

DEL NORTE SOLID WASTE TASK FORCE
Minutes

Thursday, 5:30 – 7:30 PM
September 13th, 2012
Ocean View Inn
270 Hwy 101 South
Crescent City, CA

Members Present: Wes Nunn
Brad Cass
Ray Martell
Richard Miles
Joel Wallen
Pat Black
Karen Sanders
Ralph Dickie
Mary Wilson, Chair

Members not present: Andrew Larson

Also Present: Kevin Hendrick, Authority Director
Tedd Ward, Authority Program Manager
Victoria Dickie, appointed to the DNSWTF Ordinance
sub-committee

1. Chair Wilson called the meeting to order at 5:31 P.M.
2. Chair Wilson invited public comment.

Director Hendrick commented on several items not on the agenda. He asked that the Del Norte Solid Waste Task Force include the Five Year Review of the Authority's integrated waste management programs on each agenda until it is completed, as this is an activity of this body, required under law and regulation. Hendrick stated that the Authority Board has asked that it be done, and noted that this item has not appeared on the agendas for the last two meetings.

Director Hendrick announced that Spencer Fine and Terry Brennan of the California Department of Resources Recovery and Recycling (CalRecycle) have scheduled a meeting for 10 AM on Thursday September 20, 2012, at the Ocean View Inn, and all members of the DNSWTF who can attend are invited.

Hendrick also said that it is customary that the minutes from prior meetings be included on each agenda, and as Chair Wilson has assumed responsibility of issuing the agendas, that it would be appropriate for minutes from the last meeting to be an agenda item for the one following, so they may be approved by the entire DNSWTF.

Dave Mason arrives at 5:40 P.M.

3. Subcommittee reports.

The HHW/EPR subcommittee comprised of Ralph Dickie, Pat Black and Wes Nunn reported. Ms. Black had tried to set a meeting, but Mr. Dickie declined to meet. Mr. Dickie said that as 'head' of this subcommittee, he declined to meet as he saw the DNSWTF's work on Authority Ordinances to be a higher priority. Ms. Black met with Authority staff to become more familiar with the task this subcommittee has been asked to complete. Program Manager Ward stated that his understanding was that the incorporation of the Authority's adopted policies regarding Extended Producer Responsibility into the Hazardous Waste Element, which was part of the Five-year review process, was a higher priority than the evaluation of the Ordinance as a whole.

Ray Martell asked that a list be sent by the Chair to all DNSWTF members and Authority staff as to who was on each subcommittee, and their e-mail contact information.

Karen Sanders moved, and Richard Miles seconded a motion that subcommittees of the DNSWTF are informal, that these subcommittees have no 'head' and that information from each subcommittee be presented at the next DNSWTF meeting. The motion passed on a unanimous voice vote.

4. Review and possible action on Ordinances 2008-01 and 2008-03. Chair Wilson reported that at the August 2012 meeting of the Local Task Force, that there was a vote to recommend that the Authority repeal Ordinance 2001-02, the Nuisance Abatement Ordinance of the Del Norte Solid Waste Management Authority. Director Hendrick stated that he had e-mailed the draft minutes he had recorded from the August meeting, up until the time he had to leave, and had not received any additions to those minutes, so that vote had not yet been included in any minutes.

Chair Wilson reported that she had a brief written statement from Erik Taylor and Eugene Palazzo of the City of Crescent City supported eliminating the Authority's Nuisance Ordinance as it duplicative of the City's Nuisance Ordinance. Director Hendrick asked for a copy of that statement. None was provided to Authority staff.

Richard Miles moved to take 'flow control' off the agenda for further study. The motion did not receive a second.

Stating that this was her recommendation, and not something recommended by the Ordinance subcommittee as a whole, Mary Wilson moved and Karen Sanders seconded that the DNSWTF recommend that the Authority repeal Ordinance 2008-01, the Del Norte Solid Waste and Recycling Responsibility Ordinance, and that elements of this Ordinance 2008-01 be added to existing City and County administrative citation code to further reduce illegal dumping and nuisances. Code enforcement practices have determined the following sections

as beneficial: specifically “theft of service,” “inadequate service,” “lack of service,” and possibly some form of “mandatory responsibility.” Discussion followed. Director Hedrick asked for a copy of the evaluation matrix the Ordinance subcommittee had been using for their evaluation, and the Chair declined to provide it, saying ‘it was not complete.’ On a polled vote with Task Force members Wallen, Dickie, Nunn, Wilson, and Sanders voting ‘YES’ and Task Force members Miles, Mason, Black, Martell, and Cass voting ‘NO,’ the motion did not pass.

Wes Nunn moved and Ralph Dickie seconded a motion that the DNSWTF recommend that elements of Authority Ordinance 2008-01 be added to existing City and County administrative citation code to further reduce illegal dumping and nuisances. Code enforcement practices have determined the following sections as beneficial: specifically “theft of service,” “inadequate service,” “lack of service,” provisions adopted to comply with State mandates, and any and all other Ordinance provisions they see proper to adopt, and that the City and County adopt their amended ordinances before repealing Ordinance 2008-01. Discussion followed. Nunn then withdrew this motion.

Wes Nunn moved that the DNSWTF recommend that elements of Authority Ordinance 2008-01 be added to existing City and County administrative citation code to further reduce illegal dumping and nuisances. Code enforcement practices have determined the following sections as beneficial: specifically “theft of service,” “inadequate service,” “lack of service,” that there be a future discussion regarding “mandatory responsibility.” This motion did not receive a second.

Wes Nunn moved and Dave Mason seconded a motion that the DNSWTF recommend that the City and County each incorporate into their local ordinances provisions that address “theft of service,” “inadequate service,” and “lack of service.” Discussion followed. The motion passed on a unanimous polled vote.

Wes Nunn moved that the DNSWTF recommend that the City and County each incorporate into their local ordinances provisions that address State mandates. This motion did not receive a second. Discussion continued.

Ralph Dickie left meeting at 7:35 P.M.

Ray Martell left meeting at 8:00 P.M.

5. Adjournment. Dave Mason moved and Brad Cass seconded a motion to adjourn the meeting. Chair Wilson adjourned the meeting at 8:01 P.M.

Respectfully submitted,
Tedd Ward, Program Manager