

MARIN COUNTY HAZARDOUS & SOLID WASTE  
MANAGEMENT JOINT POWERS AUTHORITY

AB 939 LOCAL TASK FORCE

Wednesday, November 5, 2008  
Suite 200-A Conference Room  
65 Mitchell Blvd., San Rafael

9:00 -10:30 AM

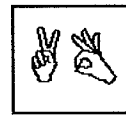
AGENDA

Call to Order.

- 1) Open Time for Public Comment.
- 2) Approval of the October 1, 2008 JPA Local Task Force Minutes (Action – 5 Minutes).
- 3) Construction and Demolition Materials Presentation by CIWMB (Information – 50 Minutes).
- 4) California Product Stewardship Council - Producer Responsibility (Informational – 15 Minutes)
- 5) JPA Budget FY 08/09 (Information – 10 Minutes).
- 6) Plastics and Brown Goods Diversion (10 Minutes).
- 7) Adjourn.

The full agenda including staff reports can be viewed at  
[www.marinrecycles.org/mins\\_agendas.cfm](http://www.marinrecycles.org/mins_agendas.cfm)

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Contact the County's Waste Management Division, at 499-6647 for more information



**MARIN COUNTY HAZARDOUS & SOLID WASTE  
MANAGEMENT JOINT POWERS AUTHORITY**

AB 939 Local Task Force Meeting  
Wednesday, October 1, 2008  
Suite 200-A Conference Room  
65 Mitchell Blvd., San Rafael

**MINUTES**

**MEMBERS PRESENT**

Tom Gaffney, Ross Valley Cities  
Patricia Garbarino, Marin Sanitary  
Jon Elam, Tamalpais CSD  
Trip Allen, Sierra Club  
Tania Levy, Unincorporated Area  
Matt McCarron, Novato  
David Haskell, Sustainable Marin

**STAFF PRESENT**

Alex Soulard, JPA Staff  
Kempen Robbins, JPA Staff  
Michael Frost, JPA Staff

**OTHERS PRESENT**

Judy Schriebman, Las Gallinas San Dist.  
Steve McCaffrey, Redwood Empire Disp.

**MEMBERS ABSENT**

Greg Christie, Bay Cities (Alternate)  
Tamara Hull, Sustainable San Rafael  
Terry Cosgrove, San Rafael  
Ramin Khany, Redwood Landfill  
Loretta Figueroa, Almonte Sanitary District

Call to Order. The Local Task Force (LTF) meeting came to order at 9:05 AM.

1. Open Time for Public Comment. No comments were received from the public. Staff updated the Task Force on the status of the Zero Waste Contract. It was stated that an interview subcommittee selected R3 as the contractor of choice. The contract will go to the Executive Committee on October 22, 2008 and to the JPA Board of Directors meeting on October 30, 2008 for final approval. The contract identifies amounts of public meetings, Local Task Force meetings, and meetings with individual municipalities the contractor must conduct. The contract is phased to have a second portion that will further work with the cities and special districts to facilitate changes. The Task Force requested staff circulate the scope of work to the group.
2. Approval of JPA Local Task Force Minutes. M/s Elam, Allen to approve the August 13, 2008 meeting minutes. Motion approved unanimously.
3. Food Scrap Management Position Paper. Staff reported that the Food Scrap Management Paper was developed by the Food Scrap Composting Subcommittee and has been revised twice by the Local Task Force. The Task Force discussed the document making final revisions and additions to the document. M/s Garbarino, Allen

to approve the Food Scrap Management Paper with revisions. Motion was passed with Ayes from all members except Elam.

