

DRAFT

MINUTES OF MEETING OF THE  
ALAMEDA COUNTY WASTE MANAGEMENT AUTHORITY (WMA) BOARD  
AND  
ENERGY COUNCIL (EC)

Wednesday, September 28, 2022

3:00 P.M.

TELECONFERENCE MEETING

**I. CALL TO ORDER**

President Martinez called the meeting to order at 3:00 p.m. Timothy Burroughs explained the process that would be utilized during the meeting. A link to the process is available here: [Virtual-Meetings- Instructions](#)

**II. ROLL CALL OF ATTENDANCE**

**WMA & EC**

County of Alameda	David Haubert, WMA, EC
City of Alameda	Trish Herrera Spencer, WMA, EC
City of Albany	Preston Jordan, WMA, EC
City of Berkeley	Susan Wengraf, WMA, EC
City of Dublin	Melissa Hernandez, WMA, EC
City of Emeryville	Dianne Martinez, WMA, EC (President)
City of Fremont	Jenny Kassin, WMA, EC
City of Hayward	Francisco Zermeño, WMA, EC
City of Livermore	Bob Carling, WMA, EC
City of Newark	Mike Hannon, WMA, EC
City of Oakland	Dan Kalb, WMA, EC
Oro Loma Sanitary District	Shelia Young, WMA
City of Piedmont	Jen Cavanaugh, WMA, EC
City of Pleasanton	Jack Balch, WMA, EC (EC President)
City of San Leandro	Deborah Cox, WMA, EC
City of Union City	Jaime Patiño, WMA, EC

**Absent**

Castro Valley Sanitary District	Dave Sadoff, WMA
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**Staff Participating**

Timothy Burroughs, Executive Director  
Pat Cabrera, Administrative Services Director  
Alma Freeman, Communications Manager  
Justin Lehrer, Operations Manager  
Emily Alvarez, Program Manager  
Arliss Dunn, Clerk of the Board  
Adrienne Ramirez, Assistant Clerk of the Board  
Richard Taylor, WMA Legal Counsel

**Others Participating**

Edward Schexnayder, Shute Mihaly & Weinberger  
Antonia Gunner, Republic Services  
Lorin Olin, Republic Services  
Michael Cullinane, Republic Services

### III. ANNOUNCEMENTS BY PRESIDENTS

There were none.

### IV. OPEN PUBLIC DISCUSSION FROM THE FLOOR

There were no public comments on the remote call and no public comments were received via the public comments email portal.

### V. CONSENT CALENDAR

**President Martinez removed items V2&V3 from the Consent Calendar for further discussion.**

#### 1. Approval of the Draft WMA & EC Minutes of July 27, 2022

There were no public comments for the Consent Calendar. Board member Zermeño moved approval of the July 27, 2022 draft minutes and Board member Hernandez seconded. The motion carried 19-0 (WMA) and 20-0 (EC): The Clerk called the roll:

(Ayes: Balch, Carling, Cavanaugh, Cox, Hannon, Haubert, Hernandez, Jordan, Kalb, Kassan, Martinez, Patiño, Spencer, Wengraf, Young, Zermeño. Nays: None. Abstained: None. Absent: Sadoff)

### VI. REGULAR CALENDAR

#### 1. Resolution regarding meeting via teleconference to promote social distancing, pursuant to AB 361

Adopt Resolution WMA# 2022-12.

#### 2. Resolution regarding meeting via teleconference to promote social distancing, pursuant to AB 361

Adopt Resolution EC# 2022-11.

Timothy Burroughs informed the Board that recent legislation was passed by the state, AB 2449, that establishes a new option for local agency board teleconferencing. Authority Counsel Richard Taylor provided an overview of AB 2449 and staff will provide a memo summarizing the new law at an upcoming WMA Board meeting. The Board had a brief discussion about meeting participation options moving forward. Mr. Burroughs stated that the StopWaste Board Room is equipped for hybrid meetings. The Board was provided time for discussion and for clarifying questions. An audio link to the discussion is available here: [AB2449-Discussion](#)

There were no public comments on this item. Board member Hannon moved approval of the two AB 361 Resolutions and Board member Carling seconded. The motion carried 19-0 (WMA) and 20-0 (EC). The Clerk called the roll:

(Ayes: Balch, Carling, Cavanaugh, Cox, Hannon, Haubert, Hernandez, Jordan, Kalb, Kassan, Martinez, Patiño, Spencer, Wengraf, Young, Zermeño. Nays: None. Abstained: None. Absent: Sadoff)

