

**MOJAVE DESERT AND MOUNTAIN RECYCLING  
JOINT POWERS AUTHORITY**

**REGULAR MEETING  
THURSDAY, MAY 14, 2020  
10:00 A.M.**

**TELECONFERENCE NOTICE**

**This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governors Executive Order N-29-20 issued on May 5, 2020 that allows attendance by members of the Board and the public to participate and conduct the meeting by teleconference.**

**NOTICE TO THE PUBLIC: To participate please sign in via the link below or call in to the phone number listed below.**

<https://victorvilleca.webex.com/meet/lstlouis>

Call in # 415-655-6045  
Meeting # 288 797 963#

CALL TO ORDER AND ROLL CALL

PLEDGE

CONSENT CALENDAR

**1. Request to Approve the Consent Calendar as follows:**

- A. Minutes of the Board Meeting held February 13, 2020.**
- B. Warrant Ratification for February 1, 2020 – April 30, 2020.**
- C. Treasurer's Report.**

Recommendation: Approve consent calendar.

PUBLIC HEARING ITEMS

**2. 2020/2021 Budget.**

Recommendation: Approve 2020/2021 JPA Budget subject to August Board review; sequester \$40,000.00 in 2019/2020 marketing funds for expenditure in 2020/2021.

DISCUSSION/ACTION ITEMS

**3. SB 1383 Implementation Timing.**

Recommendation: Provide Board direction on SB 1383 regulatory relief due to COVID-19 impacts.

**4. Victor Valley Compost Facility Rates.**

Recommendation: Discussion of compost facility rates.

PUBLIC COMMENTS

**5. Public comment on items of interest to the public.**

BOARD MEMBERS COMMENTS

**6. Comments by members of the Board of Directors.**

DATE OF NEXT MEETING

**THURSDAY, AUGUST 13, 2020**

ADJOURNMENT

**MOJAVE DESERT AND MOUNTAIN INTEGRATED WASTE  
JOINT POWERS AUTHORITY**

**AGENDA MATTER**

Consent Calendar

**SUMMARY STATEMENT**

**Request to Approve the Consent Calendar as follows:**

- A. Minutes of Board Meeting held February 13, 2020.**
- B. Warrant Ratification for February 1, 2020 – April 30, 2020.**
- C. Treasurer's Report.**

**RECOMMENDED ACTION**

Approve consent calendar.

| <b>PRESENTED BY</b> | <b>FISCAL IMPACT:</b> | <b>MEETING DATE</b> | <b>ITEM NUMBER</b> |
|---------------------|-----------------------|---------------------|--------------------|
| Linda St. Louis     |                       | May 14, 2020        | 1                  |

## MINUTES

### MOJAVE DESERT AND MOUNTAIN RECYCLING JPA BOARD MEETING

10:00 A.M., THURSDAY, FEBRUARY 13, 2020  
VICTOR VALLEY MATERIALS RECOVERY FACILITY

JPA Board Members Present: Chair Art Bishop (Apple Valley), Carmen Hernandez (Barstow), Gloria Garcia (Victorville), Randall Putz (Big Bear), Joy Jeannette (Adelanto), Rick Denison (Yucca Valley), McArthur Wright (Yucca Valley), Robert Lovingood (1<sup>st</sup> District)

Others Present: John Davis (Administrator), Linda St. Louis (Secretary), Dana Armstrong (Victorville), Joanne Brasch (CPSC), Guy Eisenbrey (Apple Valley), Julie Ryan (Apple Valley), Robert Manley (Helendale CSD), Crystal Chavez-Jones (SBCSWMD); Sharon Mitchell (SBCSWMD), Richard Crockett (Burrtec), Sydnie Harris (Apple Valley)

Roll call was conducted. The Chair called the meeting to order at 10:07 A.M.

Gloria Garcia led the pledge of allegiance.

1. **Consent Calendar.** The Consent Calendar was approved on a roll call vote following a motion from Board Member Carmen Hernandez and a second from Board Member McArthur Wright to approve the minutes of the Board Meeting, warrant ratification and Treasurer's Report.
2. **Social Media Update.** Bob Hollis virtually presented updates and information to the Board on his social media efforts.
3. **Refillable Single Use One Gallon Propane Cylinders Grant.** Joanne Brasch gave a presentation on single use one gallon propane cylinders.
4. **Victor Valley College and Neville Slade.** Will a roll call vote and a motion from Board Member Gloria Garcia and a second from Joy Jeannette, the Board authorized an expense of \$10,000 to Victor Valley College for the implementation of recycling classes at the college. And, on a roll call vote a second motion was made from Board Member Joy Jeannette with a second from Board Member Gloria Garcia the Board approved an expense of \$15,000 to Sustainable Learning Center for the production of a recycling video to be used in the class at Victor Valley College.
5. **Audited Financial Statements for the Year Ended June 30, 2019.** The audited financial statements were approved on a roll call vote following a motion

by Board Member Rick Denison and a second from Board Member McArthur Wright.

