

# **MERCED COUNTY REGIONAL WASTE MANAGEMENT AUTHORITY BOARD**

**July 16, 2009**

## **MINUTES**

The regular meeting of the **MERCED COUNTY REGIONAL WASTE MANAGEMENT AUTHORITY BOARD** held on Thursday, July 16, 2009, at the City of Livingston, Council Chambers, 1416 C Street, Livingston, California, was called to order by Vice-Chair Faul at 3:00 P.M.

### **DIRECTORS PRESENT**

Joan Faul  
Tommy Jones  
Johnny Mays  
Jerald O'Banion  
Joe Oliveira  
John Pedrozo (arrived at 3:12 p.m.)  
Bill Spriggs  
Daniel Varela

### **DIRECTORS ABSENT**

Deidre Kelsey  
Mike Nelson  
Hub Walsh

### **GUESTS AND MEMBERS OF THE PUBLIC**

Ken Baxter, Caltrans District 10  
Paul Fillebrown, Merced County Public Works  
Tom Grave, Citizens Advisory Committee  
Richard Jantz, Citizens Advisory Committee  
Larnold Jones, Merced County Transit – “The Bus”  
Steve Lopez, Citizen  
Alan McCuen, Caltrans District 6  
Stephanie Rivero, Board of Supervisors

### **STAFF PRESENT**

Jesse Brown, Executive Director  
Sam Chandler, Merced County Solid Waste  
Matt Fell, Senior Planner  
Robert Haden, Legal Counsel  
Marjie Kirn, Deputy Executive Director  
Robin Lamas, Administrative Assistant II  
Candice Steelman, Public Information Officer

**3. Oral Communications**

None.

**4. Consent Agenda**

- a. Minutes of the May 21, 2009 Merced County Regional Waste Management Authority Board meeting
- b. Membership Renewals of the Integrated Waste Management Local Task Force

Director O'Banion moved to approve the Consent Agenda.  
Seconded by Director Spriggs.

**MOTION CARRIED UNANIMOUSLY.**

**5. Minutes of the June 30, 2009 Integrated Waste Management Local Task Force meeting**

So noted.

**6. Revenue Enhancement Options Due to Falling Landfill Revenue**

Sam Chandler, Merced County Solid Waste, stated that this item was still under discussion. He has met with the Technical Review Board twice in regards to this item. Regional Waste Management staff will be looking at options to increase revenue for the landfill.

Director O'Banion move to continue this item to the August Merced County Regional Waste Management Authority Board meeting.  
Seconded by Director Jones.

**MOTION CARRIED UNANIMOUSLY.**

**7. Bulk Compost Price Increase**

So noted.

**8. Public Hearing – Consider Revising the Solid Waste Facility Fee Schedule for Administrative Purposes**

Jesse Brown stated a Public Hearing was needed to consider revising the Solid Waste Facility Fee Schedule for administrative purposes. This revision for administrative purposes only is to provide more streamlined customer service at each of the solid waste facilities. The proposed revision will generate less than \$5,000 annually and will not pose a significant impact to the facility customers.

Public Hearing Opened: 3:10 p.m.

Public Hearing Closed: 3:11 p.m.

After a Public Hearing where no comments were heard:

Director Mays moved to adopt by Resolution No. 2009/07-16-01 the Revised Solid Waste Facility Fee Schedule.

Seconded by Director Jones.

**MOTION CARRIED UNANIMOUSLY.**

**THERE BEING NO FURTHER BUSINESS OF THE MERCED COUNTY REGIONAL WASTE MANAGEMENT AUTHORITY BOARD, THAT PORTION OF THE MEETING WAS ADJOURNED AT 3:11 P.M.**

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Robin Lamas

Administrative Assistant II

## **TRANSIT JOINT POWERS AUTHORITY FOR MERCED COUNTY**

**July 16, 2009**

### **MINUTES**

The regular meeting of the **TRANSIT JOINT POWERS AUTHORITY FOR MERCED COUNTY** held on Thursday, July 16, 2009, at the City of Livingston, Council Chambers, 1416 C Street, Livingston, California, was called to order by Vice-Chair Faul at 3:11 P.M.

