

Los Angeles County Solid Waste Management Committee/  
Integrated Waste Management Task Force

Minutes of April 19, 2012

County of Los Angeles Department of Public Works  
900 South Fremont Avenue  
Alhambra, California

COMMITTEE MEMBERS PRESENT:

Margaret Clark, California League of Cities-Los Angeles Division  
Betsey Landis, Environmental Organization Representative  
Mike Mohajer, General Public Representative  
Ron Saldana, Los Angeles County Disposal Association (Formerly GLASWMA)

COMMITTEE MEMBERS REPRESENTED BY OTHERS:

Mitchell Englander, rep. by Nicole Bernson, City of Los Angeles  
Dr. Jonathan Fielding, rep. by Cindy Chen, County of Los Angeles Department of Public Health  
Gail Farber, rep. by Pat Proano, County of Los Angeles Department of Public Works  
Gail Farber, rep. by Bahman Hajjaliakbar, County of Los Angeles Department of Public Works  
Grace Chan, rep. by Chris Salomon, County Sanitation Districts of Los Angeles County  
Michael Conway, rep. by Jim Kuhl, City of Long Beach  
Dr. Barry Wallerstein, rep. by Jay Chen, South Coast Air Quality Management District

COMMITTEE MEMBERS NOT PRESENT:

Sam Perdomo, Business/Commerce Representative  
Mary Ann Lutz, California League of Cities-Los Angeles Division  
Eugene Sun, California League of Cities-Los Angeles Division  
David Kim, City of Los Angeles  
Gerry Miller, City of Los Angeles  
Enrique Zaldivar, rep. by Karen Coca, City of Los Angeles Bureau of Sanitation  
Carl Clark, rep. by David Thornburg, Institute of Scrap Recycling Industries, Inc.

OTHERS PRESENT:

Corey Mayne, County of Los Angeles Department of Public Works  
Tobie Mitchell, County of Los Angeles Department of Public Works  
Gabriel Arenas, County of Los Angeles Department of Public Works  
Tranette Sanders, County of Los Angeles Department of Public Works  
Suk Chong, County of Los Angeles Department of Public Works  
Carrie Bach, County of Los Angeles Department of Public Health  
Duy Tran, County of Los Angeles Department of Public Health  
T. Cohan Link, Linkco Inc.  
Becky Bendikson, SCL-CAC  
Wayde Hunter, NVC/GHNNC  
Jennifer Wallin, CalRecycle  
Lena Wiegand, CalRecycle  
Peggy Polinsky, self

**I. CALL TO ORDER**

Meeting called to order at 1:10 p.m.

**II. APPROVAL OF MINUTES OF MARCH 15, 2012**

A motion was made by Ms. Betsey Landis to approve February minutes and to have the March minutes sent back for further review and be presented at the next Task Force meeting in May for approval; Mr. Mike Mohajer seconded the motion. The motion was passed unanimously.

**III. REPORT FROM THE ALTERNATIVE TECHNOLOGY ADVISORY SUBCOMMITTEE (ATAS)**

Ms. Tobie Mitchell provided the update from the Alternative Technology Advisory Subcommittee. The group heard updates from technical consultant ARI and public outreach consultant Cerrell Associates. Cerrell reported that the County of Los Angeles as well as several other stakeholders will be making an educational visit to Sacramento to meet with state agencies, such as Air Resources Board, the California Energy Commission, CalRecycle, and the Department of Natural Resources to discuss opportunities for conversion technologies in the state of California. Ms. Mitchell also reported that the committee will be hearing from Mr. Scott Miller regarding the "Victory Plant" concept that is currently being coordinated by Biofuels Digest. This would be a way to certify that biofuel facilities are reducing greenhouse gas emissions and are financially solvent.

**IV. FACILITY AND PLAN REVIEW SUBCOMMITTEE**

Ms. Landis reported that the Subcommittee heard about potential future revegetation plans at the Sunshine Canyon City/County Landfill from a Republic Services representative, and was informed that Republic Services' vegetation and landscape consultants will attend next month's Subcommittee meeting to answer questions. The Subcommittee also discussed the preliminary draft of the Countywide Siting Element. Staff will be revising the document based on the Subcommittee's comments and bring the item back to the Subcommittee.