4. Community Development Agency's Reuse Grant Program. Staff stated that Jon Elam had requested the Task Force be updated on the Community Development Agency's (CDA) Reuse Grant. Staff described that the grant is for \$50,000 with \$25,000 in matching funds that has two elements, to encourage deconstruction contractors to provide services in Marin and to site a reuse facility for construction and demolition materials. The grant managers are attempting to secure contracts at the current phase of the project. The group discussed the issues with possible sites for a C and D reuse and the trouble of siting a facility.
5. California Integrated Waste Management Board Presentation Request. Staff reported that the Task Force requested CIWMB staff to present at a meeting on Construction and Demolition issues. CIWMB staff would be available to present at the November 5, 2008 Local Task Force Meeting. Task Force members requested that the issue of CEQA and facility siting be included in the presentation.
6. County of Marin Concrete and Asphalt Reuse Program. Staff stated that the Task Force asked for a report on the reuse and recycling of concrete and asphalt that the County road crews undertake. Staff reported that the road crews reuse road base as shoulder material, utilize reused asphalt and concrete, recycle metal and tires, and chip wood as mulch, but no requirement is written into an environmentally preferable purchasing policy. The Task Force discussed the possible use of rubberized asphalt and issues with the process. The Task Force asked that this topic be included in the CIWMB C and D presentation. The group discussed the possibility of requiring contractors to use recycled or reused materials
7. Subcommittee Reports. No subcommittees had any reports to present. Patty Garbarino brought up the issue of Extended Producer Responsibility (EPR) and its ability to target upstream wastes by making product manufacturers responsible for the disposal or recycling of their products. She suggested having the California Product Stewardship Council's EPR Ordinance placed on the next Task Force agenda. Task Force members suggested also adding plastics recycling and brown goods diversion to the next agenda, as well as a copy of the FY 08/09 Budget.

7. Adjourn.

# MARIN COUNTY HAZARDOUS AND SOLID WASTE MANAGEMENT JOINT POWERS AUTHORITY

**Belvedere:**  
George Rodericks

Date: November 5, 2008

**Corte Madera:**  
David Bracken

To: Local Task Force Members

**County of Marin:**  
Matthew Hymel

From: Alex Soulard, Waste Management Specialist

**Fairfax:**  
Michael Rock

Re: CIWMB Presentation Request

**Larkspur:**  
Jean Bonander

At your August 13, 2008 meeting the Local Task Force requested that staff organize a presentation by the California Integrated Waste Management Board (CIWMB) on Construction and Demolition materials.

**Mill Valley:**  
Anne Montgomery

**Novato:**

Katie Garrison of the CIWMB has prepared a presentation for the Local Task Force today on the requested topics. The presentation will be a generalized overview of various construction and demolition issues. Additional questions that are not answered through this presentation can be addressed in the future.

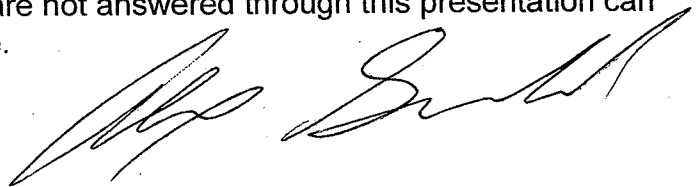
**Ross:**  
Gary Broad

**San Anselmo:**  
Debbie Stutsman

**San Rafael:**  
Ken Nordhoff

**Sausalito:**  
Adam Politzer

**Tiburon:**  
Margaret Curran



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# MARIN COUNTY HAZARDOUS AND SOLID WASTE MANAGEMENT JOINT POWERS AUTHORITY

**Belvedere:**  
George Rodericks

Date: November 5, 2008

**Corte Madera:**  
David Bracken

To: Local Task Force Members

**County of Marin:**  
Matthew Hymel

From: Alex Soulard, Waste Management Specialist

**Fairfax:**  
Michael Rock

Re: California Product Stewardship Council Producer Responsibility

**Larkspur:**  
Jean Bonander

At your October 1, 2008 meeting the Local Task Force requested that staff place the California Product Stewardship Council's Model Extended Producer Responsibility Ordinance (Attached) on today's agenda. The CPSC is an organization with the goal to shift California's product waste management system from one focused on government funded and ratepayer financed waste diversion to one that relies on producer responsibility in order to reduce public costs and drive improvements in product design that promote environmental sustainability.

**Mill Valley:**  
Anne Montgomery

**Novato:**

**Ross:**  
Gary Broad

The Marin County Hazardous and Solid Waste Joint Powers Authority is one of the founding members of the CPSC. In November of 2006 the JPA passed an Extended Producer Responsibility (EPR) Ordinance (Attached) that has allowed staff to sustain membership in the CPSC and write letters of support for EPR legislation. Since the JPA ordinance precedes the model ordinance it does not contain all the same language, but does specify the same goals and objectives for staff.