#### **DIRECTORS PRESENT**

Joan Faul  
Tommy Jones  
Johnny Mays  
Jerald O'Banion  
Joe Oliveira  
John Pedrozo (arrived at 3:12 p.m.)  
Bill Spriggs  
Daniel Varela

#### **DIRECTORS ABSENT**

Deidre Kelsey  
Mike Nelson  
Hub Walsh

#### **GUESTS AND MEMBERS OF THE PUBLIC**

Ken Baxter, Caltrans District 10  
Sam Chandler, Merced County Solid Waste  
Paul Fillebrown, Merced County Public Works  
Tom Grave, Citizens Advisory Committee  
Richard Jantz, Citizens Advisory Committee  
Steve Lopez, Citizen  
Alan McCuen, Caltrans District 6  
Stephanie Rivero, Board of Supervisors

#### **STAFF PRESENT**

Jesse Brown, Executive Director  
Matt Fell, Senior Planner  
Robert Haden, Legal Counsel  
Larnold Jones, Merced County Transit – “The Bus”  
Marjie Kirn, Deputy Executive Director  
Robin Lamas, Administrative Assistant II  
Candice Steelman, Public Information Officer

**9. Minutes of the June 18, 2009 Transit Joint Powers Authority for Merced County meeting**

Director Spriggs moved to approve the minutes of the June 18, 2009 Transit Joint Powers Authority for Merced County meeting.

Seconded by Director Oliveira.

**MOTION CARRIED UNANIMOUSLY.**

**Director Pedrozo arrived at the Transit Joint Powers Authority for Merced County meeting at 3:12 at which time Vice-Chair Faul turned over the gavel to him.**

**10. Independent Performance Audit of “The Bus” – Merced County Transit for the Period 2005 through 2008**

Director O’Banion moved to accept the 2005-2008 Transit System Performance Audit as presented.

Seconded by Director Oliveira.

**MOTION CARRIED UNANIMOUSLY.**

**11. Public Hearing – Disadvantaged Business Enterprise (DBE) Plan and Goal FY 2009/10 – Merced County Transit**

Larnold Jones stated the DBE Plan is required by the Federal Transit Administration each year. A public hearing is required to receive comments on the Plan.

Public Hearing Opened: 3:15 p.m.

Public Hearing Closed: 3:16 p.m.

After a Public Hearing where no comments were heard:

Director Faul moved to adopt Resolution 2009/07-16-02 approving the FY 2009/10 Disadvantaged Business Enterprise Plan and Goal.

Seconded by Director Mays.

**MOTION CARRIED UNANIMOUSLY.**

**THERE BEING NO FURTHER BUSINESS OF THE TRANSIT JOINT POWERS AUTHORITY FOR MERCED COUNTY, THAT PORTION OF THE MEETING WAS ADJOURNED AT 3:16 P.M.**

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Robin Lamas

Administrative Assistant II

## **MCAg GOVERNING BOARD**

**July 16, 2009**

### **MINUTES**

The regular meeting of the **MERCED COUNTY ASSOCIATION OF GOVERNMENTS GOVERNING BOARD** held on Thursday, July 16, 2009, at the City of Livingston, Council Chambers, 1416 C Street, Livingston, California, was called to order by Chair Pedrozo at 3:16 P.M.

#### **DIRECTORS PRESENT**

Joan Faul  
Tommy Jones  
Johnny Mays  
Jerald O'Banion  
Joe Oliveira  
John Pedrozo  
Bill Spriggs  
Daniel Varela

#### **DIRECTORS ABSENT**

Deidre Kelsey  
Mike Nelson  
Hub Walsh

#### **GUESTS AND MEMBERS OF THE PUBLIC**

Ken Baxter, Caltrans District 10  
Sam Chandler, Merced County Solid Waste  
Paul Fillebrown, Merced County Public Works  
Tom Grave, Citizens Advisory Committee  
Richard Jantz, Citizens Advisory Committee  
Larnold Jones, Merced County Transit – "The Bus"  
Steve Lopez, Citizen  
Alan McCuen, Caltrans District 6  
Stephanie Rivero, Board of Supervisors

#### **STAFF PRESENT**

Jesse Brown, Executive Director  
Matt Fell, Senior Planner  
Robert Haden, Legal Counsel  
Marjie Kirn, Deputy Executive Director  
Robin Lamas, Administrative Assistant II  
Candice Steelman, Public Information Officer

**12. Oral Report – Citizens Advisory Committee**

Richard Jantz gave the Citizens Advisory Committee report.