6. **Organics Facility Rate Analysis.** Information was provided to the Board.
7. **Curbside Contamination Project: Request for Qualifications.** On a roll call vote the Board approved a motion from Board Member Gloria Garcia and a second from Board Member Randall Putz to authorize Board Administrator to issue a Request for Qualifications for the JPA Curbside Contamination.
8. **Organics Facility Update.** Richard Crockett provided an update to the Board.
9. **SB 1383 Regulations Update.** John Davis provided an update to the Board.
10. **High Desert Second Chance: Edible Food Recovery Program Update.** John Davis provided an update to the Board.
11. **Legislative Update.** John Davis provided an update to the Board.
12. **Public Comments.** None
13. **Board Comments.** The following comments were made from Board Members:

**Joy Jeannette** – Thank you. On May 9, 2020 Mothers and Veterans will be saluted at the Adelanto Stadium.

**Carmen Hernandez** – Tired of CalRecycle.

**Art Bishop** – Victorville is doing an outstanding job on articles in the paper. Apple Valley is having trouble with marijuana grow houses.

The Chair set the date of the next meeting for May 14, 2020. The meeting was adjourned at 12:29PM.

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Art Bishop  
Chair

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Linda St. Louis  
Secretary

MOJAVE DESERT AND MOUNTAIN INTEGRATED WASTE JPA  
Warrant Listing: February 1, 2020 - April 30, 2020

| Check #      | Check Date | Payee   | Description   | Check Amount      |
|--------------|------------|---|---|-------------------|
| 2179         | 2/3/2020   | Cole Huber LLP Attorneys                        | Legal Services Dec 2019                               | 200.00            |
| 2180         | 2/3/2020   | Burrtec Waste Industries                        | Nov 2019 Recycling Activity                           | 90,372.01         |
| 2181         | 2/3/2020   | Mobius  | Social Media & Website Services Nov & Dec 2019        | 3,722.50          |
| 2182         |            |   | VOID-Spoiled  |                   |
| 2183         | 2/3/2020   | Cole Huber LLP Attorney's                       | Legal Services Nov 2019                               | 200.00            |
| 2184         |            |   | VOID  |                   |
| 2185         |            |   | VOID  |                   |
| 2186         |            |   | VOID  |                   |
| 2187         | 2/6/2020   | John C. Davis                                   | January Services                                      | 11,019.69         |
| 2188         | 2/6/2020   | Erin Duckhorn                                   | Marketing Services Dec 2019 & Jan 2020                | 5,100.00          |
| 2189         | 2/6/2020   | Linda St. Louis                                 | February Board Mtg - Inv. 045                         | 225.72            |
| 2190         | 2/6/2020   | CA Product Stewardship Council (CPSC)           | HD 33 Grant Project Dec 2019 Inv 001                  | 900.50            |
| 2191         | 3/4/2020   | John C. Davis                                   | February Services                                     | 11,003.96         |
| 2192         | 3/9/2020   | Carmen Hernandez                                | JPA Bd Meeting & Mileage Reimb Feb 2020               | 109.50            |
| 2193         | 3/9/2020   | Rick Denison                                    | JPA Bd Meeting & Mileage Reimb Feb 2020               | 155.50            |
| 2194         | 3/9/2020   | McArthur Wright                                 | JPA Bd Meeting & Mileage Reimb Feb 2020               | 171.03            |
| 2195         | 3/9/2020   | Art Bishop                                      | JPA Bd Meeting & Mileage Reimb Feb 2020               | 78.74             |
| 2196         | 3/9/2020   | Gloria Garcia                                   | JPA Bd Meeting & Mileage Reimb Feb 2020               | 77.88             |
| 2197         | 3/9/2020   | Randall Putz                                    | JPA Bd Meeting & Mileage Reimb Feb 2020               | 132.50            |
| 2198         | 3/9/2020   | Joy Jeannette                                   | JPA Bd Meeting & Mileage Reimb Feb 2020               | 79.60             |
| 2199         |            |   | VOID  |                   |
| 2200         | 3/9/2020   | Cole Huber LLP Attorney's                       | Legal Services Jan 2020                               | 200.00            |
| 2201         | 3/9/2020   | CPSC (California Product Stewardship Council)   | Marketing Services Jan 2020                           | 2,674.54          |
| 2202         | 3/9/2020   | Erin Duckhorn                                   | Marketing Services Feb 2020                           | 1,087.50          |
| 2203         | 3/9/2020   | Victorville                                     | December Recycling Activity (Pmt to members:Rev>exp)  | 1,002.55          |
| 2204         | 3/9/2020   | Town of Apple Valley                            | December Recycling Activity P(mnt to members:Rev>exp) | 8,140.14          |
| 2205         | 3/30/2020  | John C. Davis                                   | March Services  | 11,152.14         |
| 2206         | 3/30/2020  | Cole Huber LLP Attorney's                       | Legal Services Feb 2020                               | 60.00             |
| 2207         | 3/30/2020  | Neville Slade                                   | Phase 1 Residential Recycling Video                   | 3,000.00          |
| 2208         | 3/30/2020  | CPSC (California Product Stewardship Council)   | Mktg Svcs Feb 2020, Propane Cylinder Adaptr reimb     | 4,753.67          |
| 2209         | 3/31/2020  | Erin Duckhorn                                   | Marketing Services Mar 2020                           | 1,200.00          |
| 2210         | 4/9/2020   | Neville Slade                                   | Phase 2 Residential Recycling Video                   | 3,000.00          |
| 2211         | 4/9/2020   | Mobius  | Social Media & Website Services Feb & Mar 2020        | 4,547.50          |
| 2212         | 4/23/2020  | Victor Valley College District Foundation, Inc. | VVC Agriculture Dept Grant                            | 5,000.00          |
| 2213         | 4/30/2020  | High Desert Second Chance                       | Edible Food Recovery Program Jan thru Apr 2020        | 20,000.00         |
| <b>Total</b> |            |   |   | <b>189,367.17</b> |

