



SAN LUIS OBISPO COUNTY
INTEGRATED WASTE MANAGEMENT AUTHORITY
Connecting the Community to Waste Solutions

BOARD MEETING AGENDA

Wednesday, January 11, 2023
1:30PM

Join Zoom Meeting:

<https://us06web.zoom.us/j/87458698938>

Meeting ID: 874 5869 8938

By Telephone:

(669) 444-9171

Mission Statement:

The Mission of the IWMA is to provide coordinated efforts to comply with state waste and recycling policy on behalf of member agencies through practical, cost-effective programs, education, and technical support.

IWMA BOARD MEMBERS

Charles Bourbeau, President, City of Atascadero
Jan Marx, Vice President, City of San Luis Obispo
Robert Enns, Past President, Special Districts
John Hamon, City of El Paso de Robles
James Guthrie, City of Arroyo Grande
Scott Newton, City of Pismo Beach
Robert Robert, City of Grover Beach
Vacant, City of Morro Bay

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**

PUBLIC COMMENT REGARDING MATTERS NOT ON THE AGENDA

PUBLIC COMMENT - The IWMA Board and Executive Committee welcomes your remote input. State law does not allow the Board to discuss or act on issues not on the agenda, except that members of the Board or Staff may briefly respond to statements made or questions posed. Limited to three (3) minutes per speaker. All persons desiring to speak during any public comment may do so in the following ways: Community members are encouraged to submit agenda correspondence in advance of the meeting via email to the Clerk of the Board at sdelgiorgio@iwma.com. Correspondence will be published on the IWMA website with a final update at 9:00 AM on the day of the meeting. During the meeting, members of the public may provide public comment through Zoom using the information above.

AMERICANS WITH DISABILITIES ACT COMPLIANCE - In compliance with the Americans with Disabilities Act (ADA), the IWMA is committed to including the disabled in all its services, programs, and activities. If you need special assistance to participate in this meeting, please contact the IWMA Sasha Del Giorgio, Clerk of the Board at least 72 hours before the meeting to enable the IWMA to make reasonable arrangements to ensure accessibility to the meeting. The IWMA Clerk of the Board can be reached at (805) 781-2192 and through email at sdelgiorgio@gmail.com.

PUBLIC COMMENT REGARDING ITEMS ON THE CONSENT AGENDA

CONSENT AGENDA – REVIEW AND APPROVAL

- 4. **RESOLUTION 2023-01-01, RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY, RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS PURSUANT TO ASSEMBLY BILL 361**
Recommendation: Staff recommends that your Board adopt Resolution 2023-01-01, re-authorizing teleconference meetings. **Page 3**

- 5. **APPROVED MINUTES OF THE DECEMBER 2, 2022, IWMA EXECUTIVE COMMITTEE MEETING**
Recommendation: Staff recommends that your Board receive and file the approved minutes of the December 2, 2022, IWMA Executive Committee Meeting.

- 6. **DRAFT MINUTES OF DECEMBER 14, 2022, IWMA BOARD MEETING**
Recommendation: Staff recommends that your Board approve the draft minutes of the December 14, 2022, IWMA Board Meeting. **Page 7**

PUBLIC COMMENT REGARDING ITEMS ON THE REGULAR AGENDA

REGULAR AGENDA – ITEMS FOR DISCUSSION

- 7. **EXECUTIVE COMMITTEE ELECTIONS**
Recommendation: Staff recommends that your Board conduct the Executive Committee Elections as required by the IWMA Joint Powers Agreement, section 9.4, “Officers”. **Page 10**

FUTURE AGENDA ITEMS

HF&H Management Review – Final Report

ADJOURNMENT

The IWMA Board Meeting Agenda is available for public inspection and is posted and viewable from the exterior of the IWMA's office located at 870 Osos Street, San Luis Obispo, California, and on the IWMA website at <https://iwma.com/about/agendas-and-minutes/>. Persons with questions concerning any agenda item may call the IWMA at (805) 782-8530.

Upcoming Meetings

Board Meetings	Executive Committee Meetings	LTF Meetings
February 8, 2023	January 27, 2023	January 9, 2023
March 8, 2023	February 24, 2023	February 13, 2023
April 12, 2023	March 30, 2023	March 13, 2023

TO: San Luis Obispo County Integrated Waste Management Authority

FROM: Sasha Del Giorgio, Clerk of the Board

RE: RESOLUTION 2023-01-01, RE-RATIFYING THE PROCLAMATION
OF A STATE OF EMERGENCY, RE- AUTHORIZING REMOTE
TELECONFERENCE MEETINGS PURSUANT TO ASSEMBLY BILL
361

BACKGROUND:
N/A

RECOMMENDATION:
Staff recommends that your Board adopt Resolution 2023-01-01, re-authorizing
teleconference meetings.