#### 3. Amendment to the Alameda County Integrated Waste Management Plan (CoIWMP) for Vasco Road Landfill Expansion (Emily Alvarez)

Staff, the Recycling Board (as the LTF), and the Planning Committee of the WMA recommend to the WMA Board that it hold a public hearing at the September 28, 2022 meeting and adopt a resolution to:

- (1) Amend the CoIWMP (Exhibit 1) to modify the Vasco Road Landfill description, and make additional changes for consistency;
- (2) Find that the Vasco Road Landfill Expansion conforms to the CoIWMP as amended;
- and
- (3) Make the findings required by CEQA.

Timothy Burroughs introduced the item and Emily Alvarez provided an overview of the staff report and presented a PowerPoint presentation. A link to the report and the presentation is available here: [Vasco-CoIWMP-memo.pdf](#). Edward Schexnayder, Authority Counsel, and representatives from Republic Services; Antonia Gunner, Lorin Olin, and Michael Cullinane were present to answer questions. Time was

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provided for clarifying questions and discussion. An audio link to the discussion is available here: [Vasco-CoIWMP-Discussion](#)

President Martinez opened the public hearing. There were no public comments and the public hearing was closed. Board member Zermeño moved approval of the staff recommendation and Board member Hernandez seconded. The motion carried 19-0: The Clerk called the roll:

(Ayes: Balch, Carling, Cavanaugh, Cox, Hannon, Haubert, Hernandez, Jordan, Kalb, Kassan, Martinez, Patiño, Spencer, Wengraf, Young, Zermeño. Nays: None. Abstained: None. Absent: Sadoff)

#### **4. Review of Waste Management Authority General Counsel Contract (Timothy Burroughs)**

Staff recommends that the Board review the Shute Mihaly & Weinberger (SMW) contract and provide any comments or questions. Staff also recommends that the Board conduct a similar review of the SMW contract every five years, with the next review occurring by the end of 2027.

Timothy Burroughs provided an overview of the staff report. A link to the report is available here: [Authority-Counsel-memo.pdf](#). Time was provided to the Board for discussion and clarifying questions. An audio link to the discussion is available here: [Authority-Counsel-Discussion](#). The Board thanked WMA Legal Counsel Richard Taylor for his continued professionalism and service.

There were no public comments on this item. Board member Hannon moved approval of the staff recommendation and Board member Young seconded. The motion carried 16-0. The Clerk called the roll.

(Ayes: Balch, Carling, Cavanaugh, Cox, Hannon, Hernandez, Jordan, Kalb, Kassan, Martinez, Patiño, Spencer, Young, Zermeño. Nays: None. Abstained: None. Absent: Haubert, Sadoff, Wengraf)

#### **5. Interim appointment(s) to the Recycling Board for WMA appointee unable to attend future Board Meeting(s) (Arliis Dunn) (WMA only)**

(The Planning Committee and Recycling Board meeting on Thursday, October 13, 2022 at 4:00 p.m. The meeting will be held via teleconference)

Board member Zermeño requested an interim appointment and Board member Hannon volunteered to attend as the interim appointment. Board member Hannon moved to approve the appointment and Board member Young seconded. The motion carried 16-0. The Clerk called the roll:

(Ayes: Balch, Carling, Cavanaugh, Cox, Hannon, Hernandez, Jordan, Kalb, Kassan, Martinez, Patiño, Spencer, Young, Zermeño. Nays: None. Abstained: None. Absent: Haubert, Sadoff, Wengraf)

#### **VII. MEMBER COMMENTS AND COMMUNICATIONS FROM THE EXECUTIVE DIRECTOR**

Timothy Burroughs announced that the monthly topic brief will focus on local government climate action plans and the role that StopWaste plays in advancing that work. A link to the topic brief is available here: [CAP-Planning](#). The next Household Hazardous Waste (HHW) event will be held on October 6 at Golden Gate Fields in Albany. The event is open to all Alameda County residents. A link to the event is available here: [HHW-Albany](#). The StopWaste Schools program put out a call for in-person field trips at the Davis Street Transfer Station. Additional information is available here: [Field-Trips](#).

#### **VIII. ADJOURNMENT – to October 26, 2022 at 3:00 P.M.**

The meeting adjourned 4:14 p.m.