**MOJAVE DESERT AND MOUNTAIN INTEGRATED WASTE JOINT POWERS AUTHORITY**

Treasurer's Report  
As of April 30, 2020

| Institution/Investment Type                   | Carrying Amount   | Market Value      | Interest Rate Yield | Maturity Date | Quarterly Comparisons of Carrying Amounts |                   |                  |                   |
|---|-------------------|-------------------|---------------------|---------------|---|-------------------|------------------|-------------------|
|   |                   |                   |                     |               | Jan-20                                    | Oct-19            | Jul-19           | Apr-19            |
| Funds under control of the Authority:         |                   |                   |                     |               |   |                   |                  |                   |
| Checking Account:                             |                   |                   |                     |               |   |                   |                  |                   |
| JPA Administration                            | 146,450.01        | 146,450.01        | (1) 0.30%           | On Demand     | 126,842.23                                | 82,614.20         | 32,990.81        | 84,715.29         |
| JPA Organics                                  | 0.00              | 0.00              | (1) 0.30%           | On Demand     | 0.00                                      | 0.00              | 28,321.80        | 28,321.80         |
| MRF Administration                            | 20,769.08         | 20,769.08         | (1) 0.30%           | On Demand     | 21,180.08                                 | 23,593.08         | 27,319.63        | 32,009.63         |
| MRF Operations                                | 126,196.85        | 126,196.85        | (1) 0.30%           | On Demand     | (59,421.26)                               | 29,187.34         | 939.13           | (34,446.36)       |
| <b>Total funds under control of Authority</b> | <b>293,415.94</b> | <b>293,415.94</b> |                     |               | <b>88,601.05</b>                          | <b>135,394.62</b> | <b>89,571.37</b> | <b>110,600.36</b> |

**Source of Market Value Information:**

- (1) Desert Community Bank

I hereby certify that the investment activity for this reporting period conforms with the investment policy of the California Government Code Section 53601. I also certify that there are adequate funds available to meet the budgeted and actual expenditures of the Mojave Desert & Mountain Integrated Waste Joint Powers Authority for the next six months.

  
 Sydnie Harris, Treasurer

Prepared by: Sydnie Harris, Treasurer

**MOJAVE DESERT AND MOUNTAIN INTEGRATED WASTE  
JOINT POWERS AUTHORITY**

**AGENDA MATTER**

2020/2021 Budget

**SUMMARY STATEMENT**

The 2020/2021 JPA Budget includes expense and revenue reductions, as shown in the two attached worksheets. The coronavirus response necessitates exceptions to normal budgeting:

- The Administrator will include an August budget update with any recommended modifications. Although recycling and solid waste are recognized as essential services, economic conditions are highly unstable and may affect revenue.
- A Request for Qualifications for Residential Curbside Recycling Contamination Assistance was issued following the February Board meeting. However no work was authorized since the project involves direct contact with sheltering residents. Funding from the 2019/2020 budget should be sequestered for expenditure in 2020/2021.

