



DEPARTMENT OF
PUBLIC WORKS

OFFICE OF THE DIRECTOR

CITY OF SACRAMENTO
CALIFORNIA

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ADMINISTRATION
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March 15, 1990

Law and Legislation Committee
Sacramento, California

HONORABLE MEMBERS IN SESSION:

**SUBJECT: RECOMMENDATION TO SUPPORT SB 1998 (BERGESON) RELATING TO THE SOLID WASTE
LOCAL GOVERNMENT TECHNICAL ADVISORY COMMITTEE**

SUMMARY

Assembly Bill 939 (Chapter 1095, Statutes of 1989) created the Integrated Waste Management Board to administer the comprehensive "California Integrated Waste Management Act of 1989". The six member, full-time Board does not include any local government representation. SB 1998 (Bergeson) would create a Local Government Technical Advisory Committee to the Board. This report recommends that the Law and Legislation Committee declare the City's support for SB 1998.

BACKGROUND

The California Integrated Waste Management Act of 1989 mandated a comprehensive reorganization of the State's solid waste management planning process. In addition to provisions establishing recycling goals for cities and counties, AB 939 reorganized the nine-member, part-time California Waste Management Board into a six-member, full-time Board. Membership consists of one representative of the private solid waste industry, one representative of a non-profit recycling organization and four public members with no specific expertise. Attempts by the League of California Cities and County Supervisors Association of California (CSAC) to amend the bill to include a local government representative were unsuccessful.

SB 1998, an urgency measure, would create the Local Government Technical Advisory Committee to the Waste Board. The Committee would serve as a liaison between local government and the Board, advise the Board on a variety of issues and assist the Board to develop programs directed towards local government. In light of the current regulatory process now underway to develop regulations to implement AB 939, Senator Bergeson's SB 1998 represents a timely and needed approach to ensure that cities' interests are adequately and formally addressed by the new Board.

SB 1998 is supported by the League and CSAC.

FINANCIAL REPORT

There will be no direct fiscal impact to the City as a result of SB 1998.

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MBE/WBE

Not applicable.

POLICY CONSIDERATIONS

Support for SB 1998 is consistent with City policy to ensure that local interests are adequately addressed by state and federal regulatory processes.

RECOMMENDATION

It is recommended that the Law and Legislation Committee declare the City's support for Senate Bill 1998 (Bergeson), which would create a Local Government Technical Advisory Committee to the Integrated Waste Management Board.

Respectfully submitted,

for Roberta Larson
Reginald Young
Deputy Director of Public Works.

RECOMMENDATION APPROVED:

Solon Wisham, Jr.
Solon Solon Wisham, Jr.
Assistant City Manager

Contact Person:
Roberta Larson, Administrative Services Officer
449-5877

APPROVED:

Melvin H. Johnson
Melvin H. Johnson
Director of Public Works

March 15, 1990
ALL DISTRICTS

RL2-LL3.15A

City of Sacramento
State Legislature

BILL REFERRAL

DATE: March 15, 1990 COMMITTEE ACTION: _____

TO: Mei Johnson, Public Works DATE: March 15, 1990

FROM: KENNETH EMANUELS, LEGISLATIVE ADVOCATE

REPLY NO LATER THAN: March 13, 1990

A.B. _____ As Amended _____ * Author _____

S.B. 1998 As Amended 2-14-90 * Author Bergeson

* Date of introduction or latest amendment

Please review the attached measure to determine its effect upon the City of Sacramento and complete the following questions as appropriate. During your analysis of this measure, if questions arise, please feel free to contact Ken Emanuels at 444-6789, FAX 444-0303, (1400 K Street, Suite 306, Sacramento, CA 95814.) This questionnaire should be returned to the City Attorney's Office for presentation to the Council Committee on Law and Legislation. **PLEASE LEAVE THE BILL ATTACHED TO THIS FORM**

NO RECOMMENDATION. If you think no Committee action on this bill should be taken, either because the bill is not of sufficient importance to the City or for any other reason, please mark here, do not fill out the rest of the form, and return this form to the City Attorney's Office. _____

PLEASE TYPE YOUR RESPONSE

1. Briefly describe the provisions of the bill (attach additional sheets if necessary).

Last year's AB 939 created a new, full-time, six-member Integrated Waste Management Board which does not contain any local government representative. SB 1998 (Bergeson) would create the Local Government Technical Advisory Committee to the Board.

2. Should this measure be: (Please circle desired position)

Supported

Opposed

Supported if Amended

Placed on Watch List

Other (explain)

3. Please explain your reasons for the above determination, including how this measure affects your Department and the fiscal impact of this measure to the City. (Your analysis will be used in communicating with the Governor and the Legislature, so please make your comments in a format that can be used in a letter to those officials.) (Attach additional sheets if necessary.)

