



**MINUTES OF THE AUGUST 17, 2020
REGULAR MEETING OF THE BOARD OF DIRECTORS**

1. CALL TO ORDER

The Upper Valley Waste Management Agency met in regular session on Monday, August 17, 2020 at 1:30 p.m. via Zoom Teleconferencing Only. Chair Mohler called the meeting to order at 1:32 p.m.

2. ROLL CALL

The following members were present: Chair Mohler, Member Canning, Member Koberstein, Vice Chair Pedroza, and Member Dillon was excused.

3. PLEDGE OF ALLEGIANCE

Chair Mohler led the Pledge of Allegiance.

4. PUBLIC COMMENT

In this time period, anyone who wishes to speak to the Authority Board of Directors regarding any subject over which the Board has jurisdiction, that is not on the agenda, or to request consideration to place an item on a future Board agenda, may do so at this time. Individuals will be limited to a three minute presentation. The Board of Directors will take no action as a result of any item presented at this time.

None

5. CONSENT ITEMS

A. APPROVAL OF MINUTES

REQUESTED ACTION: Approval of the June 29, 2020 special meeting minutes.

B. APPROVAL OF AMENDMENT NO 1 TO AGREEMENT NO. 190347D

DISCUSSION AND REQUESTED ACTION: Agency Manager requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 190347D - Decommissioning of Yountville and St Helena Used Oil and HHW Collection Sites, increasing the contract amount from \$25,000 to \$34,926.64 and extending the length of the contract to allow for payment of the final invoices.

Approved Consent items 5A & 5B: (roll call vote) MK-Yes, CC-Yes, AP-Yes, MM-Yes, DD-was excused. Motion passes 4-0.

6. ADMINISTRATIVE ITEMS

A. NOTICE OF FUNDS AVAILABILITY

DISCUSSION AND POSSIBLE ACTION: Staff to provide an analysis of Member submittals for financial support of waste related projects in response to the Notice of Funds Availability (NOFA) issued on February 10, 2020, and request for Board to take action to award funds based on those proposals. Upper Valley Waste Management Agency Monday, August 17, 2020.

Approved Administrative item 6A: (roll call vote) CC-Yes, MK-Yes, AP-Yes, MM-Yes, DD-was excused. Motion passes 4-0.

Agency Manager will collect receipts for reimbursement as submitted, as Board originally set up the spending of these NOFA funds.

Original deadline was set for April but now extended to October's board date of 10/19/20 or until funds are spent. Agency Manager will bring to the board a Budget Transfer to move money from reserves to operations for this FY at the next Board meeting.

Future discussion in October on the possibility of NOFA funds being available to the member based on a contract promising to do the work rather than as a reimbursement after the work.

B. AMENDMENT TO JPA FORMATION AGREEMENT FOR COLLECTION AND DISBURSEMENT OF FRANCHISE FEES

DISCUSSION AND REQUESTED ACTION: Authorize Agency Staff to prepare an amendment to the JPA Formation Agreement that would distribute any franchise fees collected on a pro-rata basis to each Member based on collections from ratepayers in that Member's jurisdiction.

No action taken. Legal Counsel Gary Bell discussed staff report. Item to return at the next meeting to include provisions to account for options for jurisdictions to not accept UVDS disbursed money, and not lose ability to collect franchise fees on top of currently collected funds. Goal would be to share draft with Board electronically to get Board comments before the next meeting.

C. STUDY SESSION ON SB 1383, ORGANICS DIVERSION

DISCUSSION ITEM: The Agency Manager requests the Board conduct a Study Session on SB 1383, with a focus on the new duties and requirements that will need to be met, and discuss possible division of responsibilities between the Agency and Company staff, to better inform the ongoing negotiations for the UVDS and CFL Franchise contracts.

Introduction of this staff report by Agency Manager Steve Lederer. Amanda Griffis, Agency staff and Company's Christy Pestoni presented on agenda item.

D. UVDS/CFL CONTRACT REVISIONS

DISCUSSION AND POSSIBLE ACTION FROM THE BOARD: Discuss the status of the contract revisions to the UVDS/CFL agreements and next steps.

Legal Counsel Gary Bell reported on this staff report. Board requests bringing back a draft agreement to the next Board meeting.

7. FRANCHISES' BUSINESS ITEMS

A. Franchises' Status

DISCUSSION AND POSSIBLE ACTION: Manager to provide an update concerning the implementation of franchises' activities.

Company's Christy Abreu reported on this agenda item.

B. Waste Management Companies' Issues

DISCUSSION ITEM: This is an opportunity for the franchisee(s) to discuss/raise any items of concern they may wish the UVA to consider.

Company's Bryce Howard reported on this agenda item.

8. OTHER BUSINESS ITEMS

A. MANAGER'S REPORT

DISCUSSION AND POSSIBLE ACTION: Manager to provide an update on the status of current activities and obtain Board direction on a process for use of available surplus funds.

None

B. REPORTS FROM JURISDICTIONS

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

- i. Napa County: Nothing to report
- ii. Calistoga: Nothing to report
- iii. St. Helena: Nothing to report
- iv. Yountville: Nothing to report

C. Future Agenda Items

- Discuss the possibility of NOFA funds being available prior to member expending
- Draft UVDS contract agreement with additional provisions language.
- Penciled in a September UVA meeting only if needed.

9. ADJOURNMENT

Meeting was adjourned at 2:52pm. The next regularly scheduled meeting of the Agency Board of Directors will be held on Monday, October 19, 2020 at 1:30 p.m. to be held via teleconferencing only.

AYES: _____
NOES: _____
ABSTAIN (A): _____
ABSENT(B): _____
EXCUSED(X): _____

By: _____
ATTEST: Steven Lederer, Manager of the Upper Valley Waste Management Agency

KEY

Vote: AP = Alfredo Pedroza; CC = Chris Canning; DD = Diane Dillon; MK = Mary Koberstein; MM = Margie Mohler
BW = Brad Wagenknecht; GE = Geoff Ellsworth; GK = Gary Kraus; KD = Kerri Dorman
The maker of the motion and second are reflected respectively in the order of the recorded vote.
Notations next to vote: Y = Ayes; N = No; A = Abstain; B = Absent; X = Excused