FISCAL IMPACT:
N/A

ATTACHMENTS:
A. Resolution 2023-01-01, Teleconference

RESOLUTION NO. 2023-01-01

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN LUIS OBISPO COUNTY INTEGRATED WASTE MANAGEMENT AUTHORITY PROCLAIMING A LOCAL EMERGENCY PERSISTS, RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR NEWSOM'S ORDER DATED MARCH 4, 2020, AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF THE SAN LUIS OBISPO COUNTY INTEGRATED WASTE MANAGEMENT AUTHORITY FOR THE PERIOD OF JANUARY 10, 2023, TO FEBRUARY 8, 2023, PURSUANT TO BROWN ACT PROVISIONS

Recitals

WHEREAS, the San Luis Obispo County Integrated Waste Management Authority ("IWMA") is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of the IWMA's legislative bodies are open and public, as required by the Ralph M. Brown Act (Gov. Code, §§ 54950 – 54963), so that any member of the public may attend, participate, and watch the IWMA's legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provision for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the IWMA's boundaries, caused by natural, technological or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the Board of Directors previously adopted RESOLUTION NO. 2021-10-01, on September 30, 2021, finding that the requisite conditions exist for the legislative bodies of the IWMA to conduct remote teleconference meetings without compliance with paragraph (3) of subdivision (b) of section 54953; and

WHEREAS, as a condition of extending the use of the provisions found in section 54953(e), the Board of Directors must reconsider the circumstances of the state of emergency that exists in the IWMA jurisdiction, and the Board of Directors has done so; and

WHEREAS, emergency conditions persist in the jurisdiction of the IWMA, specifically, the State of Emergency declared by Governor Newsom on March 4, 2020, due to COVID-19, and strong recommendations by the California Department of Public Health that all persons, regardless of vaccination status, continue to undertake social distancing measures including wearing masks while in indoor public settings; and

WHEREAS, the Board of Directors does hereby find that the rise in SARS-CoV-2 Delta Variant has caused, and will continue to cause, conditions of peril to the safety of persons within the IWMA that are likely to be beyond the control of services, personnel, equipment, and facilities of the IWMA, and desires to affirm a local emergency exists and re-ratify the proclamation of state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency persisting, the Board of Directors does hereby find that the legislative bodies of the IWMA shall continue to conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall continue to comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

WHEREAS, the Board of Directors will ensure that the public has access to meetings and the opportunity to participate in meetings in the interest of transparency and as required by AB 361.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Directors of San Luis Obispo County Integrated Waste Management Authority, as follows:

1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.
2. Affirmation that Local Emergency Persists. The Board of Directors hereby considers the conditions of the state of emergency in the jurisdiction of the IWMA and proclaims that a local emergency persists throughout the jurisdiction of the IWMA, and COVID-19 has caused and will continue to cause, conditions of peril to the safety of persons within the jurisdiction of the IWMA that are likely to be beyond the control of services, personnel, equipment, and facilities of the IWMA.

3. Re-ratification of Governor’s Proclamation of a State of Emergency. The Board of Directors hereby ratifies the Governor of the State of California’s Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.
4. Remote Teleconference Meetings. The Executive Director and Staff of the IWMA are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, continuing to conduct open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.
5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) February 8, 2023, or such time the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of the IWMA may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

ADOPTED by the Board of Directors of the San Luis Obispo County Integrated Waste Management Authority on JANUARY 11, 2023, by the following roll call votes:

AYES:
NOES:
ABSENT:
ABSTAINED:

Charles Bourbeau, President
Board of Directors
San Luis Obispo County
Integrated Waste Management Authority

ATTEST:

Sasha Del Giorgio
Clerk of the Board
San Luis Obispo County Integrated
Waste Management Authority

APPROVED AS TO FORM:

Agency Legal Counsel

TO: San Luis Obispo County Integrated Waste Management Authority
FROM: Sasha Del Giorgio, Clerk of the Board
RE: DRAFT MINUTES OF THE DECEMBER 14, 2022, IWMA BOARD MEETING

BACKGROUND:

N/A

RECOMMENDATION:

That your Board approve the draft minutes of the December 14, 2022, IWMA Board Meeting.

