



CERTIFIED  
COPY

11/11/11

1 AFTERNOON SESSION, FEBRUARY 16, 1989

2  
3 CALIFORNIA WASTE MANAGEMENT BOARD

4  
5 VICE CHAIRMAN MOSCONE: WE WILL PROCEED WITH  
6 SOME OF THESE. I SEE WE STILL HAVE SET ASIDE FOR  
7 THURSDAY NO. 22. I UNDERSTAND MCNALLY WILL NOT BE HERE  
8 TILL 3:30. WE'LL TAKE SOME OF THESE ITEMS UP TO 3  
9 O'CLOCK AND THEN HAVE OUR CLOSED SESSION AND THEN GET  
10 BACK TO MCNALLY. BUT WE'LL START WITH ITEM NO. 21,  
11 UPDATE ON LEGISLATION, AND THEN JUMP BACK UP TO 13.

12 MS. JACKSON: GOOD AFTERNOON, MR. CHAIRMAN,  
13 BOARD MEMBERS. I'VE GIVEN ALL OF YOU A SMALL PACKET,  
14 THREE BILLS, ALL THREE OF WHICH YOU'VE SEEN THE LAST TWO  
15 MONTHS.

16 THERE'S AN ANALYSIS ON AB 4, WHICH IS THE  
17 EASTIN BILL ON PROCUREMENT; AN ANALYSIS ON AB 80, WHICH  
18 IS THE FORMER AB 3298 RECYCLING BILL FROM LUCY KILLEA;  
19 AND, LAST, SB 12 BY SENATOR ROBBINS, WHICH IS A BILL  
20 WHICH IS FOR A HALF MILE -- THEY PROPOSE A HALF MILE  
21 BETWEEN THE LOCATION OF A LANDFILL AND RESIDENTIAL  
22 RESIDENTS.

23 AND THE TWO BILLS THAT WE GAVE YOU THAT ARE  
24 NOT ANALYZED IS AB 449 BY ASSEMBLY MEMBER DENNIS BROWN.  
25 THIS IS A BILL THAT WOULD GIVE A \$100,000 TAX CREDIT TO A

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 QUALIFIED PROPERTY, BASICALLY DE-INKING EQUIPMENT  
2 UTILIZED IN THE PRODUCTION OF FINE QUALITY PAPER.

3 I CALLED THE AUTHOR'S OFFICE AND SPOKE TO  
4 STAFF ABOUT THIS BILL THIS MORNING TO SEE IF I COULD FIND  
5 MORE ABOUT THE REASONS AS TO WHY THEY INTRODUCED THIS  
6 BILL. AND AT THIS TIME, THEY'RE CHECKING BECAUSE HE IS  
7 SPONSORING A BILL HIMSELF, DENNIS BROWN IS. THEY DON'T  
8 SEEM TO HAVE ANY TYPE OF A DISTRICT PROBLEM, BUT HE DOES  
9 WANT TO HAVE THE RECYCLING BILL. SO THEY'RE OPEN FOR  
10 SUGGESTIONS, AND THEY THOUGHT A TAX CREDIT BILL WOULD BE  
11 THE FIRST WAY TO GO. SO THAT WOULD BE MORE TO COME NEXT  
12 MONTH WHEN WE FIND OUT MORE ABOUT THIS BILL.

13 THE SECOND BILL, SENATE BILL 429 BY SENATOR  
14 TORRES IS A BILL TO CHANGE THE CONFIGURATION OF THE  
15 BOARD --

16 BOARD MEMBER VARNER: JOELLEN, DID I HEAR YOU  
17 SAY THAT HE DID NOT WANT A RECYCLING BILL?

18 MS. JACKSON: HE DOES WANT A RECYCLING BILL, AND  
19 HIS FIRST STEP IN DOING SOMETHING FOR RECYCLING IS TO  
20 INTRODUCE A TAX CREDIT BILL. THIS IS HIS FIRST STAB.  
21 RIGHT.

22 THE SECOND BILL I HANDED YOU WAS SENATE  
23 BILL 429 BY SENATOR TORRES. THIS IS A BILL TO CHANGE THE  
24 CONFIGURATION OF THE BOARD FROM A NINE-MEMBER BOARD TO A  
25 FIVE-MEMBER BOARD, TO MAKE IT A FULL-TIME BOARD. THIS IS

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 ONE OF TWO BILLS THAT WILL BE COMING OUT WITH THIS  
2 SUBJECT MATTER.

3 THE SECOND ONE IS A BILL BY ASSEMBLYWOMAN  
4 LUCY KILLEA THAT DOES SOMETHING VERY SIMILAR TO THIS.  
5 THAT BILL IS STILL IN COUNCIL, AS ALL THE REST OF THE  
6 BILLS ARE, SO WE HAVE NO MORE TO SHARE WITH YOU AT THIS  
7 TIME; HOWEVER, WE DO KNOW THAT 6300 BILLS WERE PUT INTO  
8 COUNCIL.

9 AND AS YOU CAN IMAGINE, THE DEPUTIES THERE  
10 ARE GOING QUITE CRAZY WITH THE HEAVY WORKLOAD, AND SO  
11 THEY'RE NOT ROLLING OUT AS QUICKLY AS WE'D LIKE TO SEE  
12 THEM ROLL OUT, BUT WE'RE AWARE OF ABOUT 10 OR 15, 20 MORE  
13 THAT THE BOARD WILL BE INTERESTED IN, BUT I DON'T HAVE A  
14 PRINT FORM TO SHOW YOU AT THIS TIME.

15 BOARD MEMBER BREMBERG: HAS THE DEADLINE PASSED  
16 FOR INTRODUCTION?

17 MS. JACKSON: PARDON ME? NO. OH, NO. THE  
18 INTRODUCTION DATE IS IN MARCH. SO WE HAVE ABOUT THREE  
19 MORE WEEKS YET. OKAY. ANY QUESTIONS?

20 BOARD MEMBER BEAUTROW: I THOUGHT THERE WERE  
21 SEVERAL BILLS THAT WERE INTRODUCED TO LIMIT THE NUMBER OF  
22 BILLS THAT COULD BE INTRODUCED. YOU REMEMBER THAT ONE?

23 MS. JACKSON: THEY WERE GOING TO TRY TO HAVE A  
24 RULE CHANGE -- THAT WOULD BE A RULE CHANGE, NOT A  
25 STATUTORY CHANGE -- TO LIMIT THE NUMBER OF BILLS THAT

BETH C. DRAIN, CSR 7152



1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers*  
*reporting service*

1 MEMBERS COULD INTRODUCE. THAT WAS NOT DONE, BUT IT WAS  
2 SUGGESTED IN BOTH HOUSES THAT MEMBERS TRY, IF THEY COULD,  
3 TO LIMIT THEIR BILL LOAD, BUT APPARENTLY THAT DIDN'T  
4 HAPPEN WITH ALL MEMBERS.

5 BOARD MEMBER BREMBERG: DON'T HAVE ANY  
6 SELF-DISCIPLINE, DO THEY? I SAID IT; YOU DIDN'T HAVE TO.

7 BOARD MEMBER BEAUTROW: THE LAFOLLETTE,  
8 ACCORDING TO THE REFUSE NEWS, THERE IS -- SAID SHE'S  
9 GOING TO INTRODUCE A BILL TO ALL CALIFORNIA HOMEOWNERS  
10 WOULD KNOW THE TRUE COST OF WASTE. HAVE WE SEEN ANYTHING  
11 ON THAT YET?

12 MS. JACKSON: I HAVE DRAFT LANGUAGE BEFORE THAT  
13 BILL WHEN WE WORKED WITH HER STAFF. IT'S A HOUSEHOLD  
14 HAZARDOUS WASTE BILL, AND SHE WANTS EVERY PERSON IN THE  
15 STATE OF CALIFORNIA TO RECEIVE SOME SORT OF AN ITEMIZED  
16 BILLING TO LET THEM KNOW HOW MUCH IT COSTS TO DISPOSE OF  
17 THEIR TRASH.

18 BOARD MEMBER BREMBERG: I THOUGHT IT WAS JUST  
19 HOUSEHOLD WASTE, NOT HAZARDOUS.

20 MS. JACKSON: JUST FOR HOUSEHOLD HAZARDOUS  
21 WASTE.

22 BOARD MEMBER BREMBERG: HOUSEHOLD HAZARDOUS, NOT  
23 JUST HOUSEHOLD?

24 MS. JACKSON: NO.

25 BOARD MEMBER BREMBERG: BECAUSE THE COST IS



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 DIFFERENT.

2 MS. JACKSON: THAT'S CORRECT, AS WE DISCUSSED  
3 WITH CHRIS CAMPBELL.

4 BOARD MEMBER BREMBERG: WHY DOESN'T SHE DO BOTH?

5 MS. JACKSON: RIGHT NOW SHE HAS A SPECIFIC  
6 INTEREST IN HOUSEHOLD HAZARDOUS WASTE. SHE ATTENDED THE  
7 INTERIM MEETING THAT SALLY TANNER HAD ON HOUSEHOLD  
8 HAZARDOUS WASTE, AND HER INTEREST WAS PEAKED, AND SHE  
9 DECIDED TO INTRODUCE A BILL ALONG THAT SUBJECT LINE.

10 BOARD MEMBER BEAUTROW: WHAT'S HAPPENING WITH  
11 THE TIRE BILL AS REJUVENATED? I READ SOMEPLACE WHERE THE  
12 DOLLAR FEE HAS NOW BEEN REDUCED TO 50 CENTS.

13 MS. JACKSON: THAT'S CORRECT.

14 BOARD MEMBER BEAUTROW: WHERE DOES THAT STAND?

15 MS. JACKSON: THAT BILL IS IN LEG. COUNCIL.

16 BOARD MEMBER BREMBERG: ALONG WITH LOTS OF  
17 OTHERS. WHAT DO YOU WANT US TO DO NOW?

18 MS. JACKSON: ANY FURTHER QUESTIONS? IF NOT,  
19 THAT CONCLUDES MY PRESENTATION ON LEGISLATION. THANK  
20 YOU.

21 VICE CHAIRMAN MOSCONE: THANK YOU, JOELLEN.

22 ITEM NO. 13, ACCEPTANCE OF FINAL GUIDELINES  
23 FOR THE COORDINATION OF REGULATIONS FOR SOLID WASTE  
24 LANDFILL CLOSURE AND POSTCLOSURE MAINTENANCE UNDER AB  
25 2448.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 MR. IWAHRO: MR. CHAIRMAN, YESTERDAY WE WERE  
2 TALKING A LITTLE BIT ABOUT THIS, THE FACT THAT WE NEEDED  
3 COORDINATION BETWEEN VARIOUS AGENCIES WITH REGARD TO  
4 REGULATIONS FOR 2448. AND I BELIEVE MR. EOWAN ALLUDED TO  
5 THE FACT THAT WE DO HAVE THIS COORDINATION GOING ON, AND  
6 THERE'S A REQUIREMENT THAT WE HAVE THIS ADVISORY  
7 COMMITTEE MADE UP OF PEOPLE FROM THOSE VARIOUS AGENCIES  
8 AS WELL AS THE PUBLIC.

9 AND THEY HAVE COMPLETED THEIR WORK IN TERMS  
10 OF SETTING UP GUIDELINES FOR US TO LOOK AT IN DEVELOPING  
11 OUR REGULATIONS, AND SO WE ARE PRESENTING THIS ON THEIR  
12 BEHALF. IN TERMS OF A REPORT, THERE IS NO ACTION THAT'S  
13 REQUIRED BY THE BOARD AS FAR AS ITS CONCERN IN TERMS OF  
14 ANY KIND OF APPROVAL OR ANYTHING LIKE THAT. IT'S JUST A  
15 MATTER OF FACT THAT THEY HAVE THIS REPORT, THEY WILL BE  
16 SUBMITTING IT TO THE GOVERNOR AND TO THE LEGISLATURE.

17 BUT WE THOUGHT IT WOULD BE THE THING TO DO  
18 TO MAKE SURE THAT YOU ARE AWARE OF WHAT IT IS AND THAT  
19 YOU WILL BE USING IT AS A GUIDE. AND WE, OF COURSE,  
20 STAFF, ARE USING IT AS A GUIDE IN DEVELOPING THE  
21 REGULATIONS. BILL ORR WILL KIND OF SUMMARIZE WHAT THESE  
22 GUIDELINES ARE.

23 VICE CHAIRMAN MOSCONE: BEFORE I FORGET IT, I  
24 THINK THIS WOULD BE A GOOD THING TO MENTION, THAT THIS  
25 TASK FORCE MEETING NEXT WEEK. I GUESS THEY PROBABLY

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 THINK THAT, YOU KNOW, THERE'S SO MANY AGENCIES, AND I  
2 THINK WE SHOULD SHOW THAT WE ARE DOING SOMETHING AND  
3 WORKING TOGETHER ON ALL OF THE THINGS THAT AFFECT MORE  
4 THAN ONE AGENCY.

5 BILL.

6 MR. ORR: THANK YOU, MR. CHAIRMAN AND BOARD  
7 MEMBERS. GOOD AFTERNOON. I PRESENTED A DOCUMENT THAT  
8 REPRESENTED A CONDITIONALLY APPROVED COPY OF THE  
9 GUIDELINES TO YOU AT THE DECEMBER BOARD MEETING, AND I  
10 PROMISED TO BRING BACK TO YOU ANY CHANGES THAT WERE MADE  
11 IN THAT DOCUMENT TO REFLECT COMMENTS FROM THE ADVISORY  
12 COMMITTEE.

13 I WOULD LIKE TO HIGHLIGHT THOSE CHANGES FOR  
14 YOU THIS AFTERNOON; BUT, IN ADDITION, BECAUSE OF THE  
15 DISCUSSION AT YESTERDAY'S MEETING, I THOUGHT I MIGHT ALSO  
16 GO INTO SOME OF THE COORDINATION ASPECTS OF THE  
17 GUIDELINES FOR EMPHASIS AS WELL.

18 THE GUIDELINES WERE CONDITIONALLY APPROVED  
19 IN NOVEMBER, AND THESE GUIDELINES THAT YOU SEE HERE TODAY  
20 WERE REPRESENTED TO THE ADVISORY COMMITTEE AT THEIR  
21 JANUARY 10, 1989, MEETING DOWN IN ORANGE COUNTY.

22 IN TERMS OF THE WAY THAT THE GUIDELINES  
23 DOCUMENT IS STRUCTURED, IT'S DIVIDED INTO A SECTION THAT  
24 DESCRIBES THE VARIOUS JURISDICTIONS OF AGENCIES REGARDING  
25 CLOSURE AND POSTCLOSURE MAINTENANCE OF LANDFILLS. NOW,

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 THAT INCLUDES THE AUTHORITIES OF THE STATE WATER BOARD  
2 AND REGIONAL WATER BOARDS IN THE WATER CODE. IT WOULD  
3 ALSO INCLUDE THE DEPARTMENT OF HEALTH SERVICES'  
4 INVOLVEMENT IN WASTE AREAS UNDER THE HEALTH AND SAFETY  
5 CODE, INCLUDES SEVERAL PROVISIONS, ESPECIALLY THE SWAT  
6 MONITORING REQUIREMENTS IN THE HEALTH AND SAFETY CODE  
7 THAT'S BEING IMPLEMENTED BY THE STATE AIR BOARD AND THE  
8 LOCAL AIR DISTRICTS, AND THEN IT ALSO DESCRIBES THE  
9 AUTHORITY OF THIS BOARD AND THE LOCAL ENFORCEMENT  
10 AGENCIES IN THE AREA OF CLOSURE AND POSTCLOSURE  
11 MAINTENANCE.

