



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 4/23/2019

Agenda Placement: 6W

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors

FROM: Minh Tran - County Executive Officer
County Executive Office

REPORT BY: Barbara Fultz, Administrative Support Tech - (707) 253-4595

SUBJECT: Appointment to the Independent Hearing Panel for Solid Waste Issues

RECOMMENDATION

County Executive Officer requests appointment of the following applicants to the Independent Hearing Panel for Solid Waste Issues, with the term of office to commence immediately and expire January 1, 2023, and a waiving of the residency requirement in Napa County Policy Manual Part I, Section 8, for Mr. Doser, Jr. as no residents from Napa County with the necessary technical expertise have applied:

<u>Name</u>	<u>Representing</u>
Joseph G. Doser, Jr.	Technical Expert with Knowledge of Solid Waste Management Methods and Technologies
Brian Dodd	Public at Large

EXECUTIVE SUMMARY

There are currently two openings on the Independent Hearing Panel for Solid Waste Issues due to expiring terms. The County Executive Office advertised the openings and received one reappointment request from Joseph G. Doser, Jr. for the required position designated as a technical expert with knowledge of solid waste management methods and technology and one appointment request from Brian Dodd for the position designated as Public at Large.

After an extended recruitment, the only application received for the technical expert designation, a requirement of

Public Resources Code Section 44308, was from Joseph G. Doser, Jr. who resides in Contra Costa County. Staff recommends appointment due to his technical expertise and requests the Board to waive the residency requirement for Commission appointments as outlined in the Napa County Policy Part I Section 8.

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

Pursuant to California Code of Regulations, the Local Governing Body of the Local Enforcement Agency (LEA) shall maintain an independent hearing panel for permit, enforcement, and appeal purposes when, in the jurisdiction of the LEA, there exists a publicly operated solid waste facility or disposal site. On August 3, 1993 the Board of Supervisors established an Independent Hearing Panel for Solid Waste Issues (Independent Hearing Panel) consisting of three members:

- | A member of the Board of Supervisors;
- | A person who is a technical expert with knowledge of solid waste management and technologies; and
- | A Public at Large representative.

The Independent Hearing Panel will only consider appeals regarding publicly owned or operated solid waste facilities. They meet only when necessary and receive a stipend of \$25 per meeting. Terms of office are four years, and members may not serve more than two consecutive terms.

On November 25, 2014 the Board of Supervisors adopted Resolution 2014-141 giving the Chair of the Board of Supervisors appointing authority for the Independent Hearing Panel. However, because appointment of an individual who resides outside of Napa County necessitates a waiver of Napa County Policy Part 1 Section 8, staff requests action of the Board.

Staff requests the Board waive residency requirements and reappointment Joseph G. Doser, Jr. to serve a second term on the Independent Hearing Panel for Solid Waste Issues as a technical expert designee, and appoint Brian Dodd as the Public at Large designee.

SUPPORTING DOCUMENTS

- A . Joseph G. Doser, Jr. Signed Reappointment Request Letter & Application
- B . Brian Dodd Application
- C . Timeline

CEO Recommendation: Approve

Reviewed By: Leigh Sharp