Expenses

The total combined Budget expenses are proposed as \$367,584, a \$14,054 decrease from 2019/2020. This year's budget includes JPA Administration expenditures of \$328,666, a \$5,068 decrease from the prior year. MRF Administration is decreased \$8,986 to \$38,918.

JPA Administration expense increases reflect increased insurance premiums. Decreases are in professional services, including waiving the Administrator's cost of living increase and consolidating contract services for social marketing content and edible food recovery.

By using contractors instead of staff, the JPA is able to anticipate and respond to changing dynamics and circumstances, shifting budget resources rather than increasing expenditures. Current emphasis on social media public outreach and edible food recovery are expected to be merged with SB 1383's broad focus on organic recycling. The curbside recycling contamination work is intended to reduce member costs by decreasing processing that ultimately goes to landfill. MRF expenses are decreased by reducing legal expenses that were not needed.

Revenues

JPA program costs are shared 1/3 equally among the members, reflecting each jurisdiction's responsibility to carry out diversion activities; and 2/3 based on population, using May 2020 California Department of Finance figures. Federal facilities population is excluded.

JPA 2020/2021 member contributions total \$304,760 for JPA Administration and \$17,382 for MRF Administration. Revenues are calculated by applying fund balances in excess of 20%. The JPA Administration excess fund balance is \$20,906. MRF Administration excess was \$21,536.

Total JPA Administration revenue change is 0% (\$750), varying from -2% to 2% for members (ranging from -\$563 to \$483). Apple Valley and Victorville share the \$1,366 MRF increase.

**RECOMMENDED ACTION**

Approve 2020/2021 JPA Budget subject to August Board review; sequester \$40,000 in 2019/20 marketing funds for expenditure in 2020/2021

| <b>PRESENTED BY</b> | <b>FISCAL IMPACT:</b> | <b>MEETING DATE</b> | <b>ITEM NUMBER</b> |
|---------------------|-----------------------|---------------------|--------------------|
| John Davis          | \$367,584 budget      | May 14, 2020        | 2                  |



**MOJAVE DESERT & MOUNTAIN RECYCLING AUTHORITY  
BUDGET FY 2020-21 PRELIMINARY**

FY 2019-20 through March 2020

Proposed 2020-21

**ESTIMATED REVENUES**

**Admin Fund 8510**

|                      | 2019-20 Budget   | Received          | % Received | Proposed 2020-21  | Change            |
|----------------------|------------------|-------------------|------------|-------------------|-------------------|
| Member Contributions | \$305,509        | \$ 198,779        | 65%        | \$ 304,760        | \$ (749)          |
| Interest Earnings    | \$500            | \$ 193            | 39%        | \$ 500            | \$ -              |
| Grants               | \$2,500          | 0                 | 0%         | \$ 2,500          | \$ -              |
| Other (Fund Balance) | \$25,225         | 28,322            |            | \$ 20,906         | \$ (4,319)        |
| <b>Admin Total</b>   | <b>\$333,734</b> | <b>\$ 227,294</b> | <b>68%</b> | <b>\$ 328,666</b> | <b>\$ (5,068)</b> |

**MRF Admin - Fund 8512**

|                        |                 |                  |            |                  |                   |
|------------------------|-----------------|------------------|------------|------------------|-------------------|
| Member Contributions   | \$16,015        | \$ 12,012        | 75%        | \$ 17,382        | \$ 1,366          |
| Other (Fund Balance)   | \$31,889        | \$31,889         | 100%       | \$ 21,536        | \$ (10,353)       |
| <b>MRF Admin Total</b> | <b>\$47,904</b> | <b>\$ 43,901</b> | <b>92%</b> | <b>\$ 38,918</b> | <b>\$ (8,986)</b> |