12 THEN THE RECOMMENDATIONS OF THE COMMITTEE  
13 ARE DIVIDED UP INTO FOUR AREAS. THE FIRST AREA IS TO  
14 ASSIST, NOT JUST THE CALIFORNIA WASTE MANAGEMENT BOARD,  
15 BUT ANY OF THE AGENCIES IN ADOPTING CLOSURE AND  
16 POSTCLOSURE REGULATIONS. RATHER THAN JUST FOCUS ON A  
17 PROCESS THAT WILL BE USED IN OUR EFFORT CURRENTLY, WE  
18 THOUGHT THAT A MODEL FOR COORDINATION AMONG THE AGENCIES  
19 WOULD BE VALUABLE WHENEVER, SAY, THE WATER BOARD OR THE  
20 AIR BOARD CONTEMPLATED CHANGING THEIR RESPECTIVE  
21 REGULATIONS. SO THAT INCLUDES PARTICULAR PROCESSES FOR  
22 DESIGNATING A PERSON FROM EACH AGENCY TO REVIEW THE  
23 REGULATIONS THAT ARE BEING DEVELOPED FOR CLOSURE AND  
24 POSTCLOSURE MAINTENANCE, HAVING A PERSON THAT WOULD BE  
25 TECHNICALLY VERSED IN THE AREAS RELATING TO CLOSURE AND

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 POSTCLOSURE AND MAYBE BE ABLE TO WORK OUT SOME OF THE  
2 ACTUAL DETAILS OF HOW TO GO ABOUT REGULATING THE CLOSURE  
3 AND POSTCLOSURE MAINTENANCE OF LANDFILLS.

4 THE SECOND PART WOULD BE A FOLLOW-UP TO  
5 THAT ONCE THE REGULATIONS ARE IN PLACE. THERE WOULD ALSO  
6 BE THE NEED TO CONTINUE TO COORDINATE THE IMPLEMENTATION  
7 OF THE SPECIFIC TASKS THAT ARE SPELLED OUT IN THE  
8 REGULATIONS, AND THAT WOULD INCLUDE THINGS LIKE THE  
9 AGENCIES MUTUALLY REVIEWING AND DISCUSSING THEIR COMMENTS  
10 ON THE VARIOUS CLOSURE PLANS. I'M GOING TO ZOOM IN ON  
11 THAT A LITTLE BIT IN A SECOND.

12 THE THIRD AREA WOULD BE IN TERMS OF  
13 EXCHANGING INFORMATION. AND THIS WOULD INCLUDE  
14 CORRESPONDENCE RELATING TO CLOSURE AND POSTCLOSURE  
15 MAINTENANCE, BUT OTHER TYPES OF DOCUMENTS THAT THE  
16 VARIOUS AGENCIES MAY PRODUCE, SUCH AS WASTE DISCHARGE  
17 REQUIREMENTS, CORRESPONDENCE AND COMMENT TO VARIOUS  
18 PLANS, LOCAL LAND USE-TYPE DOCUMENTS, AND ANYTHING THAT  
19 ANY OF THE AGENCIES THAT ARE INVOLVED IN THE CLOSURE AND  
20 POSTCLOSURE MAINTENANCE OF THE LANDFILLS MAY UNDERTAKE  
21 WOULD BE AVAILABLE READILY TO THE OTHER AGENCIES SO THAT  
22 THEY WOULD KNOW WHAT THE OTHER HAND IS DOING.

23 AND THEN, FINALLY, THE LAST AREA OF THIS  
24 DOCUMENT HAS A RECOMMENDATION REGARDING FOLLOW-UP ON HOW  
25 THE IMPLEMENTATION OF THESE ACTIVITIES OCCURRED, AND THIS



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers  
reporting service*

1 IMPLEMENTATION OF TASKS ON THE SECOND SECTION OF THE  
2 RECOMMENDATIONS. AND THE FIRST SECTION THERE IS  
3 RECOMMENDATION 5, WHICH DESCRIBES THE REVIEW OF THE  
4 PRELIMINARY CLOSURE PLANS THAT ARE -- THAT WE'RE PURSUING  
5 TO ADOPT REGULATIONS UNDER.

6 AND YOU WILL NOTICE THAT IN ALL THREE OF  
7 THE APPROVING AGENCIES, THE CALIFORNIA WASTE MANAGEMENT  
8 BOARD, THE LOCAL ENFORCEMENT AGENCY, AND THE REGIONAL  
9 WATER BOARD WILL BE RECEIVING A COPY OF THE CLOSURE PLAN  
10 FROM THE OPERATOR. AND EACH PLAN WILL BE REVIEWED  
11 SIMULTANEOUSLY BY EACH OF THE AGENCIES, WHICH -- ONE OF  
12 THE PROBLEMS THAT WE'VE SEEN CURRENTLY HAS BEEN MORE OF A  
13 SEQUENTIAL REVIEW, WHERE ONE AGENCY MIGHT GET A PLAN  
14 EARLIER THAN ANOTHER AND THE OPERATOR MAY BELIEVE THAT  
15 THEY HAVE RESOLVED ALL OF THE CONCERNS OF THAT AGENCY,  
16 ONLY TO FIND OUT THAT THEY HAVE ADDITIONAL REQUIREMENTS  
17 TO MEET BY ANOTHER AGENCY. SO BY HAVING THIS  
18 SIMULTANEOUS REVIEW, WE BELIEVE THAT THIS SHOULD  
19 FACILITATE ANSWERING ALL THE QUESTIONS AT ONE TIME.

20 NOW, EACH OF THE APPROVING AGENCIES FOR A  
21 PRELIMINARY PLAN WILL HAVE 60 DAYS TO REVIEW THE PLAN TO  
22 DETERMINE WHETHER IT'S A COMPLETE PLAN; AND IF IT'S NOT,  
23 IT WILL HAVE TO PREPARE A LIST OF CONCERNS ABOUT WHAT  
24 WOULD NEED TO BE DONE TO MAKE THE PLAN COMPLETE. AND IT  
25 WON'T STOP THERE BECAUSE ALL OF THE AGENCIES THEN WILL

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 SUBMIT THEIR COMMENTS TO THE CALIFORNIA WASTE MANAGEMENT  
2 BOARD. THE STAFF OF THE BOARD WILL LOOK AT THE COMMENTS  
3 FOR CONSISTENCY PURPOSES; AND IF THERE ARE SOME ISSUES  
4 THAT ARE NOT CONSISTENT FROM THE COMMENTS OF THE  
5 DIFFERENT AGENCIES, THEN A MEETING BETWEEN THE AGENCIES  
6 WILL BE CONVENED TO TRY TO WORK OUT THE CONCERN BEFORE  
7 IT'S EVEN TRANSMITTED TO THE OPERATOR.

8 IF THERE ARE NO PROBLEMS WITH CONSISTENCY,  
9 THERE WOULD SIMPLY BE A COVER LETTER TRANSMITTING THE  
10 COMMENTS TO THE OPERATOR FROM ALL OF THE AGENCIES.  
11 HOPEFULLY, IF THERE WAS A CONCERN, IT COULD BE RESOLVED  
12 BETWEEN THE AGENCIES AND A JOINT KIND OF A LETTER WOULD  
13 BE SENT TO THE OPERATOR WITH THE PARTICULAR CONCERN.

14 THEN EACH OF THE AGENCIES HAS ADDITIONAL  
15 TIME TO PROCEED TO ACTUALLY APPROVE THE PLAN. NOW, ONE  
16 OF THE THINGS THAT WE'RE MOST FAMILIAR WITH HERE IS THE  
17 40-DAY CLOCK WITHIN WHICH TIME WE HAVE TO ACT ON A PERMIT  
18 TO CONCUR OR OBJECT ON THAT PERMIT. THIS WOULD ALLOW A  
19 60-DAY TIME FRAME IN WHICH TO HAVE A DECISION IN TERMS OF  
20 APPROVAL OR DISAPPROVAL. THAT, HOPEFULLY, WILL GIVE US A  
21 LITTLE MORE FLEXIBILITY IN TERMS OF BEING ABLE TO GET A  
22 PLAN ON A PARTICULAR AGENDA, DEPENDING ON HOW THE  
23 MEETINGS ARE SPACED. SO THAT'S WHAT THE LOCAL  
24 ENFORCEMENT AGENCY AND THE REGIONAL BOARD WILL HAVE.

25 NOW, HERE IN SACRAMENTO, BECAUSE THE WASTE



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 BOARD HAS TO DETERMINE WHETHER THE PARTICULAR FINANCIAL  
2 MECHANISM IS ACCEPTABLE TO THE BOARD, THERE WOULD BE AN  
3 ADDITIONAL 60 DAYS OR A TOTAL OF 180 DAYS BY WHICH THE  
4 CALIFORNIA WASTE MANAGEMENT BOARD WOULD HAVE TO MAKE  
5 THEIR DECISION AS TO WHETHER THE ENTIRE PACKAGE, THE  
6 CLOSURE PLAN AND THE FINANCIAL MECHANISM, COULD BE  
7 APPROVED OR WOULD HAVE TO BE DISAPPROVED.

8 VICE CHAIRMAN MOSCONE: BILL, MR. VARNER HAS A  
9 QUESTION.

10 BOARD MEMBER VARNER: YEAH. I HATE TO INTERRUPT  
11 YOU HERE, BUT I NEED -- ONE QUESTION I HAVE. HAS THIS  
12 APPROACH BEEN MADE TO THE OTHER AGENCIES INVOLVED? HAS  
13 THIS BEEN TALKED ABOUT?

14 MR. ORR: YEAH, DEFINITELY. THE REPRESENT --

15 BOARD MEMBER VARNER: AND HOW DID THEY FEEL  
16 ABOUT IT?

17 MR. ORR: WELL, THROUGH THE DISCUSSIONS WITH THE  
18 ADVISORY COMMITTEE, THE REPRESENTATIVES THAT ARE SITTING  
19 ON THE ADVISORY COMMITTEE SPECIFICALLY REPRESENT THE  
20 STATE WATER RESOURCES CONTROL BOARD AND THE AIR RESOURCES  
21 BOARD AND THE DEPARTMENT OF HEALTH SERVICES, AND SEVERAL  
22 DRAFTS OF THIS DOCUMENT WERE SENT OUT TO THEM. AND THE  
23 DATES, THE TIME FRAMES THAT YOU SEE THERE TODAY ARE THE  
24 ONES THAT WERE AGREED ON BY ALL OF THE ADVISORY COMMITTEE  
25 MEMBERS AND WERE CONSISTENT WITH A PROCESS THAT THEY

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 WOULD HAVE EITHER IN STATUTE OR REGULATIONS FOR DEALING  
2 WITH PERMIT-TYPE ISSUES. SO WE HAD SOME DIFFERENT TIME  
3 FRAMES WHEN WE STARTED OUT, AND WE RECEIVED COMMENTS FROM  
4 SOME OF THE OTHER AGENCIES. SO THE TIME FRAMES THAT WE  
5 SEE IN THIS FINAL DOCUMENT ARE CONSISTENT WITH THE  
6 COMMENTS OF THE OTHER AGENCIES. SO TO THAT EXTENT, I  
7 BELIEVE THEY'RE BUYING OFF ON THEM.

8 BOARD MEMBER VARNER: I TELL YOU WHY I RAISE  
9 THIS BECAUSE I RAISED THIS VERY QUESTION IN THE LAST  
10 SENATE TASK FORCE MEETING, AND MAYBE I DIDN'T UNDERSTAND  
11 THE GENTLEMAN'S REPLY, BUT THE GENTLEMAN FROM THE WATER  
12 BOARD EXPRESSED RESERVATIONS. I DON'T KNOW IF HE WAS  
13 THINKING IN THE SAME DETAIL AS YOU ARE, BUT HE EXPRESSED  
14 RESERVATIONS OF WHETHER OR NOT SOMETHING LIKE THAT COULD  
15 BE DONE. SO THAT'S WHY I'M ASKING. MAYBE IT WAS A --  
16 BECAUSE WE COULDN'T GO INTO DETAIL, BUT THIS WAS PUBLICLY  
17 STATED THAT HE WASN'T OPPOSED TO IT, BUT HE DOUBTED THAT  
18 IT COULD BE DONE IN THE WAY IN WHICH YOU ARE TALKING  
19 ABOUT.

20 IN OTHER WORDS, IN HIS COMMENT WENT  
21 SOMETHING LIKE THAT THE WATER BOARD IS GOING TO DO THEIR  
22 THING OR THOUGHT THEY HAD TO DO OR WHAT HAVE YOU, AND  
23 THAT'S WHY I'M ASKING IF THIS DISCUSSION HAS BEEN HAD  
24 WITH THESE PEOPLE, AND IF THEY EXPRESSED ANY SUCH  
25 CONCERNS AS THAT TO YOUR KNOWLEDGE?

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 MR. ORR: NOT SINCE WE'VE INCORPORATED THIS. I  
2 MEAN THE WORKLOAD IS GOING TO BE HEAVY FOR ALL THE  
3 AGENCIES, INCLUDING US. ALL OF THE AGENCIES, INCLUDING  
4 THE WATER BOARD, ARE SUBJECT TO THE PERMIT STREAMLINING  
5 ACT, AND THERE ARE SPECIFIC TIME FRAMES THAT ALL AGENCIES  
6 HAVE TO RESPOND TO, IN ADDITION TO SPECIFIC PROVISIONS OF  
7 THE WATER CODE. AND AS FAR AS WE WERE CONCERNED THAT THE  
8 WATER BOARD SHOULD BE FAMILIAR WITH THEIR STATUTE AND  
9 REGULATIONS AND, HOPEFULLY, THEIR COMMENTS REFLECT THEIR  
10 KNOWLEDGE OF THEIR OWN REQUIREMENTS.

11 BOARD MEMBER VARNER: I WISH I HAD PERSONALLY  
12 QUESTIONED IN MORE DETAIL, BUT HE MAY HAVE HAD SOMETHING  
13 SPECIFIC IN MIND, AND MAYBE JUST HE PERSONALLY HAD  
14 RESERVATIONS. AND THAT'S WHY I'M ASKING THE QUESTION.

15 MR. ORR: ONE THING THAT MIGHT HELP OUT A LITTLE  
16 BIT HERE IS THAT ONE OF THE THINGS THAT WAS ALLOWED UNDER  
17 THE EASTIN LEGISLATION WAS THAT IN DEVELOPING OUR  
18 REGULATIONS, WE COULD MAKE A DIFFERENTIATION BETWEEN A  
19 PRELIMINARY CLOSURE PLAN AND A FINAL CLOSURE PLAN. THE  
20 DISTINCTION BEING THAT A PRELIMINARY CLOSURE PLAN IS NOT  
21 INTENDED TO BE IMPLEMENTED DIRECTLY, BUT IS THE BASIS FOR  
22 DETERMINING IN DETAIL WHAT THE COST ESTIMATES SHOULD BE  
23 FOR THE FINANCIAL ASSURANCE ASPECT.

24 THE FINAL CLOSURE PLAN, ON THE OTHER HAND,  
25 WOULD BE A CONCEPTUAL DOCUMENT THAT SHOULD LEAD THE

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 OPERATOR THROUGH HOW THEY ARE GOING TO ACTUALLY IMPLEMENT  
2 CLOSURE AT THEIR FACILITY.

3 HOPEFULLY, THE MAJORITY OF THE OPERATORS  
4 WILL CHOOSE TO USE A PRELIMINARY CLOSURE PLAN UNLESS THEY  
5 HAVE TO DEVELOP A FINAL CLOSURE PLAN BECAUSE OF IMPENDING  
6 CLOSURE. IT SHOULD BE SIMPLER FOR THE AGENCIES TO  
7 APPROVE A DOCUMENT THAT IS PRIMARILY FOR THAT PURPOSE,  
8 RATHER THAN SOMETHING THAT YOU ARE GOING TO HAVE TO LIVE  
9 WITH FOR, SAY, A 30- OR 40-YEAR PERIOD OF TIME. SO I  
10 THINK THAT THAT'S ONE THING THAT HOPEFULLY WILL EASE THE  
11 BURDEN ON THE AGENCIES IN TERMS OF REVIEWING AND  
12 APPROVING THE PLANS.

13 MR. IWAHIRO: MR. CHAIRMAN, IF I MAY, I  
14 BELIEVE -- YOU KNOW I WAS AT THAT MEETING THERE, AND I  
15 BELIEVE IT WAS JESS DIAZ THAT WAS MAKING THOSE COMMENTS.  
16 AND LIKE A LOT OF ORGANIZATIONS, THERE'S DIFFERENT PEOPLE  
17 ACTING ON BEHALF OF THE BOARD. AND SO I'LL MAKE IT A  
18 POINT TO CALL THE PEOPLE THAT WE WORKED ON -- WITH ON  
19 THIS PARTICULAR GUIDANCE AND ASK THEM TO SHARE THIS  
20 INFORMATION WITH JESS DIAZ, WHO IS THE PERSON WHO  
21 REPRESENTS THE WATER BOARD ON THAT SENATE TASK FORCE.

