

MONTEREY COUNTY BOARD OF SUPERVISORS

MEETING: July 27, 2010 – Consent

AGENDA NO.:

24

SUBJECT: Adopt a resolution to approve the revised Terms of Reference for the Monterey County Integrated Waste Management Task Force, thereby effectuating changes designed to reorganize its membership and business practices for the purposes of improving representation and responsiveness.

DEPARTMENT: Health – Environmental Health Bureau

RECOMMENDATION

It is recommended that the Board of Supervisors: adopt a resolution to approve the revised Terms of Reference for the Monterey County Integrated Waste Management Task Force, thereby effectuating changes designed to reorganize its membership and business practices for the purposes of improving representation and responsiveness.

SUMMARY:

The Monterey County Integrated Waste Management Task Force (Task Force) was formed by resolution of the Board of Supervisors in 1990 to comply with the California Waste Management Act of 1989. The Task Force is governed by by-laws called "Terms of Reference" which prescribe the membership and procedures of the Task Force. On May 12, 2010, the Task Force members adopted amended Terms of Reference to improve representation and to update its business practices. These changes will allow the Task Force to more effectively achieve its goals. Pursuant to state law and the adopted Terms of Reference, the Board of Supervisors and the city councils of a majority of the cities within the County that contain a majority of the cities' population must approve the proposed amendments to the Terms of Reference. For this reason, the Interim Director of Health recommends that the Board approve the revised Terms of Reference for the Monterey County Integrated Waste Management Task Force.

DISCUSSION:

On February 27, 1990, the Board of Supervisors established by resolution the Monterey County Integrated Waste Management Task Force to comply with the California Integrated Waste Management Act of 1989, specifically, Section 40950 of the Public Resources Code. The original goal of the task force was to develop and implement the Countywide Integrated Waste Management Plan (CIWMP). The CIWMP addressed waste management conditions within the county and outlined the actions to be taken to achieve the diversion requirements of Public Resources Code Section 41780 and to maintain 15 years of disposal capacity.

Having achieved its original goals, the Task Force continues to explore waste management issues of shared importance to all members. For example, in recent years the Task Force has developed a model Construction Demolition Debris ordinance to facilitate diversion of this substantial waste stream. It has also worked to ensure proper handling and disposal of sharps and pharmaceutical waste, and to improve and standardize waste collection franchise agreements throughout the County.

On May 12, 2010, the Task Force approved a revision of its Terms of Reference, or by-laws, to modernize its membership and practices in order to improve representation and responsiveness to vital issues. For example, the membership portion was amended to include all of the franchised waste haulers in the County; the Salinas Valley Solid Waste Authority; the Monterey County Business Council; and the Pebble Beach Community Services District. The by-laws also removed members, including representatives of the Association of Monterey Bay Area Governments,

military organizations and several County departments. They had not actively participated in the Task Force for many years, which made achieving a quorum difficult. Moreover, the revised Terms of Reference also require the Task Force to meet at least once annually or when requested by at least five members. In summary, the revised Terms of Reference will assist the Task Force to achieve its goals by including critical representatives to its membership and by employing new technologies that were not previously available to expedite distribution of vital information. This action is not a project under CEQA because it is an organizational activity of government that will not result in direct or indirect changes in the physical environment (see CEQA Guideline Section 15378(b) (5)).

Attached as Exhibit A to the staff report is the proposed Board resolution with the revised Terms of Reference. Exhibit B to the staff report provides a "red-line" of the Terms of Reference showing the proposed revisions to the existing Terms of Reference.

OTHER AGENCY INVOLVEMENT:

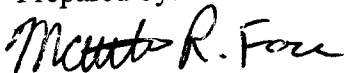
If the Recommended Action is taken by the Board of Supervisors and ratified by the cities as described above, the Task force would be comprised of representatives of the following entities and agencies:

- The cities of Marina, Seaside, Sand City, Del Rey Oaks, Monterey, Pacific Grove, Carmel by the Sea, Salinas, Gonzales, Soledad, Greenfield, and King City;
- From Monterey County, a representative of the general public from each of the five Supervisorial Districts; Monterey County Health Department; and Pebble Beach Community Services District;
- All franchised waste haulers in the County – currently, BFI Waste Services, Carmel Marina Corporation, and Monterey/Tri-Cities Disposal;
- The Monterey Regional Waste Management District and the Salinas Valley Solid Waste Authority;
- Various environmental organizations, the recycling industry and the agricultural industry; and
- The Monterey County Business Council.

FINANCING:

There is no Net County Contribution of discretionary funds resulting from this Board action.

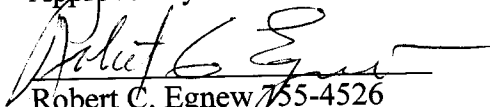
Prepared by:



Matt Fore, 755-4617
Supervising Environmental Health Specialist
Environmental Health Division

Date: 7-21-10

Approved by:



Robert C. Egnew, 755-4526
Interim Director of Health

Date: 7/21/2010

Exhibit A – Resolution
Attachment 1 to Exhibit A – Revised Terms of Reference
Exhibit B – Revised Terms of Reference Showing Proposed Changes

cc: Lew Bauman, County Administrative Officer
Charles J. McKee, County Counsel
Michael Miller, Auditor Controller
John Ramirez, Director of Environmental Health