



SWANA[®]
SOLID WASTE ASSOCIATION
of North America

CALIFORNIA CHAPTERS

FOUNDING

SIERRA

GOLDRUSH

LEGISLATIVE TASK FORCE

www.swanacal-leg.org

LEGISLATIVE ADVOCATES

PAUL J. YODER

JASON SCHMELZER

Shaw/Yoder/Antwih, Inc.

1415 L Street, Suite 1000

Sacramento, CA 95814

(916) 446-4656

FAX (916) 446-4316

paul@shawyoderantwih.com

jason@shawyoderantwih.com

CHAIR

LISA WOOD

CITY OF SAN DIEGO

9601 Ridgehaven Court #210

San Diego, CA 92123

lwood@sandiego.gov

VICE CHAIR

NANCY L. EWERT, PE.

KERN COUNTY

2700 M Street, Suite 500

Bakersfield, CA 93301

nancye@co.kern.ca.us

TREASURER

MARK BOWERS

CITY OF SUNNYVALE

456 W. Olive Ave

PO Box 3707

Sunnyvale, CA 94088

mbowers@ci.sunnyvale.ca.us

SECRETARY

MARK URQUHART, PE.

Senior Project Manager

HDR ENGINEERING, INC

2365 Iron Point Rd. #300

Folsom, CA 95630

(916) 817-4933

Mark.Urquhart@hdrinc.com

**MINUTES OF SWANA CALIFORNIA LEGISLATIVE
TASK FORCE TELEPHONE MEETING**

July 5, 2012

By: Mark Urquhart, Secretary

The Legislative Task Force (LTF) meeting started at about 10:00 AM. A quorum was present as there were 12 members present and at least eight LTF members and one member from each chapter present. The agenda is Attachment A. A list of the attendees is Attachment B. The items from the agenda below were not necessarily all discussed in the order listed.

RUMORS AND GOSSIP

Lisa Wood noted and the LTF discussed the following items listed below.

a. Local Extended Producer Responsibility (EPR) on pharmaceuticals (See attached)

Lisa Wood discussed that the ordinance may be good approach but she would like feedback as to whether the LTF should take position on a local issue. It was discussed that it has been difficult trying to pass a pharmaceutical EPR bill on the state level. Some of the reasoning behind the ordinance is included in a sample letter from Alameda Co. (attached to agenda). It was decided that LTF would send a letter of support on the matter (no objections raised on call).

b. Calif. Trash-To-Energy Plants May Labor For Renewable Status (Mike—See attached)

Mike Mohajer discussed CalRecycle is getting involved in deciding types of feedstock recovery from MRF, which is a concern if there may not be markets. It was discussed this is a concern as CalRecycle has been taking a very top down approach on the 75% goal.

c. Founding Chapter Meeting July 12: Lisa Wood will discuss the LTF's response to CalRecycle's "75% Recycling" plan; Carroll will also discuss the plan.

Lisa Wood noted that Carroll Mortensen of CalRecycle will address founding chapter. Lisa Wood said she will raise some of the points raised in discussion of b, above and will present the LTF letter on issue. She asked that the LTF members send ideas.

d. Lisa had some discussions last month with Jason about issues City of SD has had with transient cleanups. Issue for other local governments?

Lisa Wood noted that the City of San Diego has been sued and lost after cleanups. CL noted that City of Fresno has been sued a number of times and lost every time. It was discussed that a holding time procedure has been followed in some cities. Lisa Wood said she would talk with Jason Schmelzer to discuss if a bill might be a needed to address this. It was noted it was an expensive issue. Jason Schmelzer said there may be some political problems in getting a bill on this issue.

e. Other

Mark Bowers noted that in two weeks of implementing bag ban and has received a number of angry calls; mostly with random objections. Other than those complaints it has worked pretty well. Store compliance has worked well, as some even like the lower cost to stores.

BUSINESS ITEMS AND LTF ACTIVITIES

a) *Approval of Minutes from June Phone Meeting*

Lisa Wood asked for comments on these minutes. WM asked that he had joined the meeting and should be added to the attendance list.

Motion:

A motion was made, with the addition noted above, and seconded to approve the minutes from the June 2012 meeting. The motion carried, as all were in favor.

b) *Treasurer's Report*

Mark Bowers noted that the June report was circulated prior to the meeting (Attachment C). He noted that he has started on solicitations for donations to the LTF.