22 BOARD MEMBER VARNER: HERB, DID YOU GET THE SAME  
23 FEELING THAT I DID?

24 MR. IWAHIRO: NOW THAT YOU -- YES, UH-HUH. SO I  
25 WILL MAKE IT A POINT TO CALL THOSE FOLKS AND SAY, "YOU



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*barristers'*  
*reporting service*

1 OUGHT TO GET TOGETHER AND MAKE SURE WHAT WE HEARD FROM  
2 JESS DIAZ AT THE SENATE TASK FORCE IS NOT, IN FACT -- YOU  
3 KNOW, OR, IN FACT, HAS BEEN ADDRESSED.

4 BOARD MEMBER VARNER: OKAY. AND ALSO TO CLARIFY  
5 IT TO SEE JUST WHERE WE DO STAND BECAUSE I DON'T KNOW  
6 THAT HE WAS -- I REALLY DON'T KNOW WHAT HE MEANT. HE  
7 JUST EXPRESSED RESERVATIONS THAT IT COULD BE DONE.

8 MR. IWAHIRO: THAT'S RIGHT. YEAH. HE JUST  
9 RAISED A QUESTION THEN, BASICALLY. I GUESS I KIND OF  
10 SHRUGGED IT OFF, BUT I THINK YOU HAVE A POINT. AND SO I  
11 WILL MAKE IT A POINT TO CONTACT THE PEOPLE THAT WORKED ON  
12 THIS WITH US AND THE COMMITTEE, AND THEN MAKE SURE THAT  
13 JESS DIAZ HAS NO PROBLEM WITH THIS, TOO.

14 MR. ORR: THEN LET US PROCEED TO LOOK AT  
15 RECOMMENDATION 7, WHICH INCLUDES BRINGING THE DEPARTMENT  
16 OF HEALTH SERVICES INTO THE REVIEW PROCESS IN CERTAIN  
17 INSTANCES. AND WHAT THAT WOULD REFER TO IS WHERE THERE  
18 WOULD BE A FACILITY THAT WOULD CONTAIN MULTIPLE WASTE  
19 MANAGEMENT UNITS OF DIFFERENT CLASSIFICATIONS, IT MAY BE  
20 A CLASS -- WELL, SPECIFICALLY, A CLASS I FACILITY THAT  
21 WOULD BE REGULATED AS A HAZARDOUS WASTE FACILITY BY THE  
22 DEPARTMENT OF HEALTH SERVICES. AND MAYBE THERE WOULD BE  
23 A CLASS III LANDFILL UNIT. THERE IS THE POSSIBILITY THAT  
24 ONE OR THE OTHER OF THOSE UNITS MAY IMPACT THE OTHER  
25 UNIT.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 AND SO IN TERMS OF REVIEWING THESE ASPECTS  
2 OF THE FACILITY, THE COMMITTEE RECOMMENDS THAT THE  
3 PRELIMINARY AND FINAL PLANS BE SUBMITTED TO THE  
4 DEPARTMENT OF HEALTH SERVICES IN THE SAME TIME FRAMES  
5 THAT ARE LISTED UNDER RECOMMENDATIONS 5 AND 6. AND THAT  
6 THEY WOULD -- THEY ARE NOT LISTED IN THE LEGISLATION AS  
7 BEING AN APPROVING AGENCY OF THE PLANS, BUT THEY WOULD BE  
8 ABLE TO COMMENT WITHIN THE SAME TIME FRAMES AS THE OTHER  
9 AGENCIES ON THEIR CONCERNS. AND, AGAIN, THERE WOULD BE  
10 THAT PROCESS FOR RECONCILING ANY COMMENTS FROM THE  
11 DEPARTMENT OF HEALTH SERVICES AS WELL.

12 I SEE I SKIPPED OVER RECOMMENDATION 6  
13 REGARDING FINAL PLAN REVIEW. THE FINAL PLAN REVIEW IS  
14 SIMILAR TO THE TIME FRAMES FOR THE PRELIMINARY PLANS,  
15 EXCEPT THAT 90 DAYS ARE GIVEN TO EACH OF THE AGENCIES TO  
16 DETERMINE WHETHER OR NOT THE PLAN IS COMPLETE. SO  
17 BECAUSE OF THE MORE COMPLEX AND DETAILED NATURE OF THE  
18 FINAL PLANS, IT WAS FELT SOME ADDITIONAL TIME WOULD BE  
19 NECESSARY FOR EACH OF THE AGENCIES TO DEVELOP THE  
20 COMMENTS.

21 NOW, IN -- IN ADDITION TO THE APPROVING  
22 AGENCIES, WE -- IT CALLS FOR THE FINAL PLANS TO BE  
23 SUBMITTED TO THE LOCAL AIR POLLUTION CONTROL DISTRICTS  
24 FOR -- AGAIN, FOR REVIEW AND COMMENT. AND SO, HOPEFULLY,  
25 ONE OF THE CONCERNS THAT WAS MENTIONED BY MR. GULLEGE

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*Barristers  
reporting service*

1 WOULD HAVE EITHER IN STATUTE OR REGULATIONS FOR DEALING  
2 WITH PERMIT-TYPE ISSUES. SO WE HAD SOME DIFFERENT TIME  
3 FRAMES WHEN WE STARTED OUT, AND WE RECEIVED COMMENTS FROM  
4 SOME OF THE OTHER AGENCIES. SO THE TIME FRAMES THAT WE  
5 SEE IN THIS FINAL DOCUMENT ARE CONSISTENT WITH THE  
6 COMMENTS OF THE OTHER AGENCIES. SO TO THAT EXTENT, I  
7 BELIEVE THEY'RE BUYING OFF ON THEM.

8 BOARD MEMBER VARNER: I TELL YOU WHY I RAISE  
9 THIS BECAUSE I RAISED THIS VERY QUESTION IN THE LAST  
10 SENATE TASK FORCE MEETING, AND MAYBE I DIDN'T UNDERSTAND  
11 THE GENTLEMAN'S REPLY, BUT THE GENTLEMAN FROM THE WATER  
12 BOARD EXPRESSED RESERVATIONS. I DON'T KNOW IF HE WAS  
13 THINKING IN THE SAME DETAIL AS YOU ARE, BUT HE EXPRESSED  
14 RESERVATIONS OF WHETHER OR NOT SOMETHING LIKE THAT COULD  
15 BE DONE. SO THAT'S WHY I'M ASKING. MAYBE IT WAS A --  
16 BECAUSE WE COULDN'T GO INTO DETAIL, BUT THIS WAS PUBLICLY  
17 STATED THAT HE WASN'T OPPOSED TO IT, BUT HE DOUBTED THAT  
18 IT COULD BE DONE IN THE WAY IN WHICH YOU ARE TALKING  
19 ABOUT.

20 IN OTHER WORDS, IN HIS COMMENT WENT  
21 SOMETHING LIKE THAT THE WATER BOARD IS GOING TO DO THEIR  
22 THING OR THOUGHT THEY HAD TO DO OR WHAT HAVE YOU, AND  
23 THAT'S WHY I'M ASKING IF THIS DISCUSSION HAS BEEN HAD  
24 WITH THESE PEOPLE, AND IF THEY EXPRESSED ANY SUCH  
25 CONCERNS AS THAT TO YOUR KNOWLEDGE?

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 MR. ORR: NOT SINCE WE'VE INCORPORATED THIS. I  
2 MEAN THE WORKLOAD IS GOING TO BE HEAVY FOR ALL THE  
3 AGENCIES, INCLUDING US. ALL OF THE AGENCIES, INCLUDING  
4 THE WATER BOARD, ARE SUBJECT TO THE PERMIT STREAMLINING  
5 ACT, AND THERE ARE SPECIFIC TIME FRAMES THAT ALL AGENCIES  
6 HAVE TO RESPOND TO, IN ADDITION TO SPECIFIC PROVISIONS OF  
7 THE WATER CODE. AND AS FAR AS WE WERE CONCERNED THAT THE  
8 WATER BOARD SHOULD BE FAMILIAR WITH THEIR STATUTE AND  
9 REGULATIONS AND, HOPEFULLY, THEIR COMMENTS REFLECT THEIR  
10 KNOWLEDGE OF THEIR OWN REQUIREMENTS.

11 BOARD MEMBER VARNER: I WISH I HAD PERSONALLY  
12 QUESTIONED IN MORE DETAIL, BUT HE MAY HAVE HAD SOMETHING  
13 SPECIFIC IN MIND, AND MAYBE JUST HE PERSONALLY HAD  
14 RESERVATIONS. AND THAT'S WHY I'M ASKING THE QUESTION.

15 MR. ORR: ONE THING THAT MIGHT HELP OUT A LITTLE  
16 BIT HERE IS THAT ONE OF THE THINGS THAT WAS ALLOWED UNDER  
17 THE EASTIN LEGISLATION WAS THAT IN DEVELOPING OUR  
18 REGULATIONS, WE COULD MAKE A DIFFERENTIATION BETWEEN A  
19 PRELIMINARY CLOSURE PLAN AND A FINAL CLOSURE PLAN. THE  
20 DISTINCTION BEING THAT A PRELIMINARY CLOSURE PLAN IS NOT  
21 INTENDED TO BE IMPLEMENTED DIRECTLY, BUT IS THE BASIS FOR  
22 DETERMINING IN DETAIL WHAT THE COST ESTIMATES SHOULD BE  
23 FOR THE FINANCIAL ASSURANCE ASPECT.

24 THE FINAL CLOSURE PLAN, ON THE OTHER HAND,  
25 WOULD BE A CONCEPTUAL DOCUMENT THAT SHOULD LEAD THE



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*barristers'*  
*reporting service*

1 OPERATOR THROUGH HOW THEY ARE GOING TO ACTUALLY IMPLEMENT  
2 CLOSURE AT THEIR FACILITY.

3 HOPEFULLY, THE MAJORITY OF THE OPERATORS  
4 WILL CHOOSE TO USE A PRELIMINARY CLOSURE PLAN UNLESS THEY  
5 HAVE TO DEVELOP A FINAL CLOSURE PLAN BECAUSE OF IMPENDING  
6 CLOSURE. IT SHOULD BE SIMPLER FOR THE AGENCIES TO  
7 APPROVE A DOCUMENT THAT IS PRIMARILY FOR THAT PURPOSE,  
8 RATHER THAN SOMETHING THAT YOU ARE GOING TO HAVE TO LIVE  
9 WITH FOR, SAY, A 30- OR 40-YEAR PERIOD OF TIME. SO I  
10 THINK THAT THAT'S ONE THING THAT HOPEFULLY WILL EASE THE  
11 BURDEN ON THE AGENCIES IN TERMS OF REVIEWING AND  
12 APPROVING THE PLANS.

13 MR. IWAHIRO: MR. CHAIRMAN, IF I MAY, I  
14 BELIEVE -- YOU KNOW I WAS AT THAT MEETING THERE, AND I  
15 BELIEVE IT WAS JESS DIAZ THAT WAS MAKING THOSE COMMENTS.  
16 AND LIKE A LOT OF ORGANIZATIONS, THERE'S DIFFERENT PEOPLE  
17 ACTING ON BEHALF OF THE BOARD. AND SO I'LL MAKE IT A  
18 POINT TO CALL THE PEOPLE THAT WE WORKED ON -- WITH ON  
19 THIS PARTICULAR GUIDANCE AND ASK THEM TO SHARE THIS  
20 INFORMATION WITH JESS DIAZ, WHO IS THE PERSON WHO  
21 REPRESENTS THE WATER BOARD ON THAT SENATE TASK FORCE.

22 BOARD MEMBER VARNER: HERB, DID YOU GET THE SAME  
23 FEELING THAT I DID?

24 MR. IWAHIRO: NOW THAT YOU -- YES, UH-HUH. SO I  
25 WILL MAKE IT A POINT TO CALL THOSE FOLKS AND SAY, "YOU



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 OUGHT TO GET TOGETHER AND MAKE SURE WHAT WE HEARD FROM  
2 JESS DIAZ AT THE SENATE TASK FORCE IS NOT, IN FACT -- YOU  
3 KNOW, OR, IN FACT, HAS BEEN ADDRESSED.

4 BOARD MEMBER VARNER: OKAY. AND ALSO TO CLARIFY  
5 IT TO SEE JUST WHERE WE DO STAND BECAUSE I DON'T KNOW  
6 THAT HE WAS -- I REALLY DON'T KNOW WHAT HE MEANT. HE  
7 JUST EXPRESSED RESERVATIONS THAT IT COULD BE DONE.

8 MR. IWAHIRO: THAT'S RIGHT. YEAH. HE JUST  
9 RAISED A QUESTION THEN, BASICALLY. I GUESS I KIND OF  
10 SHRUGGED IT OFF, BUT I THINK YOU HAVE A POINT. AND SO I  
11 WILL MAKE IT A POINT TO CONTACT THE PEOPLE THAT WORKED ON  
12 THIS WITH US AND THE COMMITTEE, AND THEN MAKE SURE THAT  
13 JESS DIAZ HAS NO PROBLEM WITH THIS, TOO.

14 MR. ORR: THEN LET US PROCEED TO LOOK AT  
15 RECOMMENDATION 7, WHICH INCLUDES BRINGING THE DEPARTMENT  
16 OF HEALTH SERVICES INTO THE REVIEW PROCESS IN CERTAIN  
17 INSTANCES. AND WHAT THAT WOULD REFER TO IS WHERE THERE  
18 WOULD BE A FACILITY THAT WOULD CONTAIN MULTIPLE WASTE  
19 MANAGEMENT UNITS OF DIFFERENT CLASSIFICATIONS, IT MAY BE  
20 A CLASS -- WELL, SPECIFICALLY, A CLASS I FACILITY THAT  
21 WOULD BE REGULATED AS A HAZARDOUS WASTE FACILITY BY THE  
22 DEPARTMENT OF HEALTH SERVICES. AND MAYBE THERE WOULD BE  
23 A CLASS III LANDFILL UNIT. THERE IS THE POSSIBILITY THAT  
24 ONE OR THE OTHER OF THOSE UNITS MAY IMPACT THE OTHER  
25 UNIT.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Harristers'*  
*reporting service*

1 AND SO IN TERMS OF REVIEWING THESE ASPECTS  
2 OF THE FACILITY, THE COMMITTEE RECOMMENDS THAT THE  
3 PRELIMINARY AND FINAL PLANS BE SUBMITTED TO THE  
4 DEPARTMENT OF HEALTH SERVICES IN THE SAME TIME FRAMES  
5 THAT ARE LISTED UNDER RECOMMENDATIONS 5 AND 6. AND THAT  
6 THEY WOULD -- THEY ARE NOT LISTED IN THE LEGISLATION AS  
7 BEING AN APPROVING AGENCY OF THE PLANS, BUT THEY WOULD BE  
8 ABLE TO COMMENT WITHIN THE SAME TIME FRAMES AS THE OTHER  
9 AGENCIES ON THEIR CONCERNS. AND, AGAIN, THERE WOULD BE  
10 THAT PROCESS FOR RECONCILING ANY COMMENTS FROM THE  
11 DEPARTMENT OF HEALTH SERVICES AS WELL.

12 I SEE I SKIPPED OVER RECOMMENDATION 6  
13 REGARDING FINAL PLAN REVIEW. THE FINAL PLAN REVIEW IS  
14 SIMILAR TO THE TIME FRAMES FOR THE PRELIMINARY PLANS,  
15 EXCEPT THAT 90 DAYS ARE GIVEN TO EACH OF THE AGENCIES TO  
16 DETERMINE WHETHER OR NOT THE PLAN IS COMPLETE. SO  
17 BECAUSE OF THE MORE COMPLEX AND DETAILED NATURE OF THE  
18 FINAL PLANS, IT WAS FELT SOME ADDITIONAL TIME WOULD BE  
19 NECESSARY FOR EACH OF THE AGENCIES TO DEVELOP THE  
20 COMMENTS.

