



**NAPA-VALLEJO WASTE
MANAGEMENT AUTHORITY**

**MINUTES OF THE THURSDAY, APRIL 7, 2011
9:00 A.M. REGULAR MEETING OF THE BOARD OF DIRECTORS**

1. CALL TO ORDER

The Napa-Vallejo Waste Management Authority met Thursday, April 7, 2011, at the City of American Canyon City Council Meeting Chambers. Vice Chair Garcia called the meeting to order at 9:03 a.m.

2. ROLL CALL

The following Members were present: Vice Chair Garcia, Member Luce and Member Wilson; Chair Mott was excused.

3. PLEDGE OF ALLEGIANCE

4. PUBLIC COMMENT

None

5. PRESENTATIONS AND COMMENDATIONS

6. CONSENT CALENDAR

A. Board Minutes

REQUESTED ACTION: Approval of the Board Minutes for the March 3, 2011 Regular Meetings.

B. Uncollectibles:

REQUESTED ACTION: Approval to excuse accounts totaling \$710.08 from payments previously due to the Devlin Road Transfer Station, primarily due to the inability to locate or collect from a responsible party for the charges against the uncollectible accounts.

C. Determination of Members' Calendar Year's Waste Quantities

REQUESTED ACTION: Approval of the Determination of the Members' Calendar Year Waste Quantities used to set the next Fiscal Year's weighted voting, as set forth in Section 8.3(c) of the Authority's Joint Powers Formation Agreement (No. 3352). The member jurisdiction's percentage of input to the Devlin Road Transfer Station (DRTS) for Calendar Year 2010 were as follows: City of Vallejo 48%, City of Napa 33%, City of American Canyon 8%, and County of Napa 11%.

D. Agreement Amendment

REQUESTED ACTION: Approval of and authorization for the Chair to sign the following:

1. Amendment No. 2 to agreement No. 08-05 with Golder Associates, Inc. increasing the amount by \$20,000 for this Fiscal Year only, for a new maximum of \$70,000, for professional services related to non-routine wellfield monitoring, maintenance and engineering services for the landfill gas collection and flaring facilities at the American Canyon Sanitary Landfill, effective April 1, 2011, with all other provision of the Agreement remaining the same; and

2. Budget Transfer No. NVM 006 increasing Appropriations in the PSS:Other Account by \$20,000 with a corresponding decrease in Appropriations in the Landfill/Quarry Operations Account with no net effect on the approved FY 2011 Final Budget total Appropriations.

E. Designated Diversion Facilities

REQUESTED ACTION:

The Executive Director requests the following:

1. Approval to designate Potrero Hills Landfill and Hay Road Landfill as Designated Diversion Facilities; and
2. Authorization and direction for the Executive Director to negotiate appropriate transport fee reductions and disposal fees for delivery of diverted materials to these Designated Diversion Facilities

F. Authority Resolution #2011-05

REQUESTED ACTION: Approval of Authority Resolution #2011-05 granting an easement to Pacific Gas and Electric (PG&E) and Pacific Bell Telephone Company (AT&T) and authorizing the Executive Director to execute any related documents.

Approval of Consent Calendar items A, B, C, D & F: ML-MW-LG-PM(X)

Consent Calendar Item E

Member Luce requested the Item be pulled for separate discussion.

Mike Caprio of Allied Waste/Republic Services, Inc., requested the item be continued pending further discussions.

Motion made and approved to continue item to May 5, 2011 meeting: ML-MW-LG-PM(X)

7. ADMINISTRATIVE ITEMS/PUBLIC HEARING

A. 9:00 A.M. PUBLIC HEARING – Continued from December 16, 2010 and February 3, 2011 and March 3, 2011

SOLAR PROJECT AGREEMENT AND GROUND LEASE

REQUESTED ACTION: Approval and authorization for the Chair to sign Solar Project and Ground Lease Agreement No. 2011-02 with Green Tech Power Group, LLC, leasing a portion of APN Nos. 058-020-011, 058-020-012 and 058-050-042 at the American Canyon Sanitary Landfill site, for a solar energy production project, and which term shall expire twenty (20) years following the Commercial Operation Date, unless terminated or extended as provided for in the Agreement.

Public Comment – Larry Asera of Green Tech Power Group and Mike Smith of the Electrical Workers Union addressed the Board on recent progress in the resolution of outstanding issues.

Motion made and approved to continue the Public Hearing to May 5, 2011 at 9:00 A.M.: ML-MW-LG-PM(X)

B. DRTS Quarterly Accountants' report/administrative item

REQUESTED ACTION: Accept Accountants' Report on Applying Agreed-Upon Procedures for the quarters ended September 30, 2010 and December 31, 2010.

Karen Querin introduced new Accountant Auditors Paul Reyes and Marie Nicholas.

Approval to accept Administrative Item B: MW, ML, LG, PM(X)

C. Financial Report/Administrative Item

DISCUSSION ITEM: Staff to present and discuss the February 2011 financial statements for the Authority.

No Action taken – Discussion only

D. Study Session – Draft Fiscal Year 2011/12 Budget

DISCUSSION AND POSSIBLE ACTION ON THE FOLLOWING: Revenue and expenditure projections

and draft FY 2011/12 Budget.

No Action taken – Discussion only

8. FACILITIES BUSINESS ITEMS

A. Executive Director’s Report

DISCUSSION ITEM: Authority Executive Director, Rich Luthy, reported on recent activities related to the Authority.

No action taken – Discussion only

9. OTHER BUSINESS ITEMS

A. Reports from Jurisdictions

DISCUSSION ITEM: Reports of current information relevant to the Authority by the member jurisdictions:

- i. Vallejo: Michael Wilson reported for the City of Vallejo
- ii. Napa City: Kevin Miller reported for the City of Napa
- iii. Napa County: Steve Lederer reported for County of Napa
- iv. American Canyon: Leon Garcia reported for the City of American Canyon

B. Future Agenda Items

DISCUSSION ITEM: Discussion of any items Board members may wish to have addressed at a future meeting date.

Member Wilson requested that the Board advised of proposed legislation that may impact the Authority.

10. CLOSED SESSION

A. Closed Session

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

Property: APN 058-020-011, 058-020-012 and 058-050-042

Agency Negotiator: Richard Luthy, Executive Director

Negotiating Parties: Napa Vallejo Waste Management Authority and Green Tech Power Group, LLC

Under Negotiation: Both Price and Terms of Payment (Lease)

The Board adjourned to Closed Session at 10:07 A.M.

Closed session concluded at 10:48 A.M.

No reportable action

11. Adjournment

Meeting adjourned at 10:48 a.m. with the notation that the next regularly scheduled meeting of the Authority Board of Directors will be held Thursday, May 5, 2011 at 9:00 a.m.

AYES: _____
 NOES: _____
 ABSTAIN: _____
 ABSENT: _____

By: _____

ATTEST: Secretary of the Napa-Vallejo Waste Management Authority

KEY

Vote: LG = Leon Garcia; ML = Mark Luce; PM = Peter Mott; MW = Michael Wilson
The maker of the motion and second are reflected respectively in the order of the recorded vote.
Notations next to vote: N = No; X = Excused; A = Abstain; B = Absent