Motion:

A motion was made and seconded to approve both the June 2012 treasurer's reports. The motion carried, as all were in favor.

c) *Treasurer Signatory*

It was discussed that the Mark Urquhart, Grace Chan and Nancy Ewert are the current check writing signatories; and that Mark Bowers needs to be added. It was decided that Nancy Ewert, Mark Urquhart, and Mark Bowers would be the officers as signatories, which would only require one change in signatories. It was discussed that signed copy of the minutes with approval of officers needs to be taken to the bank to add Mark Bowers.

Motion:

A motion was made and seconded to update the bank account signatories for the LTF to add and include Mark Bowers (Treasurer) and retain Mark Urquhart (Secretary) and Nancy Ewert (Vice Chair). The motion carried, as all were in favor.

LEGISLATIVE ITEMS

The following is a summary of the discussions of selected bills on the matrix, headed by Jason Schmelzer.

- a. There is a bill matrix (attached)
- b. Bag/polystyrene bills are as follows:
- c. [AB 298](#) (Brownley): Single Cary Use Bags (Senate EQ)

Jason Schmelzer said that the bill passed the Senate Environmental Quality (EQ) Committee. Mark Bowers discussed that the definition of the bag is important. He said that he thought the bill looked fine provided it does not preempt local ordinances flexibility.

The following two bills (1834 and 1219) were discussed together with AB 298. It was discussed that SB 1219 was not good. It was also discussed that there is time to compare the bills to work with CSAC and others by the next meeting.

d. [AB 1834](#) (Brownley): **Reusable Bags** Senate Third Reading
See (c.), AB 298

e. [SB 1219](#) (Pavley): **Plastic Bags** Assembly Appropriations
See (c.), AB 298

f. [SB 568](#) (Lowenthal): **Polystyrene Food Containers** Assembly Inactive File
This bill is on the inactive list and there may not be a bill this year.

g. [AB 480](#) (Solorio): **Insurance, solid waste facilities** Senate Appropriations
Committee SUSPENSE FILE-- Oppose
There was considerable discussion on the bill's current provisions and concerns over captive insurance. After the considerable discussion it was decided that the LTF would not change its current opposes position.

h. [AB 812](#) (Ma): **Solid waste: recycled asphalt** Senate Environmental Quality
Committee—Support
Jason Schmelzer said this bill passed out of Senate EQ on 7-0 vote.

i. [AB 1178](#) (Ma): **Solid Waste** Senate Environmental Quality Committee- Not Set
(Opposed?)
Jason Schmelzer said that *Stop Waste* sent a letter to the Assembly saying that this bill would not move.

j. [AB 1900](#) (Gatto): **Renewable energy resources** Senate Environmental Quality
Committee
This is bill similar to AB 2196. Both bills have passed out of committee with unanimous votes. The bills change often and can be discussed later.

k. [AB 1442](#) (Wieckowski): **Pharmaceutical waste.** Senate Environmental
Quality Committee – Support
Jason Schmelzer said this bill passed out of Senate EQ.

l. [AB 1647](#) (Gordon): **Solid waste: waste tires: enforcement** Senate
Environmental Quality Committee—Support
Jason Schmelzer said this bill passed out of Senate EQ

m. [AB 1831](#) (Dickinson): **Local government: hiring practices** Held in Senate
Governance and Finance—Oppose

Jason Schmelzer said that this bill was killed in committee. He noted that the LTF, CSAC and others had coordinated opposition to stop the bill.

n. **AB 2196 (Chesbro): Renewable energy resources** Senate Environmental Quality Committee
Jason indicated that this bill is still moving along with AB 1900 (Gatto).

o. **SB 964 (Wright): Administrative Procedure Act:** State Water Resources Control Board and California regional water quality control boards. Dead—Support in Concept

p. **SB 965 (Wright): State Water Resources Control Board and California regional water quality control boards: ex parte communications** Assembly Governmental Organization – Support

Jason indicated that this bill is moving along in the process and that SWANA has been active in its support.

q. **SB 1118 (Hancock): Solid waste: used mattresses.** Assembly Natural Resources Committee—Oppose Unless Amended position was changed in a phone vote to support if amended with CPSC amendments.

Larry Sweetser said that the LTF took a qualified support position and testified to senate committee.