21 NOW, IN -- IN ADDITION TO THE APPROVING  
22 AGENCIES, WE -- IT CALLS FOR THE FINAL PLANS TO BE  
23 SUBMITTED TO THE LOCAL AIR POLLUTION CONTROL DISTRICTS  
24 FOR -- AGAIN, FOR REVIEW AND COMMENT. AND SO, HOPEFULLY,  
25 ONE OF THE CONCERNS THAT WAS MENTIONED BY MR. GULLEGE

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 YESTERDAY FROM THE SAN DISTRICTS WOULD BE WORKED OUT BY  
2 BRINGING THE LOCAL AIR DISTRICT INTO THIS PROCESS FOR THE  
3 FINAL PLANS, WHERE THINGS ARE ACTUALLY GOING TO BE  
4 IMPLEMENTED. AND THAT THEY WOULD HAVE THE OPTION TO  
5 COMMENT ON THESE CLOSURE PLANS AS WELL, ALONG WITH THE  
6 OTHER AGENCIES, AND ALL OF THOSE COMMENTS WOULD BE  
7 FORWARDED TO THE OPERATOR AT ONE TIME.

8 SO I THINK YOU CAN SEE HOW WE'RE TRYING TO  
9 BRING IN AS MANY OF THE INVOLVED AGENCIES AS WE CAN; AND  
10 BETWEEN BRINGING IN THE DEPARTMENT OF HEALTH SERVICES,  
11 THE LOCAL AIR DISTRICTS, PLUS THE APPROVING AGENCIES, I  
12 THINK THIS IS A GOOD FIRST STEP.

13 NOW, IF THERE AREN'T ANY QUESTIONS ABOUT  
14 THE APPROVAL PROCESS AND THE COORDINATION OF THE  
15 DIFFERENT AGENCIES IN THAT, I WOULD LIKE TO HIGHLIGHT THE  
16 CHANGES FROM THE DOCUMENT THAT I PRESENTED PREVIOUSLY AT  
17 THE DECEMBER MEETING.

18 MOST OF THE COMMENTS ARE INSIGNIFICANT,  
19 MOSTLY WORDING CHANGES, BUT I'LL GO THROUGH THEM. ON  
20 PAGE 194 OF THE BOARD PACKET, INSTEAD OF HAVING STATE  
21 CONTROL AND REGIONAL CONTROL FOR THE DISCUSSION OF THE  
22 JURISDICTION OF THE STATE AND REGIONAL WATER BOARDS, THE  
23 WATER BOARDS SUGGESTED THAT WE PUT THE THEIR ACRONYM FOR  
24 STATE WATER RESOURCES CONTROL BOARD AND REGIONAL WATER  
25 QUALITY CONTROL BOARD THERE INSTEAD, SO WE MADE THAT

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 CHANGE.

2 ADDITIONAL CHANGES THAT WERE SUGGESTED WERE  
3 TO ADD SOME AUTHORITIES THAT THE STATE AND REGIONAL WATER  
4 BOARDS HAVE IN THE AREA OF LANDFILLS. THE FIRST ONE WAS  
5 THAT THE REGIONAL BOARDS HAVE THE AUTHORITY TO REVIEW AND  
6 CLASSIFY, USING THEIR CLASSIFICATIONS SCHEME, ANY  
7 PROPOSED OR CURRENTLY OPERATING SOLID WASTE DISPOSAL  
8 SITE.

9 AND THE SECOND CHANGE THAT THEY WANTED SOME  
10 ADDITIONAL AUTHORITY LISTED WAS IN TERMS OF THEIR  
11 ENFORCEMENT AUTHORITY, AND SO WE LISTED A NUMBER OF  
12 SECTIONS THERE THAT DESCRIBE THE RANGE OF OPTIONS THAT  
13 THEY HAVE FOR ADMINISTRATIVE, CIVIL, AND CRIMINAL  
14 PENALTIES AS WELL AS INJUNCTIVE RELIEF, SO WE MADE THAT  
15 CHANGE.

16 THE MAJOR CHANGES WERE IN THOSE TWO  
17 RECOMMENDATIONS THAT I'VE ALREADY GONE OVER REGARDING THE  
18 PRELIMINARY AND THE FINAL CLOSURE PLANS, AND THAT'S WHERE  
19 WE CAME UP WITH THE FINAL TIME FRAMES. THERE HAVE BEEN  
20 SOME OTHER TIME FRAMES IN THERE. THE MAIN CONCERN IN  
21 THIS CHANGE WAS THAT THE WATER BOARD WAS PROPOSING A  
22 COMPLETENESS REVIEW AND ALLOWING 60 DAYS BEFORE AN AGENCY  
23 WOULD DETERMINE WHETHER THE PLAN WAS COMPLETE OR NOT.

24 OUR CONCERN WAS THAT WHETHER THAT 60 DAYS  
25 WAS GOING TO BE TACKED ON TO THE 180 DAYS, MAKING A

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 240-DAY REVIEW PERIOD, OR WHETHER SOMEHOW THAT 60 DAYS  
2 COULD RUN DURING THE OVERALL 180 DAYS. AFTER DISCUSSION  
3 WITH THE WATER BOARD, WE WERE ABLE TO COME UP WITH  
4 LANGUAGE THAT MADE THE CHANGE THAT THEY WERE DESIRING,  
5 WHILE PRESERVING THE OVERALL 180-DAY TIME FRAME FOR  
6 REVIEW OF THE PLANS. THAT'S THE CASE BOTH FOR  
7 RECOMMENDATION 5 AND FOR RECOMMENDATION 6.

8 AND THE FINAL CHANGE THAT WE MADE IN THE  
9 DOCUMENT WAS IN TERMS OF THE INFORMATION EXCHANGE AREA,  
10 WHERE ONE OF THE CONCERNS THAT WE HAVE HAD IS THAT THE  
11 BOARD HAS NOT CONSISTENTLY RECEIVED COPIES OF THE SWAT  
12 REPORTS. SOMETIMES AN OPERATOR WILL CHOOSE TO SEND US A  
13 SWAT REPORT, AND OTHER TIMES WE HAVE REQUESTED UNDER OUR  
14 OWN AUTHORITY FOR TECHNICAL REPORTS TO RECEIVE COPIES OF  
15 THE SWAT REPORTS. BUT NORMALLY THE SWAT REPORTS ARE  
16 PRODUCED FOR THE AIR BOARD OR THE WATER BOARD, DEPENDING  
17 ON WHICH REPORT THEY'RE PREPARING.

18 AND WHAT INITIALLY WE HAD ASKED IS THAT  
19 COPIES BE SENT TO THE CALIFORNIA WASTE MANAGEMENT BOARD  
20 FOR OUR FILES. THE COMMENT WAS RECEIVED THAT, LIKE THE  
21 REST OF THE DOCUMENT, THESE SWAT REPORTS SHOULD BE SENT  
22 NOT ONLY TO THE CALIFORNIA WASTE MANAGEMENT BOARD, BUT  
23 THE OTHER SISTER AGENCIES, THE LOCAL ENFORCEMENT AGENCY.  
24 IN THE CASE OF AN AIR SWAT REPORT, IT SHOULD NOT ONLY GO  
25 TO THE LOCAL AIR DISTRICT, BUT ALSO TO THE REGIONAL WATER

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers*  
*reporting service*

1 BOARD. IN THE CASE OF A WATER SWAT TEST, IT SHOULD GO TO  
2 THE LOCAL AIR DISTRICT IN ADDITION TO THE REGIONAL WATER  
3 BOARD.

4 SO THE AGENCIES THAT ARE INTERESTED IN  
5 RECEIVING THESE REPORTS WOULD WRITE -- WELL, THE AGENCY  
6 THAT RECEIVES THE REPORTS WOULD WRITE TO THE OPERATOR AND  
7 ASK THEM THAT WHEN THEY SUBMIT THEIR SWAT REPORTS, THAT  
8 THEY MAKE EXTRA COPIES AT THAT TIME, RATHER THAN GO  
9 THROUGH THE EXERCISE OF ATTEMPTING TO GET EXTRA COPIES  
10 AFTER THE REPORTS HAVE ALREADY BEEN PREPARED.

11 SO I THINK THAT SORT OF HIGHLIGHTS THE KIND  
12 OF COORDINATION AND EXCHANGE OF INFORMATION THAT THIS  
13 DOCUMENT TRIES TO ACHIEVE. ARE THERE ANY QUESTIONS ABOUT  
14 THE CHANGES OR ANY COMMENTS? THANK YOU.

15 MR. IWAHIRO: MR. CHAIRMAN, AS I SAID AT THE  
16 ONSET, THIS IS AN ITEM BASICALLY FOR YOUR INFORMATION,  
17 IT'S NOTHING THAT NEEDS TO BE ACTED UPON. WE CAN USE  
18 THESE AS GUIDANCE AS MUCH AS WE WANT TO. THEY ARE BEING  
19 FORWARDED TO THE LEGISLATURE AND TO THE GOVERNOR.

20 AND THE OTHER POINT THAT BILL TOUCHED ON IS  
21 THAT THIS COMMITTEE IS NOW -- HAS NOW BEEN PLACED IN, I  
22 GUESS, IN LAW AND WILL BE THERE FOR QUITE SOME TIME, AND  
23 THEY'LL HAVE TO ANNUALLY REPORT TO THE GOVERNOR AS TO HOW  
24 THINGS ARE GOING, BASICALLY.

25 VICE CHAIRMAN MOSCONE: TOO BAD IT DOESN'T GO



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 INTO MORE THAN CLOSURE AND POSTCLOSURE.

2 MR. IWAHRO: GOT A POINT.

3 BOARD MEMBER BEAUTROW: DID THE RULES COMMITTEE  
4 EVER APPOINT ANYBODY?

5 MR. IWAHRO: NO, THEY DID NOT.

6 VICE CHAIRMAN MOSCONE: ALL RIGHT. WE'LL  
7 PROCEED TO NO. 14, CONSIDERATION OF EVALUATION OPTIONS  
8 FOR OPERATOR CERTIFICATIONS RECEIVED PURSUANT TO AB 2448.  
9 THIS 2448 SURE COMES UP AN AWFUL LOT.

10 MR. IWAHRO: THAT WILL BE A LOT OF OUR MAJOR  
11 WORK FROM NOW ON FOR A WHILE, I BELIEVE.

12 AS WE -- AS THE BOARD KNOWS, WE RECEIVED  
13 THIS STACK OF 4-FEET HIGH MATERIAL, AND BASICALLY WHAT  
14 WE'RE ADDRESSING HERE TODAY IS HOW SHOULD WE APPROACH THE  
15 REVIEW OF THOSE? HOW SHOULD WE BRING THEM TO THE BOARD.  
16 AND WE HAVE SEVERAL OPTIONS WITH REGARD TO THAT, AND WE'D  
17 LIKE TO PRESENT THOSE OPTIONS AND MAKE A RECOMMENDATION  
18 ON THAT ON THE FINANCIAL MECHANISMS AND THE COST  
19 ESTIMATES THAT ARE PRESENTED TO US.

20 I THINK THE LAST TIME YOU ALSO GOT A  
21 THUMBNAIL SKETCH AS TO HOW MANY WE HAVE AND WHAT KINDS OF  
22 RESPONSES WE'RE GETTING, BUT THIS, BASICALLY, IS TO TELL  
23 YOU HOW WE SEE WE SHOULD LOOK AT THEM AND GET THEM BACK  
24 TO YOU FOLKS AND RESPOND TO THE LANDFILL OWNERS AS THEY  
25 SUBMIT THEIR MATERIAL.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1                   AGAIN, BILL ORR AND HIS STAFF HAS BEEN  
2 WORKING ON THIS.

3                   MR. ORR: THANK YOU, MR. IWAHRO.

4                   WHAT I'D LIKE TO DO IS GO THROUGH WHAT THE  
5 LAW DESCRIBES AS THE PROCESS, WHICH ESSENTIALLY IS A  
6 TWO-STAGE IMPLEMENTATION FOR FINANCIAL ASSURANCES FOR  
7 CLOSURE AND POSTCLOSURE MAINTENANCE. THEN I'LL GO  
8 THROUGH AND TRY TO UPDATE YOU ON WHAT WE'VE RECEIVED AND  
9 THE NATURE OF THE CHANGES IN THE TABULATION OF THE  
10 FACILITIES SINCE THE LAST BOARD MEETING. AND, FINALLY,  
11 I'D LIKE TO GO THROUGH SEVERAL APPROACHES AND OFFER TO  
12 YOU A STAFF RECOMMENDATION FOR THE APPROACH THAT WE WOULD  
13 SUGGEST IN TERMS OF EVALUATING THE CERTIFICATIONS AND  
14 PROCEEDING WITH THAT.

15                   AS WE'RE WELL AWARE BY NOW, THE FIRST MAJOR  
16 DEADLINE UNDER THE EASTIN LEGISLATION WAS JANUARY 1,  
17 1989. AND AT THAT TIME EVERY OPERATOR OF A LANDFILL THAT  
18 WAS ACTIVE ON OR AFTER JANUARY 1ST OF THE PREVIOUS YEAR,  
19 1988, WAS TO SUBMIT TO THE BOARD A CERTIFICATION  
20 ATTESTING TO THREE THINGS:

21                   FIRST ONE IS THAT THEY HAD PREPARED AN  
22 INITIAL COST ESTIMATE.

23                   THE SECOND IS THAT THEY HAD ESTABLISHED A  
24 TRUST FUND OR A OTHER EQUIVALENT MECHANISM ACCEPTABLE TO  
25 THE BOARD.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES   ORANGE COUNTY   SAN DIEGO  
213-622-8511   714-953-4447   619-455-1997



*Barristers'*  
*reporting service*

1 AND THE THIRD ONE IS THAT SOMEHOW THE  
2 FUNDING OF THAT MECHANISM -- AND THE BILL SPECIFICALLY  
3 SAYS ANNUAL DEPOSITS -- WILL ENSURE FOR ADEQUATE  
4 RESOURCES FOR CLOSURE AND POSTCLOSURE MAINTENANCE.

5 NOW, WE'VE RECEIVED OVER 60 PERCENT  
6 RESPONSE IN TERMS OF SOMETHING FROM THE OPERATORS, AND  
7 WE'VE CONTINUED TO RECEIVE A STEADY TRICKLE OF ADDITIONAL  
8 INFORMATION OVER THE LAST MONTH. THE TIMELINE FOR WHERE  
9 WE'RE GOING FROM HERE IN THE SECOND PHASE OF THE  
10 REQUIREMENTS REGARDING THE FINANCIAL ASSURANCES IS THAT  
11 BY JULY 1ST WHERE THE BOARD IS TO ADOPT EMERGENCY  
12 REGULATIONS, AND IT SPECIFIES TWO THINGS. FIRST THING IS  
13 ADOPTION PROCEDURES, AND THE SECOND THING IS UNIFORM  
14 STANDARDS FOR CLOSURE AND POSTCLOSURE MAINTENANCE.

15 NOW, THE LAW ALSO WOULD INDICATE THAT  
16 SOMEHOW THE BOARD HAS TO DETERMINE WHAT MECHANISMS ARE  
17 ACCEPTABLE TO THE BOARD. AND SO THE CONTRACT THAT WE'VE  
18 LET WITH ICF INCORPORATED AND THE INITIAL DRAFT  
19 EVALUATION THAT WAS PRESENTED TO YOU YESTERDAY WAS TO  
20 PROVIDE ASSISTANCE TO THE BOARD IN SELECTING THE  
21 MECHANISMS AND ULTIMATELY PROMULGATING REGULATIONS THAT  
22 WOULD STATE, UP FRONT, WHAT MECHANISM AND UNDER WHAT  
23 CONDITIONS WOULD THOSE MECHANISMS BE ACCEPTABLE TO THE  
24 BOARD AS FINANCIAL ASSURANCE MECHANISMS.

25 NOW, THE BOARD IS REQUIRED UNDER THE LAW TO

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 APPROVE THE ACTUAL MECHANISMS IN CONJUNCTION WITH THE  
2 CLOSURE PLANS. THE CLOSURE PLANS ARE REQUIRED TO BE  
3 SUBMITTED BEGINNING ON JULY 1ST OF 1990 SO THAT THAT  
4 WOULD BE APPROXIMATELY ONE YEAR AFTER THE DEADLINE FOR  
5 ADOPTING THE REGULATIONS. THAT WOULD APPLY TO THE  
6 FACILITIES THAT WOULD BE CLOSING WITHIN FIVE YEARS OR DID  
7 NOT HAVE A CURRENT FIVE-YEAR SOLID WASTE FACILITIES  
8 PERMIT REVIEW AT THAT TIME.