**13. Consent Agenda**

- a. Minutes of the June 18, 2009 Governing Board meeting
- b. Support Letter for Federal Tiger Discretionary Grant
- c. MCAG Disadvantaged Business Enterprise (DBE) Plan for FY 2009/10
- d. MCAG Performance Audit 2006-2008
- e. FY 2009-2010 Local Transportation Fund (LTF) Claim

Director Faul moved to approve the Consent Agenda.

Seconded by Director Varela.

**MOTION CARRIED UNANIMOUSLY.**

**14. Information/Discussion Only**

- a. Minutes of the July 8, 2009 Technical Review Board meeting
- b. Letter of July 7, 2009 from Tony Tavares, Interim District 10 Director

**15. Oral Report – San Joaquin Valley Housing Trust**

There was no San Joaquin Valley Housing Trust report available this month.

**16. Oral Report – Hwy 99 Business Plan Update**

Alan McCuen, Caltrans District 6, gave an in depth update on the Hwy 99 Business Plan.

**17. Oral Report - Caltrans**

Ken Baxter gave a report from Caltrans.

**18. Los Banos Bypass – Owner’s Request for Property Acquisition**

Jesse Brown gave a review of the request by Mr. Lopez for a hardship acquisition of his property, which is located in the path of the Los Banos Bypass. Mr. Lopez is requesting that money that is set-aside for Segment 1 of the Los Banos Bypass be used to purchase his property, which is in Segment 2 of the project. Mr. Lopez stated that at the time he purchased the property he was unaware of the Bypass Project going through the property. Also he stated the planning and building departments did not let him know that the Bypass Project would be going through his property.

The Directors requested staff obtain additional information from the building and planning departments on their procedures to notify persons before purchasing property that could be in the path of development, and additional cost information from Mr. Lopez.

Director O'Banion moved to continue this item until the August meeting for additional information and review.

Seconded by Director Oliveira.

**MOTION CARRIED UNANIMOUSLY.**

**19. One Voice**

Candice Steelman gave a review of the request from Education and Healthcare to take part in the One Voice Program.

Director O'Banion moved to approve the participation of Education and Healthcare in the One Voice Program.

Seconded by Director Jones.

**MOTION CARRIED UNANIMOUSLY.**

**20. 10-Year Plan to End Chronic Homelessness**

Director O'Banion directed staff to partner with Merced County Mental Health to apply for a Community Development Block Technical Assistance Grant to develop a 10 Year Plan to End Chronic Homelessness.

Seconded by Director Mays.

**MOTION CARRIED UNANIMOUSLY.**

**21. Transportation Development Act – Fare Box Ratio Requirements**

Director Jones moved to approve combining all the non-urbanized service required to meet the 10% ratio and determine that the fare box ratio was met.

Seconded by Director Faul.

**MOTION CARRIED UNANIMOUSLY.**

**22. Revision to the San Joaquin Valley Air Pollution Control District Memorandum of Understanding with the Eight San Joaquin Valley Council of Governments**

Director O'Banion moved to approve the adoption of the Memorandum of Understanding with the eight Regional Planning Agencies in the San Joaquin Valley and the San Joaquin Valley Air Pollution Control District with Merced County Association of Governments Governing Board Chairperson and Executive Director signatures.

Seconded by Director Oliveira.

**MOTION CARRIED UNANIMOUSLY.**

**23. Regional Transportation Plan Concept Report and Proposed Schedule**

Director Oliveira moved to approve the concept report and schedule for the 2010 Regional Transportation Plan Update.

Seconded by Director Faul.

**MOTION CARRIED UNANIMOUSLY.**

**24. Executive Directors' Report**

Jesse Brown handed out the Executive Directors' Report.

**25. Directors Report**

So noted.

**THERE BEING NO FURTHER BUSINESS OF THE MCAG GOVERNING BOARD  
THE MEETING WAS ADJOURNED AT 4:40 P.M.**

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Robin Lamas  
Administrative Assistant II