FISCAL IMPACT:

N/A

ATTACHMENTS:

1. 2022-12-14, DRAFT BOD Minutes



SAN LUIS OBISPO COUNTY
INTEGRATED WASTE MANAGEMENT AUTHORITY
Connecting the Community to Waste Solutions

BOARD MEETING VIA TELECONFERENCE

Wednesday, December 14, 2022
IWMA Board Meeting Minutes

1. **CALL TO ORDER:** 1:31 PM by President Bourbeau.
2. **ROLL CALL:** by Sasha Del Giorgio, Clerk of the Board.

Board Members Present:

Robert Enns, Special Districts
Jan Marx, City of San Luis Obispo
Charles Bourbeau, City of Atascadero
John Hamon, City of El Paso de Robles
Scott Newton, City of Pismo Beach
Robert Robert, City of Grover Beach

Board Members Absent:

None

2. **PLEDGE OF ALLEGIANCE:** Led by President Charles Bourbeau.
3. **RESOLUTION 2022-12-01, RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY, RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS PURSUANT TO ASSEMBLY BILL**
Recommendation: Staff recommends that your Board adopt Resolution 2022-12-01, re-authorizing teleconference meetings.

Motion By: Board Member Hamon
Second By: Board Member Marx

To approve item 3.
Ayes: Hamon, Marx, Enns, Newton, Robert, Bourbeau
CARRIED (6 TO 0)

PUBLIC COMMENT WAS MADE FOR MATTERS NOT ON THE AGENDA.

4. **EXECUTIVE DIRECTORS REPORT:** Made by Peter Cron.

PUBLIC COMMENT WAS NOT MADE FOR MATTERS ON THE CONSENT AGENDA.

CONSENT AGENDA – REVIEW AND APPROVAL

5. **APPROVED MINUTES OF THE OCTOBER 28, 2022, IWMA EXECUTIVE COMMITTEE MEETING**

Recommendation: Staff recommends that your Board receive and file the approved minutes of the October 28, 2022, IWMA Executive Committee Meeting.

6. DRAFT MINUTES OF NOVEMBER 9, 2022, IWMA BOARD MEETING

Recommendation: Staff recommends that your Board approve the draft minutes of the November 9, 2022, IWMA Board Meeting.

7. RECEIVE AND FILE MONTHLY FINANCIAL REPORTS

Recommendation: Staff recommends that your Board receive and file the attached monthly financial reports.

8. RECEIVE AND FILE REVISED COMPOST REBATE PROGRAM AGREEMENT

Recommendation: Staff recommends that your Board receive and file the revised version of the IWMA's Compost Rebate Agreement.

9. 2023 IWMA BOARD OF DIRECTORS AND EXECUTIVE COMMITTEE MEETING CALENDARS

Recommendation: Staff recommends that your Board approve the 2023 IWMA Board of Directors and Executive Committee Meeting Calendars.

Recommendation: That your Board receive and file the attached monthly financial reports.

Motion By: Board Member Marx
Second By: Board Member Robert

To approve Consent Agenda.
Ayes: Marx, Robert, Enns, Hamon, Newton, Bourbeau
CARRIED (6 TO 0)

PUBLIC COMMENT WAS MADE FOR REGULAR AGENDA ITEMS.

REGULAR AGENDA – BUSINESS ITEMS

10. FIRST QUARTER BUDGET REVIEW FISCAL YEAR (FY) 2022/2023

Recommendation: Staff recommends the Board discuss, receive, and file the first quarter budget review.

No Action taken.

11. AUDIT FOR FISCAL YEAR (FY) 2021/2022

Recommendation: Staff recommends the Board discuss, receive, and file the San Luis County Integrated Waste Management Authority Financial Statements and Supplementary Information Year Ended June 30, 2022.

No action taken.

ADJOURNED: 2:27 PM

Sasha Del Giorgio
IWMA, Clerk of the Board

Item No. 7
January 11, 2023

TO: San Luis Obispo County Integrated Waste Management Authority
FROM: Sasha Del Giorgio, Clerk of the Board
RE: EXECUTIVE COMMITTEE ELECTIONS

BACKGROUND:

N/A

RECOMMENDATION:

Staff recommends that your Board conduct the Executive Committee Elections as required by the IWMA Joint Powers Agreement, section 9.4, "*Officers.*"

FISCAL IMPACT:

N/A

ATTACHMENTS:

N/A