9 WHERE THE OTHER FACILITIES THAT WERE  
10 CURRENT AND HAD A LONGER LIFE EXPECTANCY, THE TIME WOULD  
11 BE STAGGERED DEPENDING ON WHEN THEIR NEXT REVIEW WOULD BE  
12 DUE. SO THE BOARD DEFINITELY HAS TO APPROVE THE  
13 MECHANISMS IN CONJUNCTION WITH THE PLANS AT THAT TIME.  
14 NOW --

15 BOARD MEMBER BEAUTROW: EXCUSE ME, MAY I ASK A  
16 QUESTION?

17 MR. ORR: SURE.

18 BOARD MEMBER BEAUTROW: WHAT ARE THE PENALTIES?  
19 IN OTHER WORDS, YOU SAID THAT YOU HAD 60-PERCENT RESPONSE  
20 AND THEY'RE TRICKLING IN. WHAT IF -- YOU KNOW, THERE'S  
21 40 PERCENT LEFT. WHAT IF THEY DON'T DO IT, PERIOD? WHAT  
22 IS THE PENALTIES FOR NONCOMPLIANCE WITH THIS OR ARE THERE  
23 ANY?

24 MR. EOWAN: YOU ASKED THAT LAST TIME WE WENT  
25 THROUGH THIS. IT'S THE SAME ANSWER. WE GO THROUGH THE



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 PROCESS OF NOTIFYING THEM AND SETTING THE RECORD STRAIGHT  
2 THAT THEY OWE IT TO US, AND EVENTUALLY WE GET TO THE  
3 ATTORNEY GENERAL STAGE.

4 BOARD MEMBER BEAUTROW: YOU MEAN WE'RE GOING  
5 THROUGH THE SAME THING AS THE COSWMP PROCESS, IT SOUNDS  
6 LIKE.

7 MR. EOWAN: YEAH. THAT'S ALL THE LEGISLATION  
8 WILL ALLOW FOR.

9 BOARD MEMBER BROWN: HOWEVER, I THINK YOU HAVE  
10 TO RECOGNIZE THAT ONE OF THE HANG-UPS THAT'S GOING ON OUT  
11 THERE IS THE FUNDING MECHANISM. AND I THINK IF THAT WERE  
12 SOLVED AND COMPLETELY IRONED OUT, YOU'D HAVE THESE IN  
13 MUCH GREATER PERCENTAGE. I'M NOT -- I DON'T KNOW THAT  
14 I'M MAKING A LEGITIMATE EXCUSE FOR PEOPLE, BUT I KNOW  
15 THAT THAT IS THE PROBLEM OUT THERE.

16 MR. ORR: THE ONLY REAL SPECIFIC PENALTY, AND  
17 IT'S SORT OF AN INDIRECT ONE, IS AS WE MENTIONED  
18 YESTERDAY: IF AN OPERATOR DOESN'T HAVE THEIR CLOSURE  
19 PLAN -- AND THIS WOULD NOT APPLY TO THE FIRST  
20 REQUIREMENT, BUT TO THE SECOND -- IF THE OPERATOR DOESN'T  
21 HAVE THEIR CLOSURE PLAN, WHICH WOULD INCLUDE THE  
22 FINANCIAL MECHANISM ADOPTED BY ONE YEAR AFTER IT WAS TO  
23 BE SUBMITTED, THEN THE FACILITY COULD NO LONGER OPERATE.  
24 THAT'S REALLY THE ONLY HAMMER, PER SE, THAT'S INCLUDED IN  
25 THE LEGISLATION DIRECTLY.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES  
213-622-8511

ORANGE COUNTY  
714-953-4447

SAN DIEGO  
619-455-1997



*Barristers'*  
*reporting service*

1 BOARD MEMBER BEAUTROW: THAT'S GREAT, BUT HAS  
2 THAT WORD GOT OUT? IN OTHER WORDS, DO THEY UNDERSTAND  
3 THAT? I MEAN, THAT WOULD BE REALLY SIGNIFICANT.

4 MR. ORR: WE'VE MADE AN ATTEMPT TO MAKE THAT  
5 CLEAR. FOR EXAMPLE, IN THE GUIDELINES DOCUMENT THAT THE  
6 BOARD APPROVED LAST SUMMER, WE MAKE IT VERY CLEAR THAT  
7 THAT'S THE CASE, THAT A FACILITY CANNOT OPERATE LONGER  
8 THAN A YEAR AFTER ITS PLANS ARE APPROVED. AND, ALSO, WE  
9 HAVE BEEN MAKING MAILINGS OF THE DRAFT REGULATIONS, AND I  
10 THINK THAT IF YOU READ THEM, THAT BECOMES CLEAR THERE AS  
11 WELL.

12 BOARD MEMBER BEAUTROW: IF YOU READ THEM, YOU  
13 KNOW. BUT DON'T YOU THINK IT WOULD BE APPROPRIATE THAT  
14 WE HAD SOME KIND OF A PRESS RELEASE -- I DON'T KNOW THAT  
15 WE'VE EVER HAD A PRESS RELEASE ON THIS. BUT HERE IS THE  
16 DUE DATE, JANUARY, AND WE'VE ONLY GOT A 60-PERCENT  
17 RESPONSE RATE. WE'RE DISAPPOINTED AND THIS IS THE  
18 CONSEQUENCE. I MEAN, SOMETHING OF THAT NATURE. I DON'T  
19 KNOW THAT WE'RE PUBLICIZING THIS.

20 MR. EOWAN: OH, WE'RE PUBLICIZING THIS.

21 UNKNOWN SPEAKER: THAT'S A TIMELY QUESTION  
22 BECAUSE --

23 MR. ORR: THOSE THAT HAVE NOT SUBMITTED KNOW  
24 THEY HAVE NOT SUBMITTED. IT'S NOT --

25 BOARD MEMBER BREMBERG: WHAT ABOUT THEIR

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 CONSTITUENTS?

2 MR. ORR: IT'S A SIN OF OMISSION, NOT  
3 CO-MISSION.

4 BOARD MEMBER BREMBERG: LOOK WHAT HAPPENED WHEN  
5 THE CITIZENS IN THE CONTRA COSTA FOUND OUT, THEY REJECTED  
6 EVERYTHING. BUT THEY DID FIND OUT.

7 MR. EOWAN: YOU CAN NEVER NOTIFY PEOPLE TOO  
8 MUCH, I SUPPOSE, BUT THAT'S NOT THE REASON. YOU KNOW, IF  
9 YOU HAVE TO ASK THE QUESTION: WHAT ARE YOU TRYING TO  
10 ACCOMPLISH BY THIS TO IMPROVE THE RESPONSE RATE, SENDING  
11 A LETTER TELLING THEM THEY HAVE TO DO IT ISN'T GOING TO  
12 IMPROVE THE RESPONSE RATE, IN OUR OPINION, BECAUSE THAT'S  
13 NOT THE REASON THEY HAVEN'T RESPONDED.

14 VICE CHAIRMAN MOSCONE: MR. VARNER.

15 BOARD MEMBER VARNER: MR. CHAIRMAN, ISN'T IT  
16 TRUE THAT WE HAVEN'T COMPLETED WRITING REGULATIONS FOR  
17 SOME OF THESE THINGS?

18 MR. EOWAN: YES, SIR. THAT'S WHAT BILL IS  
19 SAYING.

20 BOARD MEMBER VARNER: AND PART OF THE THING,  
21 THEY CAN'T RESPOND COMPLETELY UNTIL THE REGULATIONS ARE  
22 WRITTEN.

23 MR. EOWAN: WELL, NO, THEY CAN. IT'S A  
24 QUESTION OF WHETHER OR NOT THE BOARD IS REQUIRED TO  
25 APPROVE WHAT THEY SUBMIT BEFORE THE REGULATIONS. AND

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 WHAT BILL IS SAYING IS THAT THE BOARD -- WE WILL ASK THE  
2 BOARD TO TAKE ACTION AFTER THE REGULATIONS. BUT THE  
3 SUBMITTALS ARE DUE JANUARY 1ST, AND -- AND THAT MAY BE A  
4 FLAW IN THE LEGISLATION TO SOME EXTENT, BUT IT STILL SAYS  
5 IT.

6 BOARD MEMBER VARNER: I DON'T KNOW WHAT THE  
7 REMEDY IS. BUT I WAS APPROACHED BY, IN FACT, THE  
8 CHAIRMAN OF THE BOARD OF SUPERVISORS IN KERN COUNTY AND  
9 SAYS, "HOW CAN THEY IMPOSE ANYTHING ON US WHEN THE  
10 REGULATIONS HAVEN'T YET BEEN WRITTEN?" I SAID, "WELL,  
11 THE LAW SAYS THAT YOU MUST MAKE AN INITIAL RESPONSE."  
12 AND SO THAT -- YOU KNOW, THAT'S RATHER AMBIGUOUS TO SOME  
13 EXTENT, AT LEAST OF COVERING EVERYTHING SO THAT COULD  
14 EXPLAIN PART OF IT. I DON'T KNOW WHAT THE ANSWER -- I  
15 COULDN'T ANSWER. I SAID, "WELL, I CAN TELL YOU WHAT 2448  
16 SAYS, THAT YOU MUST MAKE AN INITIAL RESPONSE BY AN  
17 INITIAL ESTIMATE," SO I'M JUST -- YOU TELL ME WHAT'S THE  
18 ANSWER.

19 MR. EOWAN: I THINK -- WELL, I THINK MANY LOCAL  
20 JURISDICTIONS, FOR EXAMPLE, HAVE DONE THE INITIAL  
21 ESTIMATE PORTION, FOR EXAMPLE. THE NUMBERS ARE SCARY.  
22 AND THEN THE NEXT STAGE, WHAT FINANCIAL MECHANISM DO YOU  
23 DO TO COVER THAT, IS WHERE PEOPLE SEEM TO BE BREAKING  
24 DOWN.

25 BOARD MEMBER VARNER: WELL, MY POINT IS THIS,



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES  
213-622-8511

ORANGE COUNTY  
714-953-4447

SAN DIEGO  
619-455-1997

*Barristers'*  
*reporting service*

1 AND I'M PASSING IT ON BECAUSE THE POINT WAS MADE TO ME,  
2 AND, YOU KNOW, HOW CAN YOU START TO TALK ABOUT PENALTIES  
3 WHEN YOU HAVEN'T FINISHED WRITING THE RULES?

4 BOARD MEMBER BEAUTROW: THAT -- LOOK IT, YOU  
5 KNOW THAT THIS GUY GULLEGE THAT WAS HERE YESTERDAY, HE'S  
6 THE FIRST ONE THAT I'VE HEARD, SO FAR, COMMENTING FROM  
7 THE AUDIENCE, RIGHT, ON THESE REGULATIONS? THERE'S A  
8 WHOLE BLASE ATTITUDE OUT THERE. AND I'M VERY CONCERNED  
9 THAT AS MUCH AS WE SAY -- WE SEND LETTERS AND EVERYTHING,  
10 THAT WE'RE TRYING TO ADOPT REGULATIONS AND WE'RE WORKING  
11 ON THEM. AND WHERE ARE THE PEOPLE TO COMMENT ON THEM? I  
12 DON'T KNOW, MAYBE I'M PARANOID ABOUT THIS. I'M VERY  
13 DISTURBED THAT THESE ARE A BIG CONSEQUENCE AND NOBODY OUT  
14 THERE IS EVEN -- HO-HUM, JUST ANOTHER ONE.

15 MR. EOWAN: YOU KNOW, WE'VE HAD A LOT OF  
16 DISCUSSIONS ON THIS SUBJECT, AS ALL OF YOU KNOW, WITH  
17 VARIOUS GROUPS AND WHAT'S REQUIRED, ETC., ETC. WE'VE HAD  
18 A NUMBER OF WORKSHOPS, SMALLER MEETINGS, AND I THINK --  
19 JUST SAY IT LIKE IT IS. IT SEEMS TO ME THE REASON THAT  
20 WE HAVEN'T GOT A HUNDRED PERCENT RESPONSE RATE OR  
21 SOMETHING HIGHER THAN 60 PERCENT, SIGNIFICANTLY, IS NOT  
22 BECAUSE OF REALLY ANYTHING EXCEPT THERE SEEMS TO BE A  
23 RELUCTANCE OUT THERE TO, IN SOME CASES, AT LEAST, TO BITE  
24 THE BULLET. AND SOMETIMES IT'S A POLITICAL ISSUE,  
25 SOMETIMES IT'S SOME OTHER KIND OF ISSUE TO FINANCE THIS

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 NEW EFFORT.

2 AND YOU KNOW -- THAT'S WHAT I READ OUT  
3 THERE. I JUST SEE PEOPLE RELUCTANT TO SAY, "OKAY. WE'RE  
4 GOING TO HAVE TO FIND \$100 MILLION IN 20 YEARS," OR  
5 WHATEVER THE NUMBER IS, \$5 MILLION, COULD BE, "AND WE  
6 DON'T WANT TO RAISE TAXES TO DO IT. WE DON'T WANT TO  
7 RAISE FEES TO DO IT. WE DON'T WANT TO DO ALL THESE  
8 THINGS TO DO IT." SO IN SOME CASES, THEY DON'T DO  
9 ANYTHING, AND THEY STILL TALK ABOUT IT.

10 THAT'S WHY THEY MISSED THE DEADLINE.  
11 THAT'S AS CLEAR AS I CAN SAY IT. THAT DOESN'T MEAN THAT  
12 WE SHOULDN'T LET THEM KNOW. IT DOESN'T MEAN THAT WE  
13 SHOULDN'T WRITE GOOD REGULATIONS, AND WE'RE TRYING TO DO  
14 ALL THAT. BUT YOU CAN STILL DO ALL THAT, AND YOU'RE  
15 STILL GOING TO HAVE PEOPLE THAT ARE GOING TO HAVE TO DO  
16 THIS, NOT WANT TO DO IT, OR REALLY NOT KNOW WHICH WAY TO  
17 TURN. AND WE CAN ONLY DO SO MUCH. AND OUR JOB IS TO  
18 SAY, YES, THIS IS ACCEPTABLE, OR NO, IT'S NOT ACCEPTABLE,  
19 ONCE THEY TURN IT IN. AND THE GUIDELINES AND THE  
20 REGULATIONS ARE ONLY THAT, THEY'RE ONLY GUIDELINES, AND  
21 THEY'RE ONLY IMPLEMENTING MECHANISMS OF THE STATUTE.

22 BOARD MEMBER BEAUTROW: NO MATTER HOW YOU SAY  
23 IT, WHEN ALL IS SAID AND DONE, THE CRITICISM IS GOING TO  
24 COME BACK TO US, THAT WE HAVEN'T DONE THE PROPER JOB  
25 BECAUSE THEY DIDN'T RESPOND. THAT'S WHAT'S GOING TO

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 HAPPEN. AND I DON'T -- THEY -- THERE WAS NO RELUCTANCE  
2 TO LAY ON THE 60 CENTS, BELIEVE ME, YOU KNOW, PER TON,  
3 THE BOARD OF EQUALIZATION THING. THEY ALL DID IT, AT  
4 LEAST DOWN IN THE L.A. AREA. BUT I GUESS IT'S BITING THE  
5 BULLET FOR THE BIG NUMBERS DOWN THE LINE.

6 BOARD MEMBER BROWN: SIXTY CENTS AND 60 MILLION,  
7 THERE'S A BIG DIFFERENCE THERE.

8 BOARD MEMBER BREMBERG: THERE SURE IS.

9 MR. EOWAN: I WOULD THINK THAT'S THE ISSUE.

10 BOARD MEMBER VARNER: THERE'S MORE THAN THIS,  
11 YOU KNOW. IT'S A BIT OF A -- I AGREE WITH PHIL, THAT  
12 WE'RE PROBABLY GOING TO TAKE SOME HEAT FOR THIS THING.  
13 AND THERE'S CERTAIN PARTS OF THESE QUESTIONS THAT WE  
14 CAN'T REALLY ANSWER IN DETAIL YET BECAUSE WE DON'T KNOW  
15 WHAT THEY'RE GOING TO BE. AND I'LL JUST USE MY OWN AREA  
16 FOR AN EXAMPLE.