**V. NEEDLE EXCHANGE PROGRAM REGARDING SB 41 IMPLEMENTATION – DR ANNA LONG, LOS ANGELES COUNTY DEPARTMENT OF PUBLIC HEALTH**

Mr. Duy Tran, from the Los Angeles County Department of Public Health (County DPH), made a power point presentation on SB 41. Mr. Mohajer gave a brief

background of SB 41. This bill will allow a pharmacy to sell up to 30 syringes without a prescription, as part of that program, it also requires the pharmacy to develop a needle exchange program to safe disposal.

Mr. Tran went over SB 1159, Disease Prevention Demonstration Project (DPDP), and the current bill SB 41, Nonprescription Sales of Syringes in Pharmacies (NPSS). The differences between both are that under SB 41, local governments are no longer required to authorize (or mandate) participation in DPDP in order for pharmacies to provide NPSS. Also, local health departments will no longer be required to register pharmacies to provide NPSS or maintain a list of pharmacies that provide NPSS and requires the California Department of Public Health (California DPH), Office of AIDS, and the California State Board of Pharmacy to post on their websites information on how consumers can access testing and treatment for HIV and viral hepatitis; access drug treatment; and safely dispose of syringes and hypodermic needles and other sharps.

Mr. Mohajer asked Mr. Tran how the County DPH was enforcing SB 41 requirements to pharmacies. Mr. Tran explained that under SB 41, DPH is no longer required to enforce the requirements, but pharmacies could choose among a few options to be in compliance with the law. One, a pharmacy can offer on-site collections. Second, a pharmacy can make available a sharps containers for sale.

Ms. Carrie L. Bach, from County DPH, made a presentation on the sharps program and the disposal services in place in a few of the County health centers.

After a brief discussion on the language of SB 41, Mr. Mohajer made a motion to send a letter to County Counsel and get clarification on the bill's language Ms. Landis seconded the motion, and it passed unanimously.

## **VI. LEGISLATIVE UPDATE**

Mr. Corey Mayne gave an update on the attached legislative table.

- SB 965 (Wright)

The proposed bill would align the State Water Resources Control Board and Regional Water Quality Control Board's ex parte prohibitions with rules applicable to other State environmental boards and commissions. Mr. Mohajer made a motion to support SB 965, as amended March 28, 2012. Ms. Landis seconded the motion, and it passed unanimously. A fact sheet was distributed to the Task Force.

- SB 1128 (Padilla)

The proposed bill would allow the California Alternative Energy and Advanced Transportation Financing Authority to expand a sale and use tax exemption to include projects that promote the utilization of advanced manufacturing. Mr. Mohajer commented that the bill sounds very good for the development of the alternative energy industry; his main concern is that it does not include conversion technologies. Mr. Landis made a motion to support, if amended to include conversion technology. Mr. Mohajer seconded the motion, and it passed with two abstentions from Ms. Nicole Bernson and Mr. Jay Chen.

- AB 1900 (Gatto)

Mr. Mohajer explained the purpose of this bill and how it makes it difficult for conversion technology. Mr. Mohajer made a motion to oppose unless amended to include conversion technology. Mr. Pat Proano seconded the motion, and it passed with Ms. Cindy Chen, Mr. Chen, and Ms. Bernson abstentions. Ms. Bernson and Mr. Proano requested a staff fact sheet for this bill.

- AB 2336 (Mansoor)

Current law prohibits a manufacturer from selling a plastic product labeled as “compostable,” “home compostable,” or marine degradable,” unless it meets certain requirements. The proposed bill would remove the authority of local governments to impose civil penalties for a violation of those provisions. Staff recommended opposing the removal of the enforcement authority of local governments. Mr. Proano made a motion to oppose the bill as amended on April 9, 2012, seconded by Ms. Landis and it passed unanimously.

- SB 1106 (Strickland)

The proposed bill would, among other things, require manufacturers of reusable bags to affix a warning label with specified language as well as repeal the sunset date of AB 2449 (Levin, 2006) which established at-store plastic bag recycling requirements. Staff recommended opposing this bill. Ms. Bernson made a motion to oppose the bill. Mr. Proano seconded the motion, and it passed unanimously.

- SB 1118 (Hancock)

The proposed bill would require mattress manufacturers to establish and implement a program to offer free pick-ups of used mattresses from a customer or public agency, or opt-out and pay a \$25 fee to CalRecycle that must be used to implement a state-run mattress recovery and recycling program. Mr. Mohajer would like the manufacturer to take responsibility. Mr. Mohajer would like to watch the bill unless they continue to keep the language of charging \$25 for each mattress sold. Mr. Mohajer made a motion oppose unless amended to take the \$25 fee out. Mr. Ron Saldana seconded the motion, and it passed with an abstention from Ms. Chen.