**San Anselmo:**  
Debbie Stutsman

**San Rafael:**  
Ken Nordhoff

**Sausalito:**  
Adam Politzer

Attachments

**Tiburon:**  
Margaret Curran

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**RESOLUTION NO. 07-02**  
**MARIN COUNTY HAZARDOUS AND SOLID WASTE MANAGEMENT JOINT**  
**POWERS AUTHORITY**

**RESOLUTION SUPPORTING STATEWIDE, LOCAL AND REGIONAL**  
**EFFORTS TO HOLD PRODUCERS RESPONSIBLE FOR PRODUCT WASTE**  
**STARTING WITH TOXIC PRODUCTS DEFINED AS UNIVERSAL WASTE**

**WHEREAS**, On February 8, 2006, a state law took effect that made it illegal to dispose of items defined as "universal waste," in the garbage. Universal waste includes household batteries, fluorescent bulbs or tubes, thermostats, other items that contain mercury, as well as electronic devices including VCRs, microwaves, cellular phones, cordless phones, printers, and radios; and

**WHEREAS**, collecting and disposing of these products, and implementing a public awareness campaign to prevent these banned items from going into the trash will cost Marin County ever increasing amounts of money; and

**WHEREAS**, When additional products are declared as hazardous by the State the burden to manage these items will fall to local jurisdictions; and

**WHEREAS**, There are significant environmental and human health impacts associated with household products that contain toxic ingredients, including mercury, lead, cadmium and other toxic chemicals that when disposed of improperly can contaminate water supplies; and

**WHEREAS**, By covering the costs of collection and disposal, local governments are subsidizing the production of waste because manufacturers know that whatever they produce the local governments will foot the bill for recycling or disposal; and

**WHEREAS**, Extended Producer Responsibility is an environmental policy approach in which producers assume responsibility—financial and/or physical—for the management of post-consumer products, so that those who produce and use products bear the costs of recycling and proper disposal; and

**WHEREAS**, When brand owners are responsible for ensuring their products are recycled responsibly, and when health and environmental costs are included in the product price, there is a strong incentive to design and purchase goods that are more durable, easier to recycle, and less toxic; and

**WHEREAS,** It is timely to develop and support extended producer responsibility legislation to address the universal waste sector of the waste stream first in response to the state ban on universal waste from household disposal; and

**WHEREAS,** on April 26, 2006 the Marin County Hazardous and Solid Waste Management Joint Powers Authority Executive Committee approved a motion to add to staff's work plan, participation in a regional group to lobby the State for product take back and EPR legislation; now, therefore be it

**RESOLVED,** That the Marin County Hazardous and Solid Waste Management Joint Powers Authority urges representatives in Sacramento to pursue statewide extended producer responsibility legislation targeted at universal waste that will give incentives for the redesign of products to make them less toxic, and shift the cost for recycling and proper disposal of products from the local government to the producer and distributor of the product; and, be it

**FURTHER RESOLVED,** That the Joint Powers Authority and its member agencies develop producer responsibility policies such as leasing products rather than purchasing them, and requiring the manufacturers of products to offer less toxic alternatives, and to take responsibility for collecting and recycling their products at the end of their useful life; and, be it

**FURTHER RESOLVED,** that the Marin County Hazardous and Solid Waste Management Joint Powers Authority will continue to support extended producer responsibility initiatives and statewide legislation beyond universal waste to cover areas including other hazardous products, bulky packaging, and items like plastics and multi-material products that are difficult to recycle.