17 THEY HAVE APPROACHED THE THING, AND THEY  
18 HAVE DONE THE PRELIMINARY THING, BUT IT'S KIND OF A  
19 FICTITIOUS THING BECAUSE NOBODY KNOWS EXACTLY WHAT IT IS  
20 THEY'RE GOING TO HAVE TO DO. YET, THEY'RE TELLING THE  
21 PUBLIC, YOU KNOW, IN THIS CASE IT SAYS WE GOT TO RAISE AN  
22 EXTRA \$9 MILLION. ALL RIGHT. YOU KNOW THERE'S DIFFERENT  
23 PEOPLE THAT WANT TO CHALLENGE ANYTHING, SO SOME OF THEM  
24 WILL SAY, "WELL, I CALLED." AND IT HASN'T BEEN THE WASTE  
25 MANAGEMENT BOARD, BUT WHOEVER THEY HAPPEN TO KNOW IN

BETH C. DRAIN, CSR 7152



1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 STATE GOVERNMENT, AND THEY SAY THEY DON'T KNOW ANYTHING  
2 ABOUT THIS.

3 SO THE -- WHAT COMES OUT, THEN THEY  
4 CHALLENGE THE STATEMENT THAT THE LOCAL PEOPLE ARE SAYING,  
5 A FICTITIOUS FIGURE OF \$9 MILLION BECAUSE THAT'S WHAT  
6 THEY ESTIMATE IT'S GOING TO BE OVER A PERIOD OF TIME,  
7 MAYBE MORE OR LESS. BUT THEN, THE ANSWER COMES OUT,  
8 THEN, FIRST TO THE LOCAL OFFICIALS, THAT -- THEN SOMEBODY  
9 COMES ALONG AND SAYS HERE'S GOVERNMENT AGAIN LYING TO US  
10 BECAUSE THEY CAN'T JUSTIFY THESE FIGURES.

11 AND WHEN THEY SAY, I WANT YOU TO JUSTIFY  
12 THEM, THEY SAY, WE DON'T, WE'RE JUST ESTIMATING BECAUSE  
13 WE DON'T KNOW FOR SURE WHAT THE STATE LEGISLATURE OR THE  
14 DIFFERENT STATE AGENCIES ARE GOING TO LAY ON US IN THE  
15 COMING PERIOD, BUT WE'RE TRYING TO GIVE YOU OUR BEST  
16 ESTIMATES. SO IT BECOMES A MATTER OF CREDIBILITY. AND I  
17 DON'T KNOW WHAT THE ANSWER IS, BUT THERE'S PART OF THE  
18 PROBLEM. AND WE CAN'T GO BEYOND WHAT THE STATE THAT  
19 WE'RE AT RIGHT AT THE TIME. NEITHER CAN THESE AGENCIES,  
20 LOCAL GOVERNMENT AGENCIES THAT ARE RESPONDING TO US, THEY  
21 CANNOT SPELL IT OUT COMPLETELY BECAUSE THEY DON'T KNOW  
22 WHAT IT'S GOING TO BE. SO THAT -- AND I'M SURE THE SAME  
23 PROBLEM IS PRESENTED EVERYWHERE ELSE.

24 THE MAN FROM SISKIYOU COUNTY EXPRESSED  
25 EXACTLY THE SAME THING. THE LOCAL GOVERNMENT THINKS



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES  
213-622-8511

ORANGE COUNTY  
714-953-4447

SAN DIEGO  
619-455-1997

*Barristers  
reporting service*

1 PEOPLE ARE HAVING A HECK OF A PROBLEM WITH THEIR  
2 CONSTITUENTS ON THE BASIS OF CREDIBILITY. ARE YOU  
3 TELLING US THE TRUTH OR TRYING TO MISLEAD US, OR WE DON'T  
4 SEE ANY JUSTIFICATION FOR ALL OF THESE FEES THAT YOU ARE  
5 LAYING ON US. SO IT'S NOT A SIMPLE PROBLEM.

6 MR. ORR: OKAY. MAYBE I'LL PROCEED.

7 BOARD MEMBER BREMBERG: MR. CHAIRMAN, JUST ONE  
8 MORE THING.

9 VICE CHAIRMAN MOSCONE: MRS. BREMBERG.

10 BOARD MEMBER BREMBERG: WHEN YOU TALK TO THESE  
11 PEOPLE, AND I'VE BEEN JUST NOW GLANCING AT SOME OF THESE  
12 THINGS, OF COURSE, THERE ARE ALL KINDS OF DIFFERENT  
13 ANSWERS, I NOTICE. HAVE YOU TALKED TO ANY OF THEM TO SAY  
14 IS THIS FIRM OR IS THIS JUST PIE IN THE SKY? DID YOU DO  
15 IT TO MEET A DEADLINE? DO YOU MEAN IT? ARE YOU GOING --  
16 WHEN ARE YOU GOING TO REFINE IT? ARE YOU GOING TO REFINE  
17 IT, OR IS THIS TOO EARLY IN THE GAME? DO WE NEED THE  
18 OTHER 40 PERCENT BEFORE WE CAN MAKE THAT EVALUATION, OR  
19 SHOULD WE WORK WILLINGLY AND QUICKLY WITH THOSE WHO DID  
20 RESPOND ON SCHEDULE AND HAVE A DIFFERENT DIRECTION TO THE  
21 NONCOMPLIANCE?

22 MR. ORR: I THINK THOSE ARE GOOD POINTS, AND  
23 HOPEFULLY WE'LL ADDRESS PART OF THAT IN THE OPTIONS THAT  
24 WE HAVE HERE FOR HOW TO PROCEED. WE HAVE RECEIVED A LOT  
25 OF DIFFERENT ANSWERS. WE TRIED TO ANTICIPATE SOME OF THE

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 PROBLEMS WHEN WE BROUGHT BEFORE YOU BACK LAST SUMMER THE  
2 GUIDELINES THAT WERE APPROVED. AND WE HAVE MADE A NUMBER  
3 OF EFFORTS TO FACILITATE COMPLIANCE BY THE OPERATORS. IN  
4 FACT, I WOULD APPLAUD THE BOARD IN TERMS OF TAKING A  
5 PROACTIVE STANCE FOR GOING ABOVE AND BEYOND WHAT THE LAW  
6 CALLS FOR.

7 THE GUIDELINES THAT THE BOARD ADOPTED LAST  
8 AUGUST WERE NOT CALLED FOR IN THE STATUTE. IN BRINGING  
9 THEM TO YOU, WE FELT THAT THAT WAS -- WOULD PROVIDE A  
10 MODEL THAT IF SOMEBODY WANTED TO COMPLY WITH THE  
11 REQUIREMENTS OF LAW, THAT THEY COULD FOLLOW THIS  
12 WORKSHEET FORMAT THAT WE HAD DEVELOPED:

13 IN ADDITION TO THAT, IN CONJUNCTION WITH  
14 THE WORKSHOPS THAT WE HAD IN SEPTEMBER TO DISCUSS THE  
15 UPCOMING REGULATIONS, WE HAD A FULL DAY SET ASIDE FOR  
16 GOING OVER THE GUIDELINES DOCUMENT AND THE WORKSHEETS  
17 WITH THE OPERATORS IF THEY HAD ANY QUESTIONS ABOUT HOW TO  
18 FILL THEM OUT, AND THOSE SESSIONS WERE VERY WELL ATTENDED  
19 AS WE DESCRIBED TO YOU BEFORE.

20 THEN SINCE DECEMBER, I'VE HAD A MEMBER OF  
21 MY STAFF ON CALL EVERY DAY OF -- EVERY WORKING DAY TO  
22 ANSWER QUESTIONS, AND WE HAVE RECEIVED SEVERAL PHONE  
23 CALLS EACH AND EVERY DAY FROM OPERATORS, FROM LOCAL  
24 ENFORCEMENTS AGENCIES, AND FROM CONSULTANTS WHO WERE  
25 ATTEMPTING TO COMPLY WITH THESE REQUIREMENTS. AND I

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES    ORANGE COUNTY    SAN DIEGO  
213-622-8511    714-953-4447    619-455-1997



*Barristers'*  
*reporting service*

1 BELIEVE WE'VE BEEN VERY RESPONSIVE TO THE QUESTIONS THAT  
2 HAVE BEEN ASKED OF US, AND THEY'VE -- I THINK IT'S BEEN A  
3 GOOD EXERCISE, ALSO, AS WE'VE BEEN DEVELOPING THESE  
4 REGULATIONS TO ANTICIPATE SOME OF THE PROBLEMS THAT WE'LL  
5 ENCOUNTER DURING THE NEXT PHASE OF IMPLEMENTATION.

6 NOW, SINCE THE LAST BOARD MEETING, WE HAVE  
7 RECEIVED SOME ADDITIONAL INFORMATION. WE RECEIVED  
8 RESPONSES FROM APPROXIMATELY 20 ADDITIONAL FACILITIES.  
9 WE'VE ALSO RECEIVED ADDITIONAL INFORMATION FROM  
10 FACILITIES THAT HAVE PREVIOUSLY SUBMITTED SOMETHING AND  
11 MAYBE THEY SAID, "WE'RE GOING TO SEND YOU OUR WORKSHEET  
12 IN TWO WEEKS." WE HAVE RECEIVED SOME ADDITIONAL  
13 INFORMATION IN THOSE CASES.

14 NOW, IF YOU WILL LOOK AT THE PIE CHART ON  
15 PAGE 213 OF THE BOARD PACKET, WE HAVE A BREAKDOWN OF THE  
16 PERCENTAGES OF THE MECHANISMS THAT WERE SELECTED, AND  
17 THAT WAS ALLUDED TO BY CHAIRMAN MOSCONE YESTERDAY AT THE  
18 BOARD MEETING. WE HAVE -- SINCE THAT TIME, WE'VE  
19 RECEIVED SOME ADDITIONAL MECHANISMS.

20 SO IN YOUR MIND THERE'S ONE CATEGORY THAT  
21 HAS SWELLED SINCE WE PREPARED THIS MATERIAL FOR THE  
22 AGENDA PACKET, WHICH IS IN THE AREA OF THE FINANCIAL  
23 MEANS TEST. THE PERCENTAGE THAT SHOWS THE 8.8 PERCENT  
24 THAT SHOWS ON THAT PIE CHART HAS INCREASED FROM 13 TO 29.  
25 SO IN THE LAST TWO WEEKS, WE'VE RECEIVED QUITE A FEW

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 ADDITIONAL MECHANISMS THAT HAVE SELECTED THE FINANCIAL  
2 MEANS TEST.

3 BOARD MEMBER BROWN: BY PRIVATE SECTOR OR PUBLIC  
4 SECTOR? DO YOU KNOW HOW THAT BROKE DOWN?

5 MR. ORR: WELL, CONTRARY TO THE DISCUSSION WE  
6 HAD ABOUT THE FINANCIAL MEANS TEST IN THE MEETING  
7 YESTERDAY, I WOULD SAY THAT THE MAJORITY OF THE  
8 FACILITIES THAT HAVE SELECTED THE FINANCIAL MEANS TEST  
9 ARE COUNTIES AND CITIES AT THIS TIME, OR AT LEAST A  
10 GOODLY PERCENTAGE OF THEM, MUCH HIGHER THAN I WOULD HAVE  
11 ANTICIPATED.

12 IN ADDITION TO THAT, WE'VE RECEIVED A  
13 SLIGHT INCREASE IN WHAT WE WOULD CONSIDER ALL OF THE  
14 THINGS THAT WE REQUESTED. WHAT WE REQUESTED WAS A  
15 CERTIFICATION, WHICH WOULD BE A SWORN STATEMENT BY THE  
16 OPERATOR, THAT THEY'VE ACCOMPLISHED THE THREE THINGS:  
17 THAT THEY'RE AUTHORIZED TO MAKE THAT STATEMENT ON BEHALF  
18 OF THE OPERATOR, AND THAT THERE BE DOCUMENTATION IN TERMS  
19 OF A COST ESTIMATE WORKSHEET, AND THE VARIOUS DIFFERENT  
20 PIECES OF DOCUMENTATION THAT WERE REQUESTED IN THE  
21 GUIDELINES FOR WHATEVER MECHANISM WAS SELECTED, WHETHER  
22 THAT BE A FINANCIAL STATEMENT, A LETTER FROM A BANK  
23 INDICATING THAT A TRUST FUND HAD BEEN ESTABLISHED,  
24 WHATEVER WOULD BE APPROPRIATE FOR THE MECHANISM THAT THEY  
25 SELECTED WAS INCORPORATED IN THE GUIDELINES. AND WE'VE

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 RECEIVED APPROXIMATELY 118 COMPLETE CERTIFICATIONS THAT  
2 HAVE ALL THE DOCUMENTATION AND THE ITEMS THAT WE  
3 REQUESTED.

4 SO LET'S PROCEED, THEN, TO LOOK AT WHAT  
5 WE'RE PROPOSING TO DO WITH THE CERTIFICATIONS. THE FIRST  
6 THING THAT WE WOULD DO IS HAVE INITIAL STAFF SCREENING OF  
7 THESE STATEMENTS, AND THAT WOULD BE SIMILAR TO WHAT'S  
8 REPRESENTED IN THE TABULATION THAT'S ATTACHED TO THIS  
9 AGENDA ITEM WHERE A STAFF PERSON WOULD GO THROUGH AND  
10 MAKE SURE THAT THE CERTIFICATION WAS ACTUALLY THERE AND  
11 THAT THE INFORMATION THAT WAS SUBMITTED ACTUALLY  
12 CONSTITUTES A CERTIFICATION. A NUMBER OF TIMES WE'VE  
13 RECEIVED A COVER LETTER WHICH MAY NOT ACTUALLY BE A  
14 CERTIFICATION UNDER THE LAW.

15 THEN, IN ADDITION, NOT ONLY DOES THAT  
16 CERTIFICATION HAVE TO BE MADE, BUT ALL THREE OF THE  
17 ELEMENTS OF THE CERTIFICATION WOULD BE MADE. NOW, WE  
18 WOULD CONTINUE TO PURSUE RESPONSES FROM THE OPERATORS  
19 THAT HAD SUBMITTED NOTHING OR HAD SUBMITTED INCOMPLETE  
20 CERTIFICATION BY WRITING A LETTER TO THEM AND GIVING THEM  
21 AN OPPORTUNITY TO PROVIDE EITHER THEIR SUBMITTAL OR THE  
22 ADDITIONAL INFORMATION THAT WAS REQUESTED.

23 ANOTHER THING THAT WOULD BE SCREENED AT  
24 THIS TIME WOULD BE THE ALTERNATIVE CERTIFICATION FORMS  
25 THAT WERE PREPARED IN THE EVENT THAT WE HAD AN OPERATOR

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES  
213-622-8511

ORANGE COUNTY  
714-953-4447

SAN DIEGO  
619-455-1997



*barristers'*  
*reporting service*

1 ON OUR MAILING LIST THAT WASN'T SUBJECT TO THESE  
2 REQUIREMENTS, EITHER BECAUSE THEY WEREN'T ACTIVE OR  
3 DIDN'T HAVE THE PROPER TYPE OF FACILITY TO BE INCLUDED IN  
4 THIS PROGRAM.

5 BOARD MEMBER VARNER: BILL, HOW MANY TOTAL  
6 LANDFILLS -- WE'RE TALKING ABOUT LANDFILLS -- HOW MANY  
7 ARE THERE TOTALLY THAT WOULD COME UNDER THIS PROGRAM?

8 MR. ORR: AT THIS TIME THE NUMBER THAT WE HAVE  
9 IS 379, AND WHAT THAT'S BASED ON IS THE MAILING LIST FROM  
10 THE SWIS DATABASE MINUS THE ALTERNATIVE CERTIFICATIONS  
11 THAT WE'VE RECEIVED.

12 BOARD MEMBER VARNER: AND YOU'VE RECEIVED  
13 RESPONSES FROM 118?

14 MR. ORR: NO. WE'VE RECEIVED RESPONSES FROM  
15 258.

16 VICE CHAIRMAN MOSCONE: DOES THIS INCLUDE ALL OF  
17 THE NONOPERATING --

18 MR. ORR: THIS WOULD INCLUDE THE NONOPERATING  
19 ONES, AND THEN WE REDUCE THAT NUMBER BY THE ALTERNATIVE  
20 CERTIFICATIONS WHICH ARE -- THAT WE'VE RECEIVED 36 OF  
21 THOSE.

