

**Local Hazardous Waste Management Program
Management Coordination Committee
Meeting Minutes
Tuesday, December 15, 2009**

Attendees:

MCC

Jeff Gaisford, KCSWD, Chair
Tim Croll, SPU
Barbara Wright, PHSKC
Ron Hansen, SCA\City of Shoreline

Program Administration

Jay Watson
Liz Tennant

Program Partner Staff

Dave Galvin, KCWLRD
Mary Rabourn, KCWLRD
Ryan Kellogg, PHSKC
Rika Cecil, City of Shoreline
Trudy Rolla, PHSKC
Lauren Cole, KCSWD
Madelaine Yun, PHSKC
Paul Shallow, PHSKC
Emmanuel Riveria, KCWLRD

Guest

Gordon Wilson, FCS

Introductions:

- Introductions were made.

Review and Approve November 17, 2009 minutes:

- The November MCC minutes were approved with a these changes: under “Legislative update”, bullet two, line two, change the word “find” to the word “finance”. Under bullet six, line two, change the word “though” to the word “thought”.

Presentation Items:

Select Business Services (Janitorial workers & Landscapers)

- Emmanuel Riveria is the coordinator of this project and gave a powerpoint presentation.
- This project is mainly working in south King County and networking through community fairs and other community based gatherings.
- He is focused on educating janitors specifically to address their chemical handling and use of cleaners.
- The landscapers are very difficult to contact. We believe there may be discomfort, on their part, with having contact with government officials. Tim recommended using the list available from the transfer stations where many of the Latino landscapers pay by credit cards. Jeff suggested that the transfer station operators could also handout information to the landscapers.

- The MCC thanked Emmanuel for his presentation and his adaptability, and mentioned these were great programs for LHWMP to provide to the community.
- A copy of the presentation will be filed with these minutes.

Discussion Items:

Plan Update Status/Schedule:

- Jay reported that the Plan Update public review draft should now be posted on our Program's web site.
- Some public and staff comments were received through the scoping process and through making the draft available to staff before making it available to the public for review. Some of those comments have been addressed in this public review draft, and others remain to be addressed because of the additional time needed or the complexity of the comments.
- The version that was made available to the MCC didn't have the executive summary in it. The public review draft that is now available does have that executive summary in it. The executive summary encapsulates what the Program is doing now and what we will or might be doing in the future. This was extracted from each chapter of the Plan Update draft.
- With regard to the Implementation Plan, which is in Appendix A of the draft, Ecology wants as much detail as possible about what is actually being done and spent.
- That Implementation Plan is equivalent to the Program's Aggregated Annual Work Plan, which is composed of the annual budget and our individual project work plans. Jay will bring that 2010 Program Work Plan (Appendix A) to the MCC at the January meeting for approval as required of MCC by Board of Health code. The MCC members were amenable to this recommendation.
- The comment period for the public review draft will be until February 16th.
- The Plan Update download link to our Program web site will be e-mailed to our 650-person e-mail address list, and there will be at least two public notices/advertisements in a major newspaper.
- Jay will determine the number of copies to print. Jeff will provide the distribution list from KCSWD's plan update as a starting place to estimate how many copies should be printed and to whom they should be mailed.
- Jay will work with the BOH administrator on the Plan Update. He currently has a March presentation scheduled, as a placeholder, on the BOH calendar.

Financial Procedures Audit Report:

- Jay provided Dan Lawson's audit report to the MCC. Dan's conclusions are that the Program is currently in compliance with most of the recommendations, but there are questions about three of the recommendations.
- Recommendation #10 says that sewer service entities should report their payments to the Fund based on their Discharge Monitoring Reports. Our response is that it is not clear what the benefit of this recommendation is, other than to provide an audit trail for those payments. However, staff will look into this further to see what its ease of implementation is.

- Recommendation #11 says that SPU should charge the established PLV rate, and remit those receipts to the Program, as directed by BOH code. This may be a definitional difference between SPU and King Co. transfer station operators. Staff will look into this issue.
- Recommendation #12 says that the Program should base its solid waste surcharge on solid waste tonnage. Our response is that we disagree. We do not believe that solid waste tonnage is a good surrogate for hazardous waste. We do believe that solid waste volume might be the best available surrogate for hazardous waste and we will be exploring that as a possible change to our rate structure with our 2012 rate proposal. The auditor rescinded this recommendation after our explanation and alternative proposal were made.
- Jay will follow up with MCC on these recommendations.

2010 Program Work Plan:

- Jay asked the MCC to review the draft 2010 Program Work Plan. It is currently housed in the draft of the 2010 Plan Update. There it is called Appendix A, 2010 Implementation Plan, which is Ecology's preferred terminology.
- MCC is required by the BOH to approve an annual Program Work Plan. Jay will be taking feedback and will bring the final version to the MCC for approval at the January meeting.

Legislative Update:

- Jay reported about the mercury-containing lighting take back bill in Margaret Shield's absence.
- There is concern that this bill will not be approved by the legislature in 2010.
- The waste haulers are opposed to the product stewardship approach for mercury-containing lighting. Margaret and others are working on potential compromise language with the solid waste haulers.
- Tim and Jeff said that they have met with Waste Management regarding this bill and are attempting to get their support.
- If this bill does not advance, Margaret will put her efforts more towards the pharmaceutical bill, which is her other priority for this session.

Program Administrator's Evaluation Options:

- Jay presented his position description, a list of the 2010 goals that apply to his position, a draft list of actions that would address those goals, and two examples of evaluation from SPU and US Office of Pers. Mgt.
- Tim suggested that he was looking for what the Program would accomplish in 2010, not just what Jay would accomplish.
- Jay said he would keep working on this and report back to the MCC at the January meeting.

Options for a more equitable Program fee structure:

- Gordon Wilson, a utility rate consultant to the Program from FCS, gave an overview of an alternative to the solid waste portion of our fee structure. He is undertaking this

work to see if there is a more equitable way to set the fees paid by our ratepayers and that is not so administratively burdensome or costly that it becomes infeasible.

- Currently, the residential hazardous waste surcharge on solid waste is \$0.80 per month for single accounts and \$9.07 per month for commercial accounts.
- The equity question that has been posed by businesses is about the unfairness of a business that generates a small amount of hazardous waste paying the same monthly fee as a business that generates a large amount of hazardous waste.
- A second fairness question that arises with regard to multi-family housing is that some of those units are charged the residential rate, and some are charged a single commercial rate, if the housing unit shows up on the hauler's list of accounts as a business. Some multi-family complexes may have many units and are only paying a fraction of the rate that others are paying individually at a residential rate.
- After research and meeting with haulers, Gordon developed two realistic alternatives: a scaled rate based on solid waste volume, and a surcharge or percentage of the monthly bill rate. Both alternatives use information already collected by the haulers, so under both scenarios, the haulers would only have to change their billing equations.
- Additional work will be done on the proposals, as well as sensitivity analysis to see how these changes would impact the Program fund.
- This study will be formally presented to the MCC in mid-year for more discussion and possible approval for presentation to the BOH, along with the rate proposal.

Other:

- Jay reported that King County Wastewater Treatment Division (WTD) is planning for a rate increase in 2011 and had first asked us to delay our rate increase. They then asked us for our rate proposal by the end of 2009. The MCC was not inclined to delay our rate proposal preparation for 2012, recommended providing what rate increase information that we could to WTD, and asked to be kept informed about any additional pressure to delay our rate proposal.
- Jay presented Ron Hansen a gift card to Anthony's restaurant and a thank you card. He thanked him for his work on the MCC to support the Program, and particularly in helping get support from SCA for the pharmaceutical bill.

Decision Items:

- None

Next Meeting:

- The next MCC meeting will be held on **Monday, January 26th, 2010 in the 8th floor conference rooms at the King Street Center. Note the changed date and location.**
