NAPA-VALLEJO WASTE
MANAGEMENT AUTHORITY

MINUTES OF THE THURSDAY, SEPTEMBER 01, 2011
9:00 A.M. REGULAR MEETING OF THE BOARD OF DIRECTORS

1. CALL TO ORDER
The Napa-Vallejo Waste Management Authority met Thursday, September 01, 2011, at the City of American Canyon City Council Meeting Chambers. Chair Mott called the meeting to order at 9:01 a.m.

2. ROLL CALL
The following Members were present: Chair Mott, Vice Chair Garcia, and Alternate Member Wagenknecht. Member Luce and Member Wilson were excused.

3. PLEDGE OF ALLEGIANCE

4. PUBLIC COMMENT

Jim Dunbar, representing Potrero Hills Landfill gave an update to the Board on Measure E.

5. PRESENTATIONS AND COMMENDATIONS

None

6. CONSENT CALENDAR

A. BOARD MINUTES
REQUESTED ACTION: Approval of the Board Minutes for the July 14, 2011 Regular Meeting.

Item moved to October 6, 2011 Board Meeting per Legal Counsel request.

7. ADMINISTRATIVE ITEMS

A. DRTS QUARTERLY FINANCIAL AUDIT
REQUESTED ACTION: Accept Accountants' Report on Applying Agreed-Upon Procedures for the Quarter Ended March 31, 2011.

Motion made by Alternate Member Wagenknecht seconded by Member Garcia to approve requested action. BW-LG-PM-MW(x)-ML(x)

B. FINANCIAL REPORTS
DISCUSSION ITEM: Staff to present and discuss the following for the Authority.

1. FY 2011 June Pre-Audit financial statement
2. FY 2012 July financial statement

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 Report

9. OTHER BUSINESS ITEMS

A. Reports from Jurisdictions
DISCUSSION ITEM: Reports of current information relevant to the Authority by the member jurisdictions:

i.   <u>Vallejo</u>: None

ii.   <u>Napa City</u>: Kevin Miller reported for the City of Napa

iii. <u>Napa County</u>: None

iv.   <u>American Canyon</u>: 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.

10. CLOSED SESSION

A. Closed Session
CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
<u>Determination of whether the Authority will join as amicus curiae in a lawsuit pursuant to subdivision (c) of Government Code Section 54956.9:</u> (one consolidated appeal of 3 cases)

<u>Names of Cases:</u>

1. <u>SIERRA CLUB v. COUNTY OF SOLANO et al.; Real Party, Potrero Hills Landfill, Inc,; Intervener, BLT ENTERPRISES OF SACRAMENTO, et al.</u> (Court of Appeal of the State of California First Appellate District, Division Three, Case No. A130682)
2. <u>NORTHERN CALIFORNIA RECYCLING ASSOCIATION v. COUNTY OF SOLANO</u> (Court of Appeal of the State of California First Appellate District, Division Three, Case No. A130734)
3. <u>SUSTAINABILITY, PARKS, RECYCLING & WILDLIFE LEGAL DEFENSE FUND v. COUNTY OF SOLANO et al.; Real Party, POTRERO HILLS LANDFILL, Inc., et al., Interveners, TRASHPROS LLC et al.</u> (Court of Appeal of the State of California First Appellate District, Division Three, Case No. A130735)

The Board adjourned to Closed Session at 9:26 A.M.

The Authority Board voted unanimously to authorize its counsel to join Salinas Valley Solid Waste Authority and other JPAs in filing an amicus brief on behalf of the County of Solano and other named appellants in their litigation relating to Solano County's Measure E enforcement.

Closed session concluded at 9:55 A.M.

11. Adjournment

Meeting adjourned at 10:00 a.m. with the notation that the next regularly scheduled meeting of the Authority Board of Directors will be held Thursday, October 6, 2011 at 9:00 a.m.

AYES:	
NOES:	
ABSTAIN:	

ABSENT: _____

By: _____
ATTEST: Secretary of the Napa-Vallejo Waste Management Authority