22 BOARD MEMBER VARNER: HOW MANY OF THIS 379  
23 HAVEN'T WE HEARD FROM?

24 MR. ORR: WE'VE RECEIVED SOME KIND OF  
25 INFORMATION -- WELL, IT WOULD BE 218 -- 212 -- I GUESS



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 212 IS WHAT WE'VE HEARD FROM. SO IT WOULD BE THE REST OF  
2 THEM THAT WE --

3 BOARD MEMBER VARNER: OKAY. NOW, DOES YOUR PIE  
4 CHART REPRESENT 212?

5 MR. ORR: NO. THE PIE CHART REPRESENTS -- OF  
6 THE CERTIFICATION, THE PIE CHART REPRESENTS THE ONES THAT  
7 HAVE INDICATED WHICH MECHANISM THEY SELECTED. SO FOR  
8 EXAMPLE, IN THE CASE WHERE SOMEBODY MIGHT HAVE SUBMITTED  
9 THEIR INITIAL COST ESTIMATES, THEY MAY NOT HAVE AS YET  
10 SUBMITTED WHICH MECHANISM THEY'VE SELECTED. SO THAT  
11 WOULD BE INCLUDED IN THAT PARTIAL RESPONSE, BUT WE DON'T  
12 HAVE THE INFORMATION ON WHICH MECHANISM THEY'VE SELECTED  
13 YET. SO THAT --

14 BOARD MEMBER VARNER: YOU DON'T KNOW HOW MANY  
15 FACILITIES YOUR PIE CHART REPRESENTS?

16 MR. ORR: YEAH. THE PIE CHART REPRESENTS 164.

17 BOARD MEMBER VARNER: SO -- YOU KNOW THAT, THEN,  
18 COULD CHANGE DRASTICALLY WHEN YOU HEAR FROM EVERYBODY?

19 MR. ORR: THAT'S CORRECT. IN SOME INSTANCES  
20 WE'VE RECEIVED FROM COUNTIES THAT OPERATE A NUMBER OF  
21 LANDFILLS. WE MAY HAVE RECEIVED ONE SUBMITTAL THAT  
22 INCLUDES 20 DIFFERENT LANDFILLS, AND THEY'VE ALL GOT THE  
23 SAME MECHANISM. OR FOR THE LARGER PRIVATE COMPANIES IN  
24 CALIFORNIA AS WELL, THEY GENERALLY WILL SUBMIT EVERYTHING  
25 AS A PACKAGE AND ALL OR WHATEVER NUMBER OF LANDFILLS THEY

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 HAVE USE THE SAME MECHANISM.

2 THERE HAVE BEEN A COUPLE OF EXCEPTIONS  
3 WHERE, FOR ONE REASON OR ANOTHER, ONE LANDFILL MIGHT BE A  
4 SPECIAL CASE, AND THEY SUBMITTED SOMETHING DIFFERENT FOR  
5 ONE. SO I THINK THAT MIGHT SKEW THINGS, THAT AS WE GET  
6 INDIVIDUAL SUBMITTALS RATHER THAN LARGE GROUPS, THEY MAY  
7 CHANGE SOMEHOW.

8 BOARD MEMBER VARNER: WHEN YOU COUNT -- SAY, IF  
9 YOU HAVE A COUNTY -- WELL, LET'S TAKE KERN COUNTY THAT  
10 HAS 14 OPERATING LANDFILLS. AND WHEN THEY RESPOND, DO  
11 YOU COUNT THAT AS 14?

12 MR. ORR: YES. WHAT I MIGHT INDICATE ABOUT THE  
13 OPTIONS, AS WE GO THROUGH THEM, IS THAT SORT OF AN  
14 ADDITIVE PROCESS, THAT IT'S A QUESTION OF WHERE DO WE  
15 STOP IN TERMS OF THE LEVEL OF DETAIL THAT WE WANT TO GIVE  
16 TO REVIEWING AND APPROVING THESE CERTIFICATIONS. AND SO  
17 FOR OPTION ONE, IF OPTION ONE WERE SELECTED BY THE BOARD,  
18 WE WOULD STOP AT THAT POINT.

19 IF YOU SELECTED OPTION TWO, THAT WOULD  
20 INCLUDE ALL THE STEPS IN OPTION ONE AS WELL, BUT THEN  
21 WOULD STOP AT THE LEVEL OF DETAIL INDICATED UNDER OPTION  
22 TWO. AND THEN IF YOU WENT THE FULL ROUTE TO ACTUALLY  
23 ATTEMPT TO APPROVE THE INDIVIDUAL FINANCIAL MECHANISMS,  
24 THAT WOULD INCLUDE ALL THE PREVIOUS STEPS DESCRIBED UNDER  
25 OPTIONS ONE AND TWO.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1                   NOW, AS A FOLLOW-UP TO THE VERY LAST -- THE  
2                   LAST PART OF OPTION ONE, WE WOULD REFER THOSE OPERATORS  
3                   THAT WERE NOT IN COMPLIANCE, WE WOULD RIGOROUSLY PURSUE  
4                   ATTAINING COMPLIANCE FROM THE OPERATOR. I MIGHT JUST  
5                   MENTION AT THIS POINT THAT A COUPLE OF THE LOCAL  
6                   ENFORCEMENT AGENCIES, SPECIFICALLY IN VENTURA COUNTY AND  
7                   IMPERIAL COUNTY, HAVE BEEN SENDING LETTERS OF THEIR OWN  
8                   TO THEIR OPERATORS REGARDING THE FACT THAT THEY HAVE OR  
9                   HAVE NOT RECEIVED THE CERTIFICATIONS FROM THOSE  
10                  PARTICULAR JURISDICTIONS.

11                  THIS WOULD BE SOMETHING LIKE WE WOULD PLAN  
12                  ON SENDING TO ALL OF THEM, TO ALL OF THE OPERATORS, AND  
13                  WE WOULD COPY THE LOCAL ENFORCEMENT AGENCIES SO THEY  
14                  WOULD BE FULLY AWARE OF WHAT WAS GOING ON. AN  
15                  ALTERNATIVE TO THAT WOULD BE TO HAVE ALL OF THE LEA'S  
16                  MAKE THIS KIND OF LETTER TO THE OPERATORS INSTEAD OF US  
17                  DIRECTLY, LIKE THOSE TWO LEA'S HAVE ALREADY DONE.

18                  THE NEXT OPTION WOULD INCLUDE THE INITIAL  
19                  SCREENING, WHICH WOULD INCLUDE WHAT'S TABULATED ON THE  
20                  CHART, BUT WOULD ATTEMPT TO ACTUALLY APPROVE THE  
21                  OPERATOR'S CERTIFICATION. SO WHAT WOULD BE INCLUDED HERE  
22                  IS THAT WE WOULD DEVELOP CHECKLISTS FOR REVIEWING THE  
23                  SUBMITTALS; AND IN ADDITION TO WHETHER OR NOT THE  
24                  OPERATOR MINIMALLY COMPLIED WITH THE REQUIRED  
25                  CERTIFICATION, WE WOULD MAKE AN ATTEMPT TO VERIFY THE

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES   ORANGE COUNTY   SAN DIEGO  
213-622-8511   714-953-4447   619-455-1997



*barristers'*  
*reporting service*

1 INFORMATION THAT'S INCLUDED IN THE INITIAL COST ESTIMATE  
2 AND TO VERIFY THAT THE MECHANISM WAS ACTUALLY BEING --  
3 HAD BEEN ESTABLISHED AND WAS BEING FUNDED AS IT WAS  
4 STATED IN THE SUBMITTAL.

5 AND SO IN PURSUING THAT IN THE GUIDELINES,  
6 WE ASKED FOR DOCUMENTATION OF THE ESTABLISHMENT OF THE  
7 MECHANISM. WE ASKED FOR A COPY OF THE SOFT ESTIMATE  
8 WORKSHEET. IF THAT HAD NOT BEEN SUPPLIED WITH THE  
9 SUBMITTAL, WE WOULD WRITE A LETTER TO THEM REQUESTING  
10 THAT INFORMATION WITHIN A SPECIFIED PERIOD. IF THE  
11 OPERATOR DIDN'T RESPOND AT THAT TIME, WE WOULD BRING THAT  
12 INFORMATION TO YOU FOR YOUR INFORMATION SO THAT YOU KNEW  
13 WHAT KIND OF PROGRESS WE WERE MAKING IN GETTING A MORE  
14 DIRECT RESPONSE.

15 THE COMPLETE SUBMITTALS THAT CONTAIN THE  
16 OPERATOR'S CERTIFICATION AND ALL OF THE REQUESTED  
17 DOCUMENTATION WOULD BE REVIEWED BY STAFF, BOTH FROM THE  
18 STANDARDS AND REGULATIONS UNIT THAT ARE PRIMARILY LOOKING  
19 AT THE CLOSURE AND POSTCLOSURE STANDARDS, AND ALSO THE  
20 FINANCE UNIT, USING CHECKLISTS THAT WOULD BE PREPARED  
21 BASED ON THE CERTIFICATION GUIDELINES THAT WERE APPROVED  
22 LAST SUMMER.

23 THE NUMBER THAT I MENTIONED, I THINK, WAS  
24 118 REPRESENTS THE NUMBER THAT WE HAVE AT THIS POINT IN  
25 TIME AND INDICATES 115 IN THE PACKET, BUT WE HAVE 118 OF

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 THOSE NOW, AND THOSE ARE THE ONES THAT WE WOULD PROCEED  
2 TO ACTUALLY REVIEW TO VERIFY THAT INFORMATION.

3 NOW, WHAT WE WOULD SUGGEST ALONG WITH THIS  
4 VERIFICATION EFFORT WOULD BE THAT IT MIGHT BE NECESSARY  
5 TO AMEND THE CONTRACT WITH ICF, INCORPORATED TO -- IN  
6 ADDITION TO DEVELOPING THE INFORMATION FOR THE  
7 REGULATIONS ON THE LONG-TERM, PROVIDE SOME LIMITED  
8 ASSISTANCE TO US ON THE SHORT-TERM, TO TRAIN THE STAFF OF  
9 THE FINANCE UNIT IN THE STANDARDS AND REGULATIONS UNIT IN  
10 REVIEWING THE FINANCIAL MECHANISMS, TO ASSIST US IN  
11 REVIEWING THE EVALUATING CHECKLIST THAT WE'RE CURRENTLY  
12 DEVELOPING, AND TO RETAIN THEIR EXPERTISE FOR  
13 CONSULTATION AND FOCUS REVIEW OF THE MORE COMPLEX  
14 FINANCIAL MECHANISMS. THAT WOULD BE SOMETHING LIKE WE  
15 WOULD TALK TO THEM ON THE PHONE FOR AN HOUR OR TWO A WEEK  
16 TO GO OVER SOME OF THE DIFFICULT POINTS THAT MAY COME UP  
17 IN REVIEWING THE ACTUAL SUBMITTED INFORMATION.

18 THE SUBMITTALS THAT PASSED THIS STAFF  
19 REVIEW THAT HAVE SUPPLIED THE DOCUMENTATION AND WE CAN  
20 VERIFY THAT THE THINGS HAVE BEEN DONE THAT HAVE BEEN  
21 REQUESTED WOULD BE BROUGHT TO THE BOARD AS A CONSENT LIST  
22 FOR CONSIDERATION OF APPROVAL OF THE CERTIFICATION, AS  
23 OPPOSED TO THE FINANCIAL MECHANISM DIRECTLY.

24 THE SUBMITTALS THAT FAIL TO PASS THE STAFF  
25 REVIEW WOULD BE BROUGHT BEFORE THE ATTENTION OF THE BOARD

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*Barristers*  
*reporting service*

1 BY GROUPS, MAYBE BY THE MECHANISM OR THE TYPE OF  
2 DEFICIENCY THAT WAS -- THAT WAS -- THAT MADE THEM  
3 UNACCEPTABLE FOR FURTHER DIRECTION. AND THERE'S AN  
4 ADDITIONAL PROVISIO THAT ANY FINANCIAL MECHANISM THAT  
5 WOULD BE ELIMINATED BY THE BOARD AS UNACCEPTABLE AT THE  
6 NEXT MEETING, THOSE MECHANISMS OR THOSE SUBMITTALS WOULD  
7 NOT BE REVIEWED ANY FURTHER BECAUSE WE WOULD BE REVIEWING  
8 A MECHANISM THAT WAS NO LONGER GOING TO BE ACCEPTABLE ON  
9 THE LONG TERM, AND IT WOULD BE BASICALLY A WASTE OF TIME.  
10 AND WE WOULD PROCEED TO NOTIFY THE OPERATOR THAT THE  
11 SELECTED MECHANISMS WOULD NOT BE AVAILABLE ANY LONGER OR  
12 WHEN THE REGULATIONS WOULD BE PROMULGATED SO THAT THAT  
13 WOULD GIVE THEM AN OPPORTUNITY TO START THINKING ABOUT  
14 WHAT THEY WANTED TO DO WHEN THE REGULATIONS GO IN PLACE.

15 NOW, I WOULD LIKE TO REITERATE THAT THE  
16 MECHANISMS THEMSELVES WOULD ACTUALLY BE APPROVED IN  
17 CONJUNCTION WITH THE CLOSURE PLANS BEGINNING IN JULY --  
18 AFTER JULY 1, 1990, WHEN THEY'RE REQUIRED TO BE  
19 SUBMITTED.

20 NOW, THE THIRD OPTION WOULD BE TO ACTUALLY  
21 MAKE AN ATTEMPT TO APPROVE THE FINANCIAL MECHANISM. AND  
22 THIS WOULD REQUIRE A CASE-BY-CASE REVIEW OF EACH OF THE  
23 FINANCIAL MECHANISMS SUBMITTED WITHOUT THE BENEFIT OF  
24 HAVING REGULATIONS BY WHICH TO MAKE ANY HARD AND FAST  
25 DECISION; AND, THEREFORE, WOULD REQUIRE DETAILED

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 ENGINEERING ANALYSIS OF THE INITIAL COST ESTIMATE AND, AS  
2 WELL, DETAILED FINANCIAL AND LEGAL REVIEW OF THE  
3 FINANCIAL MECHANISM ITSELF.

4 A TRUST AGREEMENT COULD BE WORDED TO HAVE  
5 DIFFERENT CLAUSES IN IT THAT MAY MAKE IT UNACCEPTABLE,  
6 ALTHOUGH GENERALLY IT MIGHT BE AN ACCEPTABLE MECHANISM,  
7 AND IT WOULD BE NECESSARY FOR THEM TO BE ANALYZED, BOTH  
8 BY EXPERTS IN THOSE KINDS OF AREAS THAT WE, QUITE  
9 FRANKLY, DON'T HAVE.

10 IN DEVELOPING THIS PROGRAM, WE ARE LOOKING  
11 BOTH AT THE SHORT TERM AND THE LONG TERM; BUT AS WE HAVE  
12 RIGHT NOW ONE LEGAL COUNSEL AND ONE ADDITIONAL STAFF  
13 COUNSEL AS PART OF THE REGULATIONS PROCESS, SO WHAT WE  
14 WOULD ULTIMATELY DO UNDER THIS OPTION, AFTER SOME LEGAL  
15 AND FINANCIAL AND ENGINEERING REVIEW, WOULD BE TO BRING  
16 EACH INDIVIDUAL MECHANISM TO THE BOARD TO DETERMINE ITS  
17 ACCEPTABILITY ON ITS OWN MERITS. AND THE BOARD WOULD, AT  
18 THAT POINT, CONSIDER WHETHER TO APPROVE THAT MECHANISM.

19 THERE ARE TWO PRIMARY CONCERNS WITH THIS  
20 OPTION. THE FIRST IS THAT ANY PRECEDENT SET BY THE BOARD  
21 IN ACCEPTING A MECHANISM FOR ONE OPERATOR WOULD BE FINE  
22 AS LONG AS YOU CAN CONTINUE TO ACCEPT MECHANISMS. THE  
23 DIFFICULTY ARISES IF YOU DETERMINE THAT SOMETHING IS  
24 UNACCEPTABLE AND YOU DON'T HAVE THE BENEFIT OF HAVING  
25 REGULATIONS THAT HAVE GONE THROUGH THE ADMINISTRATIVE LAW



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 PROCESS THAT MIGHT BE CONSIDERED A STANDARD OF GENERAL  
2 APPLICATION OR UNDERGROUND REGULATION. SO, CONCEIVABLY,  
3 YOU COULD GO AHEAD AND APPROVE MECHANISMS, BUT YOU MAY  
4 NOT BE ABLE TO ACTUALLY GO THROUGH AND ENFORCE A  
5 DISAPPROVED MECHANISM.

