLOSED SESSION**

(4:07) President Cullen invited public comment related to Item Nos. 1 and 2.

1. 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)** 5APN 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 **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
2. Pursuant to **Government Code Section 54957 (b)** to consider the Performance Evaluation of the General Manager/Chief Administrative Officer Patrick Mathews for 2019.

**Public Comment:** None

(4:08) President Cullen adjourned the meeting into closed session to discuss Item Nos. 1 and 2.

(4:09) Vice President De La Rosa disconnected from the teleconference.

(4:30) Alternate Vice President Lopez disconnected from the teleconference.

### **RECONVENE**

(4:30) President Cullen reconvened the meeting to open session with no reportable actions taken in closed session indicating Vice President Lopez and Vice President De La Rosa no longer where on the teleconference.

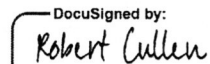
### **ADJOURNMENT**

(4:30) President Cullen adjourned the meeting.

ATTEST:

  
Erika J. Trujillo, Clerk of the Board

APPROVED:

DocuSigned by:  
  
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Robert Cullen, President