AYES: Nordhoff, Bonander, Broad, Keen, Rodericks, Montgomery, Hymel, Stutsman, Whitson

NOES: None

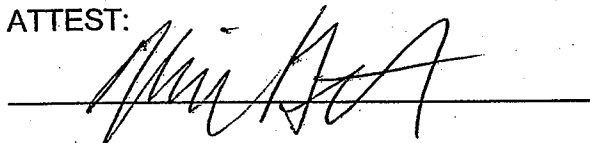
ABSENT: Kelly, Bracken



Debbie Stutsman, Chair

Date: 11-14-06

ATTEST:



**RESOLUTION NO. [REDACTED]**  
**RESOLUTION OF THE (Jurisdiction name)**  
**SUPPORTING EXTENDED PRODUCER**  
**RESPONSIBILITY**

**WHEREAS**, approximately [REDACTED] tons of discarded materials and products are currently sent to disposal from our community on an annual basis at a cost of \$ [REDACTED] per ton; and

**WHEREAS**, on February 8, 2006 California's Universal Waste Rule (CCR, Title 22, Division 4.5, Chapter 23) became effective; and

**WHEREAS**, the Universal Waste Rule bans landfill disposal of certain products that are deemed hazardous, including household batteries, fluorescent bulbs and tubes, thermostats and other items that contain mercury, as well as electronic devices such as video cassette recorders, microwave ovens, cellular phones, cordless phones, printers, and radios; and

**WHEREAS**, it is anticipated that the list of Universal and other waste products determined to be hazardous and therefore banned from landfills will continue to grow as demonstrated by the ban of treated wood effective January 2007 and sharps in September 2008; and

**WHEREAS**, state policies currently make local governments responsible for achieving waste diversion goals and enforcing product disposal bans, both of which are unfunded mandates; and

**WHEREAS**, Universal Waste management costs are currently paid by taxpayers and rate payers of the (Jurisdiction name) area and are expected to increase substantially in the short term unless policy changes are made; and

**WHEREAS**, local governments have no input on the design of the products, make no profit from the products, and do not have the resources to adequately address the rising volume of discarded products; and

**WHEREAS**, costs paid by local governments to manage products are in effect subsidies to the producers of hazardous products and products designed for disposal; and

**WHEREAS**, costs paid in (year) for managing household batteries was equivalent to over \$ [REDACTED] per ton and the costs paid by the operator of the (Name) Transfer Station to properly dispose of fluorescent tubes was over \$ [REDACTED] per ton; and

**WHEREAS**, if (Jurisdiction name) were able to collect all of the batteries and fluorescent tubes generated in (Jurisdiction name), such a service cost would more than all of the other current household hazardous waste programs combined (or language that is true for your jurisdiction); and

WHEREAS, the Board/City Council of (Jurisdiction name) supports statewide efforts to hold producers responsible for Universal Waste products and other product waste management costs; and

WHEREAS, there are significant environmental and human health impacts associated with improper management of Universal Waste, sharps, and other products; and

WHEREAS, Extended Producer Responsibility (EPR) is a policy approach in which producers assume responsibility for management of waste products and which has been shown to be effective; and

WHEREAS, when producers are responsible for ensuring their products are reused or recycled responsibly, and when health and environmental costs are included in the product price, there is an incentive to design products that are more durable, easier to repair and recycle, and less toxic; and

WHEREAS, EPR framework legislation establishes transparent and fair principles and procedures for applying EPR to categories of products for which improved design and management infrastructure is in the public interest; and

WHEREAS, the California Product Stewardship Council (CPSC) is an organization of California local governments working to speak with one voice in promoting transparent and fair EPR systems in California; and

WHEREAS, in (Date), the (Jurisdiction name) adopted a municipal Zero Waste Plan, and this plan describes how zero waste cannot be achieved unless product manufacturers reduce the toxics in their products and design them to be reusable and recyclable; and

WHEREAS, the (Jurisdiction name) wishes to incorporate EPR policies into the City's and County's product procurement practices to reduce costs and protect the environment; and

WHEREAS, in January 2008 the California Integrated Waste Management Board adopted a Framework for an EPR System in California; and

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF THE (Jurisdiction name)** that the Board/Council of the (Jurisdiction name) urges the California Integrated Waste Management Board to continue taking timely action to implement the Framework for an EPR System in California to manage Universal and other wastes; and

**BE IT FURTHER RESOLVED,** that the Board/Council of (Jurisdiction name) urges the California Legislature to enact framework EPR legislation that shifts Universal and other waste management costs from local government to the producers of the product, and which will give producers the incentive to redesign products to make them less toxic and easier to reuse and recycle; and