6 THE SECOND AREA OF CONCERN WOULD BE IN THE  
7 EVENT THAT A -- THE BOARD APPROVED A MECHANISM THAT LATER  
8 SOMEHOW DEFAULTED. AND WITHOUT HAVING THE REGULATIONS TO  
9 SAY, WELL, WE WENT THROUGH THIS PROCESS AND RECEIVED THIS  
10 EXPERTISE FROM A CONSULTANT AND RECEIVED ALL THIS INPUT  
11 FROM VARIOUS ENTITIES, IT WOULD BE A DIFFICULT SITUATION  
12 FOR THOSE APPROVED MECHANISMS TO GO INTO DEFAULT.

13 THEREFORE, THE STAFF WOULD RECOMMEND THAT  
14 OPTION TWO, THE APPROVAL OF THE CERTIFICATIONS, BE  
15 ADOPTED AND THAT THIS WOULD PROVIDE A POSITIVE RESPONSE  
16 TO THE OPERATORS THAT HAD COMPLIED, GIVING THEM A READ --  
17 FEEDBACK THAT THEY HAD ACTUALLY COMPLIED WITH THE  
18 CERTIFICATION REQUIREMENTS, BUT WOULD NOT INCLUDE THE  
19 ACTUAL APPROVAL OF THE FINANCIAL MECHANISM ITSELF. THIS  
20 WOULD ALSO MINIMIZE THE DIFFICULTY IN EVALUATING THE  
21 MECHANISMS BEFORE THEY'RE IN PLACE.

22 AND ALONG WITH THAT, WE WOULD RECOMMEND  
23 THAT WE PURSUE NEGOTIATION WITH ICF INCORPORATED TO AMEND  
24 THE CONTRACT FOR UP TO \$10,000 TO RETAIN THE -- OR DIRECT  
25 THE CHIEF EXECUTIVE OFFICER TO AMEND THE CONTRACT FOR THE

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 PURPOSES THAT I MENTIONED PREVIOUSLY, THE STAFF TRAINING  
2 REVIEW OF THE CHECKLIST, AND THE FOCUSED REVIEW OF THE  
3 MECHANISMS AS WE REVIEW THEM.

4 ARE THERE ANY QUESTIONS?

5 VICE CHAIRMAN MOSCONE: MR. BROWN.

6 BOARD MEMBER BROWN: ON THE ICF BUSINESS, HE  
7 TOLD US YESTERDAY THAT HE DID TWO AND A HALF MONTH'S  
8 WORTH OF WORK IN TWO WEEKS AND ALL THAT, AND WE SAID  
9 THERE WAS DIFFICULTY IN GETTING THE CONTRACT APPROVED OR  
10 FINALIZED. IS THAT ALL TAKEN CARE OF NOW? COULD WE MOVE  
11 AHEAD WITH SOMETHING LIKE THIS, OR IS THIS GOING TO BE  
12 ANOTHER STUMBLING BLOCK?

13 MR. EOWAN: IT'S ANOTHER STUMBLING BLOCK.

14 ANYTIME YOU --

15 ATTORNEY CONHEIM: WELL, I'M NOT SURE IT'S ALL  
16 THAT DIFFICULT. IT'S JUST A FACT OF LIFE IN THE LAW THAT  
17 CONSULTANTS UNDER CONTRACT TO THE BOARD MAY NOT BEGIN  
18 WORK UNTIL DEPARTMENT OF GENERAL SERVICES APPROVES THEIR  
19 CONTRACTS. CONTRACTS FOR OTHER SERVICES AND CONTRACTS  
20 FOR GOODS AREN'T BOUND BY THAT RULE. YOU MAY BEGIN WORK  
21 UPON EXECUTION OF THE CONTRACT, BUT NOT FOR CONSULTANT  
22 SERVICE CONTRACTS. SO THAT WAS THE ONLY REASON FOR THE  
23 DELAY. IT WASN'T THAT GENERAL SERVICES UNDULY DELAYED OR  
24 THAT THERE WAS A SPECIFIC PROBLEM. IT'S A GENERAL  
25 PROBLEM IN THE LAW WITH CONSULTANT SERVICES CONTRACTS.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 BOARD MEMBER BEAUTROW: OKAY. BUT THIS IS AN  
2 EXTENSION OF A SOLE SOURCE CONTRACT --

3 MR. EOWAN: NO, IT'S AN EXTENSION OF AN --

4 BOARD MEMBER BEAUTROW: -- OR AN EXISTING  
5 CONTRACT?

6 MR. EOWAN: -- AN EXISTING COMPETITIVELY BID  
7 CONTRACT, BUT IT HAS TO GO THROUGH THE PROCESS THAT MR.  
8 CONHEIM JUST DESCRIBED, WHICH IS WHY I SAID IT WAS  
9 ANOTHER STUMBLING BLOCK. IT JUST MEANS MORE TIME.

10 BOARD MEMBER BEAUTROW: WELL, HAVE WE SEEN IT  
11 SINCE THEY JUST GOT STARTED AND THEY DID THIS -- IT  
12 LOOKED TO ME LIKE IT WAS PRETTY GOOD WORK, BUT WE'RE  
13 TALKING ABOUT GIVING AN EXTENSION -- OR A SUPPLEMENTAL  
14 SUM TO SOMETHING THAT WE DON'T SEE THEIR TRACK RECORD  
15 YET. SO DO YOU FEEL COMFORTABLE WITH --

16 MR. EOWAN: NOT NECESSARILY. NOT THAT  
17 THEY'RE -- WE'VE WORKED WITH THEM BEFORE AND WE THINK  
18 THEY ARE A GOOD GROUP, BUT THAT MAY NOT BE THE ONLY  
19 OPTION. AND IF YOU WERE TO APPROVE THIS, I WOULD  
20 CERTAINLY WANT TO COME BACK TO YOU FORMALLY OR INFORMALLY  
21 AND LET YOU KNOW WHAT WE WERE GOING TO DO SPECIFICALLY.  
22 BUT THERE MAY BE EVEN SOME OTHER THINGS WE COULD DO IN  
23 LIEU OF THIS OR DIFFERENTLY THAN THIS.

24 IT OCCURS TO ME THAT THERE MAY BE EXPERTISE  
25 IN OTHER STATE AGENCIES THAT WE COULD TAP INTO AS WELL.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 FOR EXAMPLE, THE GENTLEMAN FROM THE DEPARTMENT OF  
2 COMMERCE YESTERDAY HAS A LOT OF BACKGROUND IN LOAN  
3 GUARANTEES, NOT THAT THAT'S RELEVANT TO THIS TOPIC; BUT  
4 THERE MAY BE BANKING EXPERIENCE IN THE TREASURER'S OFFICE  
5 OR SOMEPLACE ELSE THAT WE MIGHT BE ABLE TO WORK A DEAL  
6 WITH MORE QUICKLY, GET THAT EXPERTISE MORE QUICKLY,  
7 WOULDN'T HAVE TO GO THROUGH THE DEPARTMENT OF GENERAL  
8 SERVICES.

9 I THINK THE COLONEL HERE, RATHER THAN ICF,  
10 ALTHOUGH THAT MAY BE A GOOD WAY TO GO, IS THAT WE WANT TO  
11 SPEND -- WE SEE THE NEED TO TRAIN THE STAFF IN CERTAIN  
12 AREAS, PRIMARILY TO BE ABLE TO HAVE A HIGHER LEVEL OF  
13 EXPERTISE IN UNDERSTANDING THE DETAILS OF THE FINANCIAL  
14 MECHANISMS AS THEY'RE PRESENTED. WE MAY FIND THAT AT ICF  
15 OR SOME OTHER PLACE. I THINK WE NEED TO DO A LITTLE  
16 BACKGROUND WORK.

17 BOARD MEMBER BEAUTROW: OKAY. WELL, WHY DON'T  
18 WE JUST MAKE IT A LITTLE BROADER AND ALLOCATE TEN GRAND  
19 FOR THE PURPOSES OF THIS, RATHER THAN SPECIFICALLY NAME  
20 ICF?

21 BOARD MEMBER BREMBERG: MR. CHAIRMAN.

22 VICE CHAIRMAN MOSCONE: MRS. BREMBERG.

23 BOARD MEMBER BREMBERG: WELL, WHEN WE  
24 INTERVIEWED THESE PEOPLE, THEY UNDERSTOOD AND HAVE ALL  
25 ALONG PRECISELY WHAT IT WAS WE WANTED. IF WE JUST SAY

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES' 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*harristers'*  
*reporting service*

1 LET'S GO SEARCH THROUGH THE AGENCIES AND TRY TO FIND AN  
2 EXPERT, WOULDN'T WE HAVE TO GO BACK TO SQUARE ONE AND  
3 EXPLAIN ALL OVER AGAIN PRECISELY WHAT IT WAS WE WANTED;  
4 WHEREAS, THIS OUTFIT ALREADY KNOWS AND COULD MOVE FROM  
5 SQUARE TEN WHERE THEY ARE NOW TO SQUARE 25 WITHOUT --

6 MR. EOWAN: I'M NOT TAKING ISSUE WITH THAT. I  
7 THINK YOU ARE RIGHT. THAT MIGHT BE THE BEST, MOST  
8 EXPEDITIOUS WAY TO GO. BUT WE HAVEN'T EXPLORED THAT  
9 OTHER WAY, AND THERE ARE SOME AREAS OF THE STATE  
10 GOVERNMENT, LIKE THE TREASURER'S OFFICE AND COMMERCE  
11 AND --

12 BOARD MEMBER BREMBERG: BUT HOW MUCH TIME WOULD  
13 IT TAKE TO EXPLORE ALL THE AGENCIES? WOULD IT BE THE  
14 SAME AMOUNT OF TIME IF YOU EXPLORE THE AGENCIES, AND  
15 THERE ISN'T ANYBODY, THEN YOU GO TO GENERAL SERVICES, AND  
16 THEN THERE'S ANOTHER BUILT-IN DELAY. ALL I'M SAYING IS  
17 COULD THEY RUN CONCURRENTLY OR --

18 MR. EOWAN: ALL I WANTED TO DO IS LEAVE THAT  
19 DOOR OPEN AND TAKE A LOOK AT IT AND NOT JUST TIE  
20 OURSELVES DOWN TO ICF IF WE FOUND SOMETHING BETTER.  
21 THAT'S ALL.

22 BOARD MEMBER BEAUTROW: MOVE THE STAFF  
23 RECOMMENDATION WITH THE STIPULATION THAT WE ALLOCATE  
24 \$10,000 IN -- BEFORE THE BOARD -- AN EXECUTIVE OFFICER  
25 EXECUTES A CONTRACT WITH ANYBODY, THAT HE COMES BACK FOR

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 CONFIRMATION, BUT JUST TAKING OUT SPECIFIC MENTION OF  
2 ICF.

3 BOARD MEMBER BREMBERG: I'M NOT SURE I AGREE  
4 WITH THAT.

5 BOARD MEMBER BEAUTROW: YOU'RE NOT? OKAY.

6 BOARD MEMBER BREMBERG: WELL, AS YOU READ IT,  
7 SAYS IF NECESSARY TO --

8 BOARD MEMBER BEAUTROW: OH, OKAY. IT LOOKS LIKE  
9 IT DOES HAVE THE FLEXIBILITY IN THAT, SO I'LL JUST AMEND  
10 IT TO ACCEPT THE STAFF RECOMMENDATION.

11 BOARD MEMBER BROWN: SECOND.

12 MR. EOWAN: TELL YOU WHAT, TO MAKE IT JUST -- IF  
13 I MAY INTERRUPT, MR. CHAIRMAN, WITH YOUR PERMISSION.

14 VICE CHAIRMAN MOSCONE: GO RIGHT AHEAD.

15 MR. EOWAN: WE WILL DO THIS EXPEDITIOUSLY. I'LL  
16 TRY AND DO ALL THIS EXPLORATION IN THE NEXT WEEK TO TEN  
17 DAYS, AND ONE WAY OR ANOTHER WE'LL DRAW A LINE. THAT WAY  
18 IT WILL TAKE CARE OF THE CONCERN THAT YOU RAISED.

19 BOARD MEMBER BREMBERG: WELL, THE WAY THAT IT'S  
20 WRITTEN IT SAYS "IF NECESSARY TO RETAIN," WHICH WOULD  
21 COVER WHAT YOU WERE JUST SAYING, SO WE CAN ADOPT THE  
22 RECOMMENDATION AS WRITTEN.

23 MR. EOWAN: OKAY.

24 VICE CHAIRMAN MOSCONE: ANYONE OPPOSED? SO BE  
25 IT.



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 WE WILL TAKE A BREAK NOW FOR EXECUTIVE  
2 SESSION, AND WE ARE EXPECTING MCNALLY AT 3:30 FOR PART OF  
3 ITEM NO. 22. SO WE WILL --

4 BOARD MEMBER BREMBERG: I DON'T HAVE A TAB FOR  
5 22.

6 VICE CHAIRMAN MOSCONE: SO WE WILL HAVE OUR  
7 CLOSED SESSION AT THIS TIME, AND THEN AFTER WE'RE THROUGH  
8 WITH OUR CLOSED SESSION, WE'LL PROCEED TO ITEM 22. SO --

9 BOARD MEMBER BREMBERG: WHERE DID I PUT IT?

10 VICE CHAIRMAN MOSCONE: -- SO CLEAR THE ROOM.

11 (THE BOARD THEN WENT INTO CLOSED SESSION.)

12 (THE BOARD THEN RESUMED THE REGULARLY  
13 SCHEDULED AGENDA.)

14 VICE CHAIRMAN MOSCONE: VERY GOOD. COMMENCE  
15 WITH ITEM NO. 22 AND THE REPORT. THIS WILL BE JUST A  
16 REPORT FROM MCNALLY?

17 MR. EOWAN: YES, MR. CHAIRMAN. I THINK CHRIS IS  
18 GOING TO GO AHEAD AND INTRODUCE THIS ITEM; AND AS PART OF  
19 SIGNIFICANT STAFF ACTIVITIES, WE'LL COMPLETE THIS ITEM  
20 TOMORROW. BUT JUST TO ACCOMMODATE MR. MCNALLY, WE WANTED  
21 TO LET PATTY ROBERTS AND RAY GIVE A --

22 VICE CHAIRMAN MOSCONE: MR. EOWAN, INASMUCH AS  
23 SOME PEOPLE PROBABLY HAVE EARLY FLIGHTS, MAYBE WE SHOULD  
24 SEE TO IT THAT WE ACCOMPLISH ANYTHING THAT NEEDS A VOTE.

25 MR. EOWAN: ON TODAY.



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 VICE CHAIRMAN MOSCONE: WHETHER IT BE TOMORROW.

2 MR. EOWAN: I THINK THERE WILL BE NO PROBLEM.

3 AS LONG AS WE HAVE A QUORUM FOR THE FIRST COUPLE OF HOURS  
4 IN THE MORNING, THAT SHOULD EASILY TAKE CARE WHAT WE'VE  
5 GOT ON THE AGENDA LEFT OVER AFTER THIS.

6 VICE CHAIRMAN MOSCONE: PROCEED.

7 MR. EOWAN: THANK YOU. CHRIS.

8 MR. PECK: MR. CHAIRMAN, MEMBERS OF THE BOARD,  
9 YOU RECALL THE LAST MEETING I GAVE YOU A QUICK OVERVIEW  
10 OF WHAT WE WERE DOING WITH THE CALIFORNIA CLEANIN'  
11 CAMPAIGN AND MENTIONED THAT WE'D SAT DOWN EARLY LAST  
12 MONTH AND TALKED WITH ALL OF OUR SENIOR STAFF MEMBERS AND  
13 SIGNIFICANT PROGRAM DIRECTORS HERE AT THE BOARD AND  
14 TALKED ABOUT THE KINDS OF THINGS THAT THEY FORESAW COMING  
15 UP THIS YEAR THAT HAD GOOD PUBLICITY VALUE FOR THE BOARD  
16 AND THINGS THAT THEY FELT THEY COULD USE ASSISTANCE WITH  
17 IN TERMS OF OUR PUBLIC RELATIONS EFFORT.

18 SO WE SINCE THE LAST BOARD MEETING, RAY  
19 MCNALLY AND ASSOCIATES HAS PUT TOGETHER THE MEMO, WHICH I  
20 THINK YOU ALL RECEIVED EARLY THIS WEEK, SUMMARIZING THE