REGULATORY MATTERS

- a. CalRecycle 75% Recycling Plan – Lisa Wood noted that the letter was submitted.
- b. WDRs – Larry Sweetser Said that a conference call had been set for Monday afternoon at 1:00PM on the issue.
- c. Organics. Lisa Wood said that the LTF received a nice letter back from Matthew Rodriguez, secretary for Environmental Protection regarding discussing organics. Lisa Wood said that he would like to meeting with LTF.

It was discussed that the planned multi-session Sacramento meetings on CT/Energy issues and with CalRecycle on other issues is being planned. Given how many people are busy with meetings during the next month or so, the meeting planned with Justin Malin regarding CT/Energy might not take place until August at earliest. Jason Schmelzer suggested that the CalRecycle meeting could be tied to a meeting day on Organics with Matthew Rodriguez (CalEPA) some time in September. The CT/Energy meeting may have to be scheduled differently.

- d. Composting.
 - i. Draft text has been released by CalRecycle regarding Title 14 revisions:

Issue 1 - Food waste definition. (Expand the definition of food material and create a subcategory called "vegetative food material").

Issue 2 - Land application and beneficial use. (Establish criteria for determining when use of compostable material and compost is considered disposal).

Issue 9 - Maximum metal concentrations consistency with federal regulations. (Revise regulations limiting the maximum concentrations of metals allowed in compost to reflect the changes adopted by US EPA).

Issue 14 - EA Notification Inspection frequency language. (Revise EA Inspection frequency language to ensure consistency throughout Title 14).

- ii. State Water Resources Board has developed a new Statewide Draft Order for “General Discharge Requirements for the Discharge of Wastes at Compost Management Units.”

It was discussed that comments can still be submitted. The formal draft comment period will come this summer. It was discussed this is an important issue.

- e. Chuck White brought up on issue on greenhouse gas reporting. Any concerns?

It was discussed that the LTF will try to get information prior to next meeting. JG noted that he would check to see if his LASan staff is looking at this issue.

ADJOURNMENT

The meeting was adjourned about 11:56 AM.

SWANA Legislative Task Force Meeting Agenda

July 5, 2012

Call in number 1-800-867-2581

Access# 1006105

II. Rumors and Gossip

- a. Local EPR pharmaceuticals (See attached)
- b. Calif. Trash-To-Energy Plants May Labor For Renewable Status (Mike—See attached)
- c. Founding Chapter Meeting July 12: Lisa Wood will discuss the LTF's response to CalRecycle's "75% Recycling" plan; Carroll will also discuss the plan.
- d. Lisa had some discussions last month with Jason about issues City of SD has had with transient cleanups. Issue for other local governments?
- e. Other

III. Business Items

- a. Approval of June Meeting Minutes – (attached)
- b. Treasurer's Report: June – (attached)
- c. Treasurer Signatory

IV. Legislative Items

- a. Bill matrix (attached)
- b. Bag/polystyrene bills:
- c. **AB 298 (Brownley): Single Cary Use Bags**
 - i. Senate Environmental Quality
- d. **AB 1834 (Brownley): Reusable Bags**
 - i. Senate Third Reading
- e. **SB 1219 (Pavley): Plastic Bags**
 - i. Assembly Appropriations
- f. **SB 568 (Lowenthal): Polystyrene Food Containers**
 - i. Assembly Inactive File
- g. **AB 480 (Solorio): Insurance, solid waste facilities**
 - i. Senate Appropriations Committee SUSPENSE FILE-- Oppose
- h. **AB 812 (Ma): Solid waste: recycled asphalt**
 - i. Senate Environmental Quality Committee—Support
- i. **AB 1178 (Ma): Solid Waste**
 - i. Senate Environmental Quality Committee- Not Set
- j. **AB 1900 (Gatto): Renewable energy resources**
 - i. Senate Environmental Quality Committee
- k. **AB 1442 (Wieckowski): Pharmaceutical waste.**
 - i. Senate Environmental Quality Committee – Support
- l. **AB 1647 (Gordon): Solid waste: waste tires: enforcement**
 - i. Senate Environmental Quality Committee—Support
- m. **AB 1831 (Dickinson): Local government: hiring practices**
 - i. Held in Senate Governance and Finance—Oppose
- n. **AB 2196 (Chesbro): Renewable energy resources**
 - i. Senate Environmental Quality Committee

- o. **SB 964 (Wright): Administrative Procedure Act:** State Water Resources Control Board and California regional water quality control boards.
 - i. Dead—Support in Concept
- p. **SB 965 (Wright): State Water Resources Control Board and California regional water quality control boards: ex parte communications**
 - i. Assembly Governmental Organization – Support
- q. **SB 1118 (Hancock): Solid waste: used mattresses.**
 - i. Assembly Natural Resources Committee—Oppose Unless Amended position was changed in a phone vote to support if amended with CPSC amendments.