- SB 1159 (Calderon)

The proposed bill would prohibit stores from distributing plastic carryout bags unless the bags contain the phrase "Please Recycle This Bag." Mr. Proano made a motion to oppose this bill. The motioned was seconded by Mr. Saldana, and it passed unanimously.

Task Force directed staff to watch AB 2670, SB 1127, and the 9 current "Junk Dealer Bills" (AB 1508, AB 1583, AB 1796, AB 1971, AB 2003, AB 2105, AB 2298, SB 1045, and SB 1387). Mr. Proano asked staff to get more details on the bills that really matters for future meetings.

## **VII. ARCHITECTURAL PAINT STEWARDSHIP REGULATIONS**

Ms. Natalie Jimenez updated the Task Force on Assembly Bill 1343, Architectural Paint Recovery Program. Ms. Jimenez went over the timeline, where she discussed how the regulations were processed. Ms. Jimenez noted that the Paint regulations did not get approved by the Office of Administrative Law (AOL) and now there is another 15-day comment period. There were five reasons why the regulations were declined. The regulations were revised, and staff needs to send comments by April 30, 2012, by noon. Staff is also recommending an extension to the review of the stewardship plan that was already submitted because concurrently on April 2, Paintcare submitted the stewardship plan to the State; however, these new regulations affect the stewardship plan and staff wants to make sure they have enough time to review.

Mr. Mohajer mentioned that a letter forwarded by the Task Force to CalRecycle dated September 2, 2011, was one of the reasons why the AOL disapproved the regulations. The AOL noted that CalRecycle failed to respond to comments by the Task Force. Mr. Mohajer reported that the comments submitted were some

key comments of importance to the Task Force. The comments by the Task Force state that collaboration with the local government is imperative. As a result of the disapproval from the AOL, CalRecycle has revised the adopted regulation. They have revised the regulation to address the Task Force's comments. Now the revised language reads, "address the coordination of the architectural paint stewardship program with existing local Household Hazardous Waste collection programs. A manufacturer or a stewardship organization must negotiate with existing HHW programs wanting to participate in the paint stewardship program as a collection point as much as is feasible and mutually agreeable."

Mr. Mohajer made a motion that after receiving comments from County Sanitation Districts and the City of Los Angeles, an electronic response be sent. Ms. Landis seconded the motion, and it passed unanimously. Mr. Mohajer made a second motion to send an e-mail to CalRecycle requesting them to extend the comment period deadline, based on the fact that a stewardship plan was prepared under old regulations, so they have to wait until current regulations get approved. Ms. Landis seconded the motion, and it passed unanimously.

#### **VIII. UPDATE ON THE SANTA MONICA INTERN PROGRAM**

Ms. Jimenez updated the Task Force on the Intern Program. Ms. Jimenez provided Mr. Mohajer with two letters to send to the Board of Supervisors and Department of Human Resources, requesting to add Santa Monica College, Golden West College, and Irvine Valley College students to their current intern program. Mr. Mojaher will review and return to Ms. Jimenez with any changes.

#### **IX. REPORT FROM CALRECYCLE**

Ms. Jennifer Wallin reported that the Mandatory Commercial Climate Calculator is now available online. The LAMD staff is going out to meet with jurisdictions to assist in developing a strategy regarding AB 341 and the jurisdictions' plans with respect to education, outreach, and monitoring. On Composting Regulations, CalRecycle is looking to float draft regulatory text by the end of April/early May on five of the 14 issues discuss in relation to this project. Regarding used oil payments, payments will be made to cities and counties in April 2012 (unless an early payment was requested and granted). Information on specific CalRecycle grants can be found at <http://www.calrecycle.ca.gov/Grants/>. Beverage Container City/County Recycling payments approved this week will be posted in May. There will be two meetings in May for the CalRecycle Workshop on AB 341, one on May 14, 2012, in Sacramento, and May 21, 2012, in Diamond Bar.

Mr. Mohajer discussed the Mandatory Commercial Climate Calculator and made a motion that staff follow up with the letter sent to CalRecycle with previous comments and would like written response from CalRecycle. Mr. Bahman Hajjaliakbar seconded the motion, and it passed unanimously.

**X. NEXT MEETING DATE**

The next meeting is scheduled for Thursday, May 17, in Conference Room B.

**XI. OPEN DISCUSSION**

The meeting adjourned at 3:10 p.m.

NJ:fr

P:\epub\ENGLAN\TASK FORCE\Minutes\2012 Minutes\TF Minutes May 2012