**Combined Revenue Total**

**\$381,638    \$ 271,195    71%    \$ 367,584    \$ (14,054)**

**PROPOSED EXPENDITURES**

|                               | 2019-20 Budget    | Exp. & Encumbered Mar 2020 | % Exp. & Encumber | Proposed 2020-21  | Change            |
|-------------------------------|-------------------|----------------------------|-------------------|-------------------|-------------------|
| <b>Admin Fund 8510</b>        |                   |                            |                   |                   |                   |
| 7205 Marketing                | \$ 70,000         | \$ 38,501                  | 55%               | \$ 70,000         | \$ -              |
| 7208 Board Expenses           | \$ 4,000          | \$ 1,974                   | 49%               | \$ 4,000          | \$ -              |
| 7229 Training                 | \$ 10,000         | \$ 9,309                   | 93%               | \$ 10,000         | \$ -              |
| 7235 Insurance                | \$ 18,000         | \$ 19,751                  | 110%              | \$ 19,618         | \$ 1,618          |
| 7241 Meetings and Conferences | \$ 4,500          | \$ 4,999                   | 111%              | \$ 4,500          | \$ -              |
| 7247 Memberships and Dues     | \$ 2,500          | \$ 2,500                   | 100%              | \$ 2,500          | \$ -              |
| 7373 Sponsorships             | \$ 15,000         | \$ 9,000                   | 60%               | \$ 15,000         | \$ -              |
| 8916 Audit                    | \$ 5,500          | \$ 5,500                   | 100%              | \$ 5,500          | \$ -              |
| 8940 Contract Services        | \$ 182,234        | \$ 84,476                  | 46%               | \$ 175,548        | \$ (6,686)        |
| 8972 Legal                    | \$ 1,000          | \$ 660                     | 66%               | \$ 1,000          | \$ -              |
| 8982 General & Administrative | \$ 21,000         | \$ 7,969                   | 38%               | \$ 21,000         | \$ -              |
| <b>Admin Total</b>            | <b>\$ 333,734</b> | <b>\$ 184,640</b>          | <b>55%</b>        | <b>\$ 328,666</b> | <b>\$ (5,068)</b> |

**MRF Admin - Fund 8512**

|                               |                  |                  |            |                  |                   |
|-------------------------------|------------------|------------------|------------|------------------|-------------------|
| 7235 Insurance                | \$ 2,000         | \$ 4,076         | 204%       | \$ 4,000         | \$ 2,000          |
| 8916 Audit                    | \$ 2,500         | \$ 2,500         | 100%       | \$ 2,500         | \$ -              |
| 8940 Contract Services        | \$ 25,654        | \$ 19,251        | 75%        | \$ 25,668        | \$ 14             |
| 8972 Legal                    | \$ 12,000        |                  | 0%         | \$ 1,000         | \$ (11,000)       |
| 8982 General & Administrative | \$ 5,750         | \$ 1,314         | 23%        | \$ 5,750         | \$ -              |
| <b>MRF Admin Total</b>        | <b>\$ 47,904</b> | <b>\$ 27,141</b> | <b>57%</b> | <b>\$ 38,918</b> | <b>\$ (8,986)</b> |

**Combined Expenditure Total**

**\$ 381,638    \$ 211,781    55%    \$ 367,584    \$ (14,054)**

**Revenue over (Under) Exp.**

**\$ -    \$ 59,413    \$ -**

**2020-21 JPA Admin**

**Member**

**Contributions \$ 304,760**

|                    | Per Jurisdiction  | Population     | Per Capita        | Total JPA         |                   | 2019-20 Rev     | Change    | Change as % of   |           |
|--------------------|-------------------|----------------|-------------------|-------------------|-------------------|-----------------|-----------|------------------|-----------|
|                    |                   |                |                   | Admin Rev         | 2019-20 Rev       |                 |           | Total            | Quarterly |
| Adelanto           | \$ 11,287         | 35,663         | \$ 18,401         | \$ 29,688         | \$ 29,805         | \$ (117)        | 0%        | \$ 7,422         |           |
| Apple Valley       | \$ 11,287         | 74,394         | \$ 38,384         | \$ 49,672         | \$ 50,075         | \$ (403)        | -1%       | \$ 12,418        |           |
| Barstow            | \$ 11,287         | 24,268         | \$ 12,521         | \$ 23,809         | \$ 24,104         | \$ (295)        | -1%       | \$ 5,952         |           |
| Big Bear Lake      | \$ 11,287         | 5,206          | \$ 2,686          | \$ 13,974         | \$ 14,203         | \$ (229)        | -2%       | \$ 3,493         |           |
| Needles            | \$ 11,287         | 5,248          | \$ 2,708          | \$ 13,995         | \$ 14,027         | \$ (32)         | 0%        | \$ 3,499         |           |
| San Bernardino Co. | \$ 11,287         | 84,237         | \$ 43,463         | \$ 54,751         | \$ 55,314         | \$ (563)        | -1%       | \$ 13,688        |           |
| Twentynine Palms   | \$ 11,287         | 16,092         | \$ 8,303          | \$ 19,590         | \$ 19,107         | \$ 483          | 2%        | \$ 4,898         |           |
| Victorville        | \$ 11,287         | 126,432        | \$ 65,234         | \$ 76,522         | \$ 76,121         | \$ 401          | 1%        | \$ 19,130        |           |
| Yucca Valley       | \$ 11,287         | 22,236         | \$ 11,473         | \$ 22,760         | \$ 22,754         | \$ 6            | 0%        | \$ 5,690         |           |
| <b>Sub total</b>   | <b>\$ 101,587</b> | <b>393,776</b> | <b>\$ 203,173</b> | <b>\$ 304,760</b> | <b>\$ 305,510</b> | <b>\$ (750)</b> | <b>0%</b> | <b>\$ 76,190</b> |           |