V. Regulatory Items

- a. CalRecycle 75% Recycling Plan – letter submitted.
- b. WDRs – update from Larry.
- c. Organics. Got a nice letter back from Matthew Rodriguez, secretary for Environmental Protection:
- d. Composting.
- i. Draft text has been released by CalRecycle regarding Title 14 revisions:

Issue 1 - Food waste definition. (Expand the definition of food material and create a subcategory called "vegetative food material").

Issue 2 - Land application and beneficial use. (Establish criteria for determining when use of compostable material and compost is considered disposal).

Issue 9 - Maximum metal concentrations consistency with federal regulations. (Revise regulations limiting the maximum concentrations of metals allowed in compost to reflect the changes adopted by US EPA).

Issue 14 - EA Notification Inspection frequency language. (Revise EA Inspection frequency language to ensure consistency throughout Title 14).

- ii. State Water Resources Board has developed a new Statewide Draft Order for “General Discharge Requirements for the Discharge of Wastes at Compost Management Units.”
 - e. Chuck White brought up on issue on GHG reporting. Any concerns?

VI. To Do's

- a. Jason: schedule meeting with Justin/Caroll/officers.
- b. Lisa: develop agenda for meeting with Justin/Caroll/officers.
- c. Follow-up on organics with Matthew? Anything with CalRecycle?
- d. Plasco letter – sent.
- e. Update on white paper – include “equivalent diversion.”
- f. Jason: propane tanks.

VII. Other

ATTENDANCE LIST
SWANA LEGISLATIVE TASK FORCE TELEPHONE MEETING JULY 5, 2012

VOTING MEMBER /CHAPTER	NAME	ORGANIZATION	PHONE	EMAIL
VM/Gold Rush	Mark Urquhart (S)	HDR Engineering, Inc.	916-817-4933	mark.urquhart@hdrinc.com
VM/Gold Rush	Larry Sweetser	Sweetser and Associates/ESJPA	510-703-0898	sweetser@aol.com
VM/Gold Rush	William Merry	Monterey RWMD	831-384-5313	wmerry@mrwmd.org
VM/Gold Rush	Mark Bowers (T)	City of Sunnyvale	408- 730-7421	mbowers@ci.sunnyvale.ca.us
VM/Founding	Glenn Acosta	LA County Sanitation Districts	562-699-7411	gacosta@lacsdsd.org
VM/Founding	Mike Mohajer	Southern California Waste Management Forum	909-592-1147	mikemohajer@yahoo.com
VM/Founding	John Gullede	LA County Sanitation Districts	562-699-7411 ext 2401	jgullede@lacsdsd.org
VM/Founding	Constance Hornig	Law Offices	323-934-4601	hornigesq@comcast.net
VM/Founding	Lisa Wood (C)	City of San Diego	858-573-1236	lfwood@sandiego.gov
Founding	Sharon Green	LA County Sanitation Districts	562-699-7411	sgreen@lacsdsd.org
VM/Sierra	Jim Babcock	ARCADIS, Inc.	510-301-5063	Jim.Babcock@arcadis-us.com
VM/Sierra	Curtis Larkin	Fresno County Dept. of Public Works & Planning	559.262-4259	clarkin@co.fresno.ca.us
VM/Sierra	Nancy Ewert (VC)	Kern County	661-862-8953	nancye@co.kern.ca.us
Gold Rush	Sean Bigley	City of Roseville		
Gold Rush	Rosalie Mule	Waste Management, Inc.		
Gold Rush	Doug Eubanks	Sacramento County	916-875-7165	eubanksd@SacCounty.NE.T
<i>LTF Legislative Assistant</i>	<i>Anita Lee</i>	<i>Shaw / Yoder/Antwih Inc.</i>	<i>916-446-4656</i>	Anita@shawyoderantwih.com
<i>LTF Legislative Advocate</i>	<i>Jason Schmelzer</i>	<i>Shaw / Yoder / Antwih, Inc.</i>	<i>916-446-4656</i>	Jason@shawyoderantwih.com