**BE IT FURTHER RESOLVED**, that the (staff/solid waste director) of (Jurisdiction name) be authorized to send letters to the League of California Cities, the California State Association of Counties, and the California Integrated Waste Management Board, and the State legislature and to use other advocacy methods to urge support for EPR Framework legislation; and

**BE IT FURTHER RESOLVED**, that the Chair of the Board/Council of (Jurisdiction name) be authorized to sign the California Product Stewardship Council (CPSC) Pledge of Support and participate by contributing \$\_\_\_\_\_ to CPSC to educate and advocate for EPR policies and programs; and

**BE IT FURTHER RESOLVED**, that the (Jurisdiction name) encourages all manufacturers to share in the responsibility for eliminating waste through minimizing excess packaging, designing products for durability, reusability and the ability to be recycled; using recycled materials in the manufacture of new products; and providing financial support for collection, processing, recycling, or disposal of used materials; and

**BE IT FURTHER RESOLVED**, that the (Jurisdiction name) and its member agencies develop producer responsibility policies such as leasing products rather than purchasing them and requiring producers to offer less toxic alternatives and to take responsibility for collecting and recycling their products and the end of their useful life.

PASSED AND ADOPTED by the Board of the (Jurisdiction name), State of California on \_\_\_\_\_ by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

Signed: \_\_\_\_\_ Date: (mo/day/year)  
(Name), Chair

ATTEST: \_\_\_\_\_  
(Name), Clerk  
(Jurisdiction name)



# MARIN COUNTY HAZARDOUS AND SOLID WASTE MANAGEMENT JOINT POWERS AUTHORITY

**Belvedere:**

George Rodericks

Date: November 5, 2008

**Corte Madera:**

David Bracken

To: Local Task Force Members

**County of Marin:**

Matthew Hymel

From: Michael Frost, Deputy Director

**Fairfax:**

Michael Rock

Re: Budget FY 08/09

**Larkspur:**

Jean Bonander

Your Task Force requested to see a copy of the Budget for Fiscal Year 2008/2009 at the October 1, 2008 meeting. Attached is a copy of the budget as it was approved by the JPA Board of Directors on May 29, 2009.

**Mill Valley:**

Anne Montgomery

**Novato:**

This document is provided as an informational item. Staff is available to answer questions regarding the budget.

**Ross:**

Gary Broad

**San Anselmo:**

Debbie Stutsman

**San Rafael:**

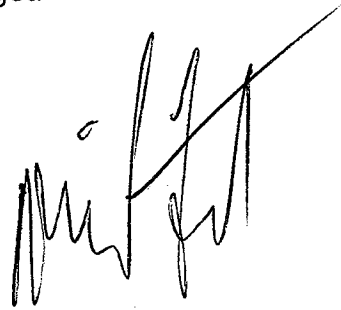
Ken Nordhoff

**Sausalito:**

Adam Politzer

**Tiburon:**

Margaret Curran



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**APPROVED BUDGET**

**JPA ADMINISTRATION  
2009 96X-CWM BUDGET BY OBJECT COUNTYWIDE WASTE MANAGEMENT JPA**

07/08 BUDGET	07/08 EXP THRU 3/11/2008	07/08 TOTAL EST EXPENDITURE	ACCOUNT NAME	OBJECT	08/09 BUDGET REQUEST	NARRATIVE
\$249,907	\$121,096	\$249,907	Salaries and Wages	5110110	\$312,303	Contract staff salaries and wages for 6.1 Programs.
\$249,907	\$121,096	\$249,907	Salaries and Wages Total		\$312,303	
\$4,000	\$0	\$1,000	Legal Expense	5210131	\$4,000	JPA legal counsel.
\$7,500	\$7,500	\$7,500	Outside Acctg & Audit Fees	5210200	\$8,000	Financial review.
\$18,249	\$16,590	\$16,590	Insurance	5210500	\$17,420	JPA insurance 5% increase.
\$1,000	\$0	\$500	OFC Equip Rep & Maint.	5210900	\$1,000	Same as previous year.
\$15,147	\$15,147	\$15,147	Rent	5211200	\$15,904	Rent for space used.
\$1,500	\$603	\$1,000	Training	5211300	\$1,500	Training. Same as previous year.
\$600	\$0	\$200	Mileage & Routh Trvl Exp	5211400	\$600	Routine travel. Same as previous year.
\$22,000	\$16,280	\$25,000	Outreach	5211500	\$30,000	Compost Bins, Website, Phone Book Recycling Guide & Xmass Tree Advert.
\$0	\$0	\$0	Zero Waste Development	5211510	\$200,000	Development of zero waste strategies
\$1,000	\$0	\$400	Computer Supplies	5220100	\$1,000	Same as previous year.
\$2,500	\$1,200	\$1,000	Office Supplies	5220110	\$2,500	Same as previous year.
\$2,000	\$0	\$1,000	Document Reprod Costs	5220125	\$2,000	Composing guide, annual Report and other misc. printing costs.
\$5,850	\$0	\$5,850	County Financial Service	5510700	\$5,850	Pro-rate Auditor/Controller's cost plan.
\$81,346	\$57,320	\$75,187	Services & Supplies Total		\$289,774	
\$331,253	\$178,416	\$325,094	JPA 6.1 Program Total	Total	\$602,076	

**2009 96X-CWM REVENUE BUDGET BY REVENUE SOURCE COUNTYWIDE WASTE MANAGEMENT JPA**

07/08 BUDGET	07/08 REV THRU 3/11/2008	07/08 TOTAL EST REVENUE	ACCOUNT NAME	REVENUE SOURCE	08/09 REVENUE REQUEST	NARRATIVE
\$1,592	\$4,547	\$6,063	Interest	4410125	\$1,592	JPA funds in interest bearing account.
\$7,000	\$0	\$7,000	Other Aid State	4530000	\$0	
\$317,443	\$160,898	\$317,443	Solid Waste Man. Fees	4640910	\$632,342	Solid Waste Disposal Fees
\$0	\$0	\$0	Misc.	4710000	\$0	
\$83,469	\$83,469	\$83,469	Carry-Over		\$88,880	
\$409,603	\$248,914	\$413,974	Total Revenue		\$722,813	
\$71,250			GENERAL CONTINGENCIES	9000010	\$120,737	20%
			General Contingencies			

APPROVED BUDGET

HOUSEHOLD HAZARDOUS WASTE PROGRAM  
2009 96Y-NNO BUDGET BY OBJECT COUNTYWIDE WASTE MANAGEMENT JPA

07/08 BUDGET	07/08 EXP THRU 3/11/2008	07/08 TOTAL EST EXPENDITURE	ACCOUNT NAME	OBJECT	08/09 BUDGET REQUEST	NARRATIVE
\$7,729	\$3,865	\$7,729	Salaries and Wages	5110110	\$34,700	Contract staff salaries and wages for 6.2 Programs increased from 3% to 10%. Countywide HHW and BOP. Includes West Marin HHW events, \$17,815 for Novato HHW Grant and \$15,003 (\$150,028/10 yr) for Novato fee reimbursement.
\$1,307,149	\$516,383	\$1,261,110	Contract SVC	5210100	\$1,361,355	
\$0	\$0	\$300,000	Contract SVC Misc.	5210110	\$0	
\$1,314,878	\$520,247	\$1,568,839	JPA 6.2 Program Total	Total	\$1,396,055	

2009 96Y-NNO REVENUE BUDGET BY REVENUE SOURCE COUNTYWIDE WASTE MANAGEMENT JPA

07/08 BUDGET	07/08 REV THRU 3/11/2008	07/08 TOTAL EST REVENUE	ACCOUNT NAME	REVENUE SOURCE	08/09 REVENUE REQUEST
\$9,052	\$26,745	\$35,660	Interest	4410110	\$9,052
\$0	\$0	\$300,000	Other Aid State	4530000	\$0
\$1,200,937	\$600,469	\$1,200,937	Solid Waste Man. Fees	4640910	\$1,046,427
\$0	\$0	\$0	Misc. Revenue	4710000	\$0
\$694,545	\$694,545	\$694,545	Carry-Over		\$662,303
\$1,904,534	\$1,321,759	\$2,231,143	Total Revenue		\$1,717,782
\$589,657		\$662,303	GENERAL CONTINGENCIES General Contingencies	9000010	\$321,727

23%