

Sunshine Canyon Landfill Local Enforcement Agency

Meeting Minutes

Special Meeting of the Board of Directors

Thursday, August 6, 2008

Room 1050 (10th Floor), Los Angeles City Hall

200 North Spring Street, Los Angeles, CA 90012

Board of Directors Present:

Chairperson Al Medina

Directors: Detrich Allen, David Honda, Councilmember Greig Smith

Others Present:

Wayne Tsuda – Division Director, City of Los Angeles Environmental Affairs Department

Ken Murray – Chief of Los Angeles County LEA

Keith Pritsker – Deputy City Attorney, City of Los Angeles

Michael Moore for Fred Pfaeffle – Deputy County Counsel, County of Los Angeles

Attendees with affiliations are given in the Appendix.

Call To Order

Chairperson Medina called the meeting to order at 1:10 pm.

Meeting Items Discussed

(Notice of SCL-LEA Board of Directors Meeting and Meeting Agenda is attached in the Appendix)

Item 1: Adoption of the minutes from the Board of Directors meetings on May 28, 2008 and June 5, 2008.

Board Action: Motion passed with unanimous approval by the Board.

Item 2: Adoption of replacement resolution appointing the Sunshine Canyon Landfill Local Enforcement Agency (SCL LIA) by the Board of Directors

SCL LEA Program Director briefed the Board of Directors on the California Integrated Waste Management Board (CIWMB) requested changes (reference to different code section) to the resolution appointing the SCL LEA to be the enforcement agency. A revised resolution was prepared and a motion to adopt the revised was requested by Chairman Medina.

Board Action: Motion passed with unanimous approval by the Board.

Item 3: Status Report on the SCL LEA Program

Mr. Tsuda reported that the SCL LEA program received temporary approval at the July 22, 2008 CIWMB meeting. The temporary approval was agreed upon between the CIWMB and the SCL LEA to allow the SCL LEA to conduct an internal evaluation of the efficiency and effectiveness of the one-year Program Manager rotation schedule. The CIWMB felt that a two to five year term would be better for the continuity and consistency of the LEA. The SCL LEA would conduct an evaluation nine months into the program and report to the Board of Directors on how the one-year rotation is working out. Certification will be good for two years, upon which the CIWMB will make another determination for full certification of the SCL LEA.

In response to a question by a Board member, Mr. Tsuda also discussed the mechanism for responding to complaints from the public.

Mr. Tsuda also reported on the first meeting (July 23, 2008) of the SCL LEA inspectional and supervisor staff. Mr. Tsuda commented that the SCL LEA staff is made up of very experienced and very well educated staff. Most had their REHS certification, and many also had advanced degrees in science and related topics, and that this group is going to be the best enforcement agency in the State.

Item 4: Discussion of mechanisms to fund expenses of the SCL LEA program and staff.

Mr. Tsuda described the estimated operating budget and projected time task allocation. Copies of the estimated budget and time task analysis were provided as handouts for the meeting. Mr. Tsuda also described the ongoing efforts between the County's and the City's financial entities to finalize the mechanisms to fund the expenses of the SCL LEA Program.

Mr. Tsuda also described the future oversight role of the SCL LEA Board of Directors as to the yearly program budget and approval of potential contractual services, such as a transcription service (e.g., court reporter) for the meetings, and also for contracted technical/other services. Budget for this current year has already been approved as part of the Enforcement Program Plan.

SCL LEA counsel, Keith Pritsker recommended that the City contracting procedures be utilized. Counsel, Michael Moore, indicated that the County recommends the least onerous method for contracting.

Board Directed Action Item: Board directed SCL LEA staff to bring back a proposal for financial expenditures, and that the budget be reviewed by City and County Auditor/Controller.

Item 5: Comments From the Public

Each speaker was limited to 3 minutes. The following individuals spoke during the Public Comment Period:

(1): Wayde Hunter – Representing City and County CAC, GHNNC, and NVC

Mr. Hunter emphasized that the strictest rules to apply and that oversight should not be weakened in any way with the formation of the combined LEAs. He also wanted all the hearings and approvals to be conducted.

Mr. Hunter raised the issue of the helicopter landing pads that are being proposed for use by the Fire Department. Mr. Hunter doesn't think that there are the appropriate permits for the three pads on the hillside that separates the community and the landfill operations. There were no public hearings and most of the "restrictions" on the use of the helicopter pads discussed by the Fire Department were verbal (no documents have been provided in writing). Mr. Hunter gives his support to the new SCL LEA, and wishes it to succeed. Mr. Pritsker emphasized that the SCL LEA does not have authority on land use issues and that the Planning Department is the appropriate forum.

(2): Arnold Sachs - A member of the public

Mr. Sachs wondered when item #4 will be brought back. Next meeting will be noticed by the SCL LEA Board of Directors. Mr. Pritsker indicated that the Technical Advisory Committee dealing with planning issues will be meeting separately and that would be the appropriate forum to deal with land use issues.

Item 6: The Board may adjourn to closed session to discuss personnel matters related to the appointment of a member of the fifth Director (Public Director)

No closed session was held.

Mr. Tsuda also reported on the status of the recruitment of the candidate for the 5th Board of Director. Currently, four resumes have been received and provided to the Board of Directors. Several others declined to be considered due to reasons of retirement, conflict of interest, and/or not having an active professional engineer's license. Mr. Tsuda will continue to see if there are any more viable candidates.

Board Directed Action Item: Chairperson Medina asked that Mr. Tsuda collect additional resumes and forward them for Board review. Mr. Tsuda was directed to set up a public session so that the Board of Directors can meet and interview the candidates as a group.

Item 11: Close of Meeting / Adjourn

The meeting adjourned at approximately 2:00 pm.

APPENDICES

Meeting Attendees / Sign In Sheet

Public Speaker Request Form

Notice of SCL-LEA Board of Directors Meeting and Meeting Agenda

Revised Resolution