VM= Voting Member

Ch = Chair

VC = Vice Chair

T = Treasurer

S = Secretary

SWANA LEGISLATIVE TASK FORCE - 2012 BUDGET			
June 2012 Treasurer's Report			
BEGINNING ACCOUNT BALANCE - 1/1/2012	\$ 46,662.50		
Release from Reserves	\$ 11,435.00		
Starting Cash Balance	\$ 35,227.50		
REVENUES			
	Annual	Monthly	YTD
DUES SURCHARGE (\$30 / MEMBER)	\$ 21,000.00		
Jan Dues		\$1,170.00	
Feb Dues		\$1,980.00	
Mar Dues		\$3,810.00	
Apr Dues		\$1,560.00	
May Dues		\$1,710.00	
June Dues		\$1,140.00	
July Dues			
Aug Dues			
Sept Dues			
Oct Dues			
Nov Dues			
Dec Dues			\$11,370.00
WESTERN REGIONAL SYMPOSIUM	\$ 7,500.00		
			\$0.00
MOLO COURSE REVENUES	\$ 5,000.00		
			\$0.00
AGENCY CONTRIBUTIONS	\$ 15,000.00		
Clovis			
Kern County			
San Joaquin County			
City of Folsom			
Merced County			
LA County			
City of Sunnyvale			
City of San Diego			
Monterey RWMD			
Placer County			
City of Tulare			
Salinas WMA			\$0.00
INTEREST	\$ 5.00		
Jan-12		\$0.40	
Feb-12		\$0.38	
Mar-12		\$0.38	
Apr-12		\$0.36	
May-12		\$0.33	
Jun-12		\$0.31	
Jul-12			
Aug-12			
Sep-12			
Oct-12			
Nov-12			
Dec-12			\$2.16
RELEASE FROM RESERVES	\$11,435.00		
			\$0.00
TOTAL BUDGETED REVENUES	\$ 59,940.00		\$11,372.16

EXPENSES			
	Annual	Monthly	YTD
REGULATORY REVIEW	\$ 12,000.00		
Jan-12		\$1,000.00	
Feb-12		\$1,000.00	
Mar-12		\$1,000.00	
Apr-12		\$1,000.00	
May-12			
Jun-12			
Jul-12			
Aug-12			
Sep-12			
Oct-12			
Nov-12			
Dec-12			\$4,000.00
SHAW / YODER, INC. CONTRACT	\$ 38,940.00		
	Cashed		
Jan-12		\$3,245.00	
Feb-12		\$3,245.00	
Mar-12		\$3,245.00	
Apr-12		\$3,245.00	
May-12			
Jun-12			
Jul-12			
Aug-12			
Sep-12			
Oct-12			
Nov-12			
Dec-12			\$12,980.00
SHAW / YODER, INC. ADMIN. EXPENSES	\$ 2,000.00		
Jan-12		\$95.63	
Feb-12		\$45.00	
Mar-12		\$45.00	
Apr-12		\$45.00	
May-12			
Jun-12			
Jul-12			
Aug-12			
Sep-12			
Oct-12			
Nov-12			
Dec-12			\$230.63
WEBSITE DEV/MAINTENANCE & ROSTER	\$ 500.00		
Jan-12		\$0.00	
Feb-12		\$0.00	
Mar-12		\$60.00	
Apr-12		\$72.00	
May-12			
Jun-12			
Jul-12			
Aug-12			
Sep-12			
Oct-12			
Nov-12			
Dec-12			\$132.00
MTGS/TELECONFERENCE/WORKSHOP	\$ 4,500.00		
Jan-12		\$16.86	
Feb-12		\$125.87	
Mar-12		\$0.00	
Apr-12		\$395.70	
May-12			
Jun-12			
Jul-12			
Aug-12			
Sep-12			
Oct-12			
Nov-12			
Dec-12			\$538.43
CONTINGENCIES / SPECIAL PROJECTS	\$ 2,000.00		
			\$0.00
TOTAL BUDGETED EXPENSES	\$ 59,940.00		\$17,881.06
June Account Balance			\$40,153.60
PROJECTED CARRY OVER TO 2012	\$ 35,227.50		