

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

Board of Directors Meeting  
Thursday May 24, 2012  
Marin Municipal Water District.  
220 Nellen Avenue, Corte Madera

MINUTES

**MEMBERS PRESENT**

George Rodericks, Belvedere (Chair)  
Matthew Hymel, County of Marin  
Dan Schwarz, Larkspur  
Adam Polizter, Sausalito  
Michael Rock, Fairfax  
Jim McCann, Mill Valley  
Michael Frank, Novato  
David Bracken, Corte Madera

**Members Absent**

Debra Stutsman, San Anselmo  
Nancy Mackle, San Rafael  
Margaret Curran, Tiburon

**STAFF PRESENT**

Michael Frost, JPA Staff  
Steve Devine, JPA Staff  
Alex Soulard, JPA Staff

**OTHERS PRESENT**

Dee Johnson, Novato Sanitary Dist  
Beverly James, Novato Sanitary Dist.  
Patty Garbarino, Marin Sanitary Svc.  
John Lippitt, San Rafael Fire  
Courtney Bell, San Rafael Fire  
Casey Mazzoni, Public  
Andy Campbell, Renew Computers  
Pat Thompson, Ross  
David Schnapk, Marin Conservation League  
Jim Schutz, San Rafael  
Cory Bytof, San Rafael  
Renee Goddard, JPA LTF  
Namar HanBennett, LCC

Call to Order The JPA Board meeting came to order at 9:03 AM.

1. JPA Board Meeting Minutes from January 26, 2012

M/s Frank, Hymel to approve the minutes from the January 26, 2012 JPA Board meeting. The motion passed unanimously.

2. JPA Coordination of a Single Use Bag Ordinance Environmental Review

Staff provided a report on a proposal for the JPA to coordinate an environmental review of a Single Use Bag Ordinance. Staff identified that during the April 26, 2012 Executive Committee meeting a Subcommittee comprised of members Mackle and McCann was formed to further explore the bag ordinance issue brought up during the Executive Committee review of the FY 12-13 JPA Budget and fee schedule. David Zaltsman from Marin's County Counsel's office provided a review of the Marin County Single Use Bag Ordinance and the lawsuit by the Save the Plastic Bag Coalition. He also fielded questions from the JPA Board. Mr. Zaltsman identified that the Supreme Court ruling in favor of the City of Manhattan Beach did not put the bag ordinance issue to rest and suggested that the Save the Plastic Bag Coalition is not likely to give up. Mr. Zaltsman noted that developing an Environmental Impact Report (EIR) would provide more protection should a lawsuit be filed. Board Members expressed concern about litigation. Mr. Hymel and Mr. McCann stated that more time should be given to the Plastic Bag Subcommittee to review this issue and bring forward more information at a later time. M/s Hymel, McCann to continue work with County Counsel, the city attorneys and the Subcommittee comprised of members Mackle and McCann provide further direction to the Board in the future. Also, not to include the \$50,000 for the EIR in the budget,

noting that reserve funds could be made available at a later time for an EIR, should it be deemed desirable. The motion passed unanimously.

3. Audit and Financial Statements for Year Ending June 30, 2011

Staff reported on the Financial Statement and the Auditors Report from Maher Accountancy. Staff identified budget deficits have been resolved through a fund center transfer and noted the recommendation from the Audit to update the staffing contract with the County, and that Staff is still waiting on a response from CalRecycle regarding the \$300,000 Household Hazardous Waste infrastructure grant. No public comment was received. M/s Rodericks, Rock to accept the Audit and report. The motion passed unanimously.

4. FY 12-13 Budget Contract and Fee Schedule Approval

Staff reported on the proposed Budget and Fee Schedule, and identified that HHW Facility costs remain steady and that ongoing work regarding the Zero Waste Program which includes the Zero Waste Grants continue to be successful. It was also noted that two equity transfers are necessary for the FY 11-12 budget to satisfy the Audit. The two transfers were identified as \$53,011 from Administration to Zero Waste, and \$59,002 from Zero Waste to Household Hazardous Waste. Staff noted that JPA staffing is provided at a fixed cost via a contracted service level. No public comment was received. M/s Hymel, Rock to approve budget Option B (which does not include \$50,000 for an environmental review of a single use bag ban), approve the FY 11-12 equity transfers, authorize the Chair to sign JPA Resolution 2012-2, approve budget, contract and fee schedule. The motion passed unanimously.

5. Approval of JPA Taking Responsibility for Used Oil Payment Program

Staff reported on a proposal for the JPA to take over responsibility of the CalRecycle Used Oil Payment Program from the Marin County Stormwater Pollution Prevention Program. Staff provided an overview of the grant program and answered questions from the Board. No public comment was received. M/s Rock, McCann authorizing the JPA Chair to sign JPA Resolution 2012-3. The motion passed unanimously.

6. Acceptance of CalRecycle Beverage Container Grant

M/s Hymel, Politzer to approve the grant funding and authorize Executive Director to make necessary budget adjustments. The motion passed unanimously.

7. Bulb and Battery Contract Signature Authority

M/s Hymel, Politzer to approve the grant funding and authorize JPA Chair to enter into an HHW service contract for the Bulb & Battery Program, not to exceed \$40,000, pending budget approval. The motion passed unanimously.

8\* (Moved to end of Regular Agenda after Item # 5) Zero Waste Grant Applications

Staff provided a report on the ten FY 11-12 Zero Waste Grant Applications and provided an overview of the type of applications received. Copies of applications from Fairfax, Mill Valley and Sausalito – which were received after the Agenda was printed, were distributed at the meeting. Staff fielded questions from the Board and the public and noted that grant funding would roll over to the next year for those applicants who did not apply for a grant. M/s Schwarz, Politzer to approve the applications and authorize the Executive Officer to execute the grant agreements. The motion passed unanimously.

9. Staff Report on Recent and Ongoing Activities

Staff provided a report regarding ongoing JPA activities which included; the collection from all necessary JPA affiliated members of their Conflict of Interest Form 700's, a very successful HHW collection day in Pt. Reyes coordinated by San Rafael Fire Dept., the ongoing Zero Waste Marin

Campaign, and noted the June 6<sup>th</sup> LTF meeting will take place at the Redwood Landfill in Novato which will include a facility tour. No public comment was received.

10. Open Time

Staff noted that at the next JPA meeting a new Vice-Chair will need to be elected as the current position filled by Mr. Rock for the City of Fairfax will be vacant. No comments from the public were received.

11. The next scheduled JPA Board Meeting is To Be Determined

12. Adjourn.