It is unlikely that AB 939 can be amended to include local representation on the Waste Board itself. The Local Advisory Committee created in SB 1998 would be the next best thing. The Committee would serve as liaison between cities and counties and the Board, and assist the Board in the development of programs directed toward local government. This bill represents a timely and needed approach to ensure that the City's interests are adequately addressed by the Board, given the regulatory process now underway.

4. Specify the City's legislative policy guideline(s) applicable to this measure (if any).

None.

5. If this measure could be amended to either improve its favorable aspects or to minimize its adverse aspects, which amendments would you propose?

None.

6. List known support or opposition to this measure by groups with which you are familiar and include addresses and phone numbers, if known. League of California Cities position: Support.

7. Does this bill involve a State-mandated local program? If so, does the bill contain a State-mandated waiver, or an appropriation for allocation and disbursement to local agencies pursuant to Revenue and Taxation Code Section 2231?

No.

8. Using a rating scale of 1 to 10 (with 10 as the most important), how important do you think this bill is to the City of Sacramento. 8

FORM COMPLETED BY: Roberta Larson, Public Works DATE: 3/06/90

RL2-BIL3.A

Introduced by Senator Bergeson

February 14, 1990

An act to add Chapter 4 (commencing with Section 40700) to Part 1 of Division 30 of the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 1998, as introduced, Bergeson. Solid Waste: Local Government Technical Advisory Committee.

Under existing law, the California Integrated Waste Management Board is required to administer the California Integrated Waste Management Act of 1989. Existing law provides for the Source Reduction Advisory Committee to make specified recommendations to the board relating to source reduction.

This bill would create the Local Government Technical Advisory Committee in the board, whose members would be appointed, as specified, by the board for terms of 2 years. The bill would specify the duties of the advisory committee.

The bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Chapter 4 (commencing with Section
- 2 40700) is added to Part 1 of Division 30 of the Public
- 3 Resources Code, to read:

1 CHAPTER 4. LOCAL GOVERNMENT TECHNICAL
2 ADVISORY COMMITTEE

3
4 Article 1. Definitions

5
6 40700. The following definitions govern the
7 construction of this chapter.

8 40701. "Advisory committee" or "committee" means
9 the Local Government Technical Advisory Committee
10 created pursuant to Section 40705.

11
12 Article 2. Membership

13
14 40705. The Local Government Technical Advisory
15 Committee is hereby created in the board.

16 40706. The board shall appoint the members of the
17 advisory committee, who shall serve a two-year term and
18 until the appointment and qualification of their
19 successors.

20 40707. The advisory committee shall consist of the
21 following members:

22 (a) One member who shall represent cities, who is
23 experienced in the collection phase of solid waste
24 management.

25 (b) One member who shall represent counties, who is
26 experienced in the collection phase of solid waste
27 management.

28 (c) One member who shall represent cities, who is
29 experienced in the disposal phase of solid waste
30 management.

31 (d) One member who shall represent counties, who is
32 experienced in the disposal phase of solid waste
33 management.

34 (e) One member who shall represent cities, who is
35 experienced in source reduction and recycling.

36 (f) One member who shall represent counties, who is
37 experienced in source reduction and recycling.

38 (g) One member who shall represent cities, who is
39 experienced in solid waste management planning.

40 (h) One member who shall represent counties, who is

- 1 experienced in solid waste management planning.
2 (i) One member who is an elected city official.
3 (j) One member who is a member of a county board
4 of supervisors.

5
6 Article 3. Duties
7

8 40710. The advisory committee shall meet not less
9 than once each calendar quarter and more frequently as
10 determined by the board.

11 40711. The advisory committee shall perform the
12 following tasks:

13 (a) Provide a direct liaison between the board and
14 local governments.

15 (b) Advise the board of potential impacts of proposed
16 board policies on local solid waste programs.

17 (c) Review proposed regulations on solid waste
18 activities and report findings of discrepancies,
19 inconsistencies, and impacts to the board.

20 (d) Assist the board in analyzing impacts of statewide
21 programs in municipal solid waste management on local
22 solid waste programs.

23 (e) Assist the board in the development of incentive
24 and grant programs to achieve integrated waste
25 management objectives.

26 (f) Assist the board in determining strategies to
27 improve compliance with solid waste operating
28 standards.

29 (g) Assist the board in identifying and collecting
30 information on regional approaches to integrated waste
31 management and assist in the development of strategies
32 for implementation of programs.

33 (h) Assist the board in development of integrated
34 waste management regulations as they impact municipal
35 solid waste collection systems.

36 SEC. 2. This act is an urgency statute necessary for
37 the immediate preservation of the public peace, health,
38 or safety within the meaning of Article IV of the
39 Constitution and shall go into immediate effect. The facts
40 constituting the necessity are:

1 In order to implement the California Integrated Waste
2 Management Act of 1989 and to provide the California
3 Integrated Waste Management Board with the best
4 available information for that purpose at the earliest
5 possible time, it is necessary that this act take effect
6 immediately.

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