**2020-21 MRF**

**Member**

**Contributions \$ 17,382**

|              | Per Jurisdiction | 2019-20 Rev      | Change          | % Change  | Quarterly       |
|--------------|------------------|------------------|-----------------|-----------|-----------------|
| Apple Valley | \$ 8,691         | \$ 8,008         | \$ 683          | 9%        | \$ 2,173        |
| Victorville  | \$ 8,691         | \$ 8,008         | \$ 683          | 9%        | \$ 2,173        |
| <b>Total</b> | <b>\$ 17,382</b> | <b>\$ 16,015</b> | <b>\$ 1,366</b> | <b>9%</b> | <b>\$ 4,345</b> |

**Combined JPA**

**Admin, MRF**

| 2020-21 Totals     | Admin             | 2019-20 Rev       | Change from 2019-20 | % Change from 2019-20 | Quarterly Amounts |
|--------------------|-------------------|-------------------|---------------------|-----------------------|-------------------|
| Adelanto           | \$ 29,688         | \$ 29,805         | \$ (117)            | 0%                    | \$ 7,422          |
| Apple Valley       | \$ 58,363         | \$ 58,083         | \$ 280              | 0%                    | \$ 14,591         |
| Barstow            | \$ 23,809         | \$ 24,104         | \$ (295)            | -1%                   | \$ 5,952          |
| Big Bear Lake      | \$ 13,974         | \$ 14,203         | \$ (229)            | -2%                   | \$ 3,493          |
| Needles            | \$ 13,995         | \$ 14,027         | \$ (32)             | 0%                    | \$ 3,499          |
| San Bernardino Co. | \$ 54,751         | \$ 55,314         | \$ (563)            | -1%                   | \$ 13,688         |
| Twentynine Palms   | \$ 19,590         | \$ 19,107         | \$ 483              | 2%                    | \$ 4,898          |
| Victorville        | \$ 85,212         | \$ 84,129         | \$ 1,084            | 1%                    | \$ 21,303         |
| Yucca Valley       | \$ 22,760         | \$ 22,754         | \$ 6                | 0%                    | \$ 5,690          |
| <b>Total</b>       | <b>\$ 322,142</b> | <b>\$ 321,525</b> | <b>\$ 617</b>       | <b>0%</b>             | <b>\$ 80,535</b>  |

**MOJAVE DESERT AND MOUNTAIN INTEGRATED WASTE  
JOINT POWERS AUTHORITY**

**AGENDA MATTER**

SB 1383 Implementation Timing

**SUMMARY STATEMENT**

CalRecycle sent the final draft SB 1383 regulations to the Office of Administrative Law on April 20, comprising non-substantive changes to the prior version. The Legislature, Governor, and CalRecycle should consider providing relief from SB 1383 enforcement due to the state and national COVID-19 emergency. With businesses closed and unemployment climbing, cities and counties should not be expected to implement and enforce costly new recycling programs.

The regulations require extensive local residential and commercial organic materials collection, processing, reporting and enforcement targeted at achieving a 75 percent statewide reduction of organic waste disposal by 2025. Local agencies must implement the mandated programs by January 1, 2022 and begin reporting to CalRecycle by April 1, 2022. CalRecycle's enforcement begins on January 1, 2022; including penalties for local non-compliance. Local agencies are compelled to issue penalties against non-compliant generators in 2024.

The programs and timing are geared to reaching the 2025 75% statewide goal. They were prepared through an extensive stakeholder process beginning in 2017. Today's economic climate is very different than the last three years. Consumer behavior is distorted by sheltering, with residential generation increased and commercial generation decreased. Returning to pre epidemic behavior is problematic because of job and financial losses. Business failures are likely as recession level growth must be overcome.

The League of California Cities and CSAC joined others in asking for regulatory relief, including from SB 1383 regulations, in an April 29, 2020 letter "to allow local governments and associated industries to continue to focus on serving the public and maintaining public health." One of the requested actions is to "Delay implementation of any new major regulations until at least six months after the COVID-19 emergency is deemed over by the State of California, including delaying implementation of new organics diversion mandates pursuant to SB 1383 (Lara, 2016) for a period of time commensurate with the duration of the COVID-19 emergency."

The April 29 letter focused on local government resources. There also are ratepayer considerations given the extensive economic disruption. Other options would be to:

- Extend the first jurisdiction compliance report to April 1, 2023.
- Extend enforcement to 2023 as well, as it is based on the compliance report. If COVID-19 restrictions continue those dates should be reexamined.
- Include economic impacts of COVID-19 as "extenuating circumstances" for jurisdictions setting generator compliance deadlines; and for CalRecycle's Corrective Action Plans.
- Include fiscal impacts on low and moderate income communities as extenuating circumstances for Corrective Action Plans.

**RECOMMENDED ACTION**

Provide Board direction on SB 1383 regulatory relief due to COVID-19 impacts

| <b>PRESENTED BY</b> | <b>FISCAL IMPACT:</b> | <b>MEETING DATE</b> | <b>ITEM NUMBER</b> |
|---------------------|-----------------------|---------------------|--------------------|
| John Davis          | Unknown               | May 20, 2020        | 3                  |



**LOS ANGELES COUNTY  
SANITATION DISTRICTS**  
*Converting Waste Into Resources*

**SWANA**  
SOLID WASTE ASSOCIATION OF NORTH AMERICA

**STOPWASTE**  
at home • at work • at school

April 29, 2020

Secretary Jared Blumenfeld  
California Environmental Protection Agency (CalEPA)  
P.O. Box 2815  
Sacramento, CA, 95812

Acting Director Ken DaRosa  
California Department of Resources Recycling and Recovery (CalRecycle)  
P.O. Box 4025  
Sacramento, CA 95812

**RE: Local Government Regulatory Relief in Response to COVID-19 Pandemic**

Dear Secretary Blumenfeld and Acting Director DaRosa,

The undersigned organizations representing California local governments are writing to request CalRecycle take immediate action to grant limited grace periods and temporary relief from specific requirements related to solid waste and recycling.

With the onset of the COVID-19 global pandemic, local governments across California are on the front lines helping battle this virus and keep the public safe. This has meant shifting staff and duties away from normal operations and into new areas to help residents, develop physical distancing measures, and implement stay-at-home orders. While devoting resources to fight COVID-19, some cities, counties, and special districts are now concerned with the ability to meet specific statutory obligations during the COVID-19 pandemic.

Thank you for issuing recent guidance to jurisdictions on recycling during the COVID-19 pandemic. We appreciate CalRecycle recognizing that some changes to standard operations will be needed in the short term and their consideration of "good faith" efforts. Additionally, we appreciate CalEPA issuing a press release on April 15, 2020 recognizing that some regulated entities may need additional compliance assistance as a result of the COVID-19 pandemic.

However, more clarification and relief are needed, particularly since it is still unclear whether operations, such as California Redemption Value (CRV) buyback centers, are considered essential services. Local governments need the flexibility to devote staff and limited resources to protecting the health and safety of our essential workers and the general public, while not knowing the full scope of the relief our solid waste management and recycling operations can expect in the coming weeks. Some – if not most – jurisdictions are also experiencing unprecedented budget impacts due to the crisis, including increased expenses, decreased

revenues, and new and evolving demand for services, including in the solid waste sector (e.g., more residential waste to manage, less commercial waste generation). Recovery from these impacts will be felt long after the COVID-19 emergency is past. The rapidly changing situation makes it difficult to predict what the impacts on local jurisdictions will be in the coming months. We ask for patience, flexibility, and collaboration as we work together to prioritize and adjust to these evolving circumstances.

We seek regulatory relief for the following actions in the short term in response to the unprecedented COVID-19 pandemic to allow local governments and associated industries to continue to focus on serving the public and maintaining public health:

- Temporary relief from the imposition of penalties or issuance of compliance orders because of a jurisdiction's failure to meet AB 939 solid waste diversion requirements or because of backsliding due to the COVID-19 emergency by providing clear guidance on jurisdiction COVID-19-related response measures that will be automatically acceptable, rather than requiring every jurisdiction to develop a specific rationale, while preserving the opportunity to submit other requests for review in accordance with individual jurisdiction situations;
- Temporary relief from penalties for failure to meet mandatory commercial recycling and organic waste recycling mandates pursuant to AB 341 (Chesbro, 2012), AB 827 (McCarty, 2019), and AB 1826 (Chesbro, 2014);
- Delay implementation of any new major regulations until at least six months after the COVID-19 emergency is deemed over by the State of California, including delaying implementation of new organics diversion mandates pursuant to SB 1383 (Lara, 2016) for a period of time commensurate with the duration of the COVID-19 emergency;
- Extend comment periods, for at least 60 days, for all pending rulemakings that are continuing to progress during the COVID-19 emergency;
- Extend time frames, for at least 60 days, for the submission of reports to CalRecycle, including the suspension of any penalties that would normally apply for late submissions;
- Continue extending grant and loan application periods and terms/timeframes to allow additional time to apply and complete the scope of services;
- Increase flexibility for solid waste haulers and facilities, including, but not limited to:
  - 1) Allowing facility operating hours to be extended to facilitate the safe processing of material;
  - 2) Allowing facilities to safely store more recyclable material on-site for longer periods of time than currently authorized; and
  - 3) Waiving daily tonnage, vehicle, and other limits as necessary to ensure material can move safely through the collection, processing, and disposal system.
- Provide explicit guidance to local enforcement agencies (LEAs) to use existing emergency waiver tools as necessary, as well as a commitment to swiftly developing additional tools should those existing measures prove inadequate; and
- Provide guidance on how to deal with illegal dumping. CalRecycle's Illegal Dumping Technical Advisory Committee meeting that was scheduled for March has been canceled and not rescheduled.

In these unprecedented times, local governments are stepping up to do their part to flatten the curve and save lives. In doing so, limited resources and staff are being diverted away from other local government operations. In the spirit of working together, we urge CalEPA and CalRecycle to work with us to consider these short-term requests. Local governments are committed to

**MOJAVE DESERT AND MOUNTAIN INTEGRATED WASTE  
JOINT POWERS AUTHORITY**

**AGENDA MATTER**

Victor Valley Compost Facility Rates

**SUMMARY STATEMENT**

Board members received an emailed letter (May 1) showing rates for the Victor Valley Compost Facility. Source separated food is \$96.25 per ton; green trimmings is \$60 for JPA members. Non-member rates are higher by \$10 and \$7.

Richard Crockett, Burrtec's Director of MRF and Transfer Operations, will join the meeting to discuss the rates with the Board.

**RECOMMENDED ACTION**

Discussion of compost facility rates

| <b>PRESENTED BY</b>                | <b>FISCAL IMPACT:</b>       | <b>MEETING DATE</b> | <b>ITEM NUMBER</b> |
|------------------------------------|-----------------------------|---------------------|--------------------|
| John Davis and<br>Richard Crockett | \$96.25 and \$60 per<br>ton | May 14, 2020        | 4                  |



# **BURRTEC**

**WASTE INDUSTRIES, INC.**

*"We'll Take Care Of It"*

May 1, 2020

Art Bishop  
Mojave Desert & Mountain Recycling Authority  
Town of Apple Valley  
14955 Dale Evans Parkway  
Apple Valley, CA 92307

Re: Victor Valley Compost Facility

Dear Mr. Bishop:

We are excited to inform you that the Victor Valley Compost Facility project is nearing completion and will be opening in June for the processing and recycling of the region's source separated food waste and green trimmings. Below we have listed both the food and green tipping rates for you.

**JPA Members:**

|                       |                 |
|-----------------------|-----------------|
| Source Separated Food | \$96.25 per ton |
| Green Trimmings       | \$60.00 per ton |

**Non-Members:**

|                       |                  |
|-----------------------|------------------|
| Source Separated Food | \$106.25 per ton |
| Green Trimmings       | \$67.00 per ton  |

We appreciate the support that you and your community provided during the planning and development of the Victor Valley Compost Facility and look forward to assisting your community in achieving its organics diversion goals.

If you have any questions, please don't hesitate to contact me. Thank you.

Sincerely,

Richard Crockett  
Director of MRF and Transfer Operations  
Burrtec Waste Industries, Inc.

**MOJAVE DESERT AND MOUNTAIN INTEGRATED WASTE  
JOINT POWERS AUTHORITY**

**AGENDA MATTER**

Public Comment

**SUMMARY STATEMENT**

Public comment on items of interest to the public.

**RECOMMENDED ACTION**

None

**PRESENTED BY**

Linda St. Louis

**MEETING DATE**

May 14, 2020

**ITEM NUMBER**

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**MOJAVE DESERT AND MOUNTAIN INTEGRATED WASTE  
JOINT POWERS AUTHORITY**

**AGENDA MATTER**

Board Comment

**SUMMARY STATEMENT**

Comments by members of the Board.

**RECOMMENDED ACTION**

None

**PRESENTED BY**

Linda St. Louis

**MEETING DATE**

May 14, 2020

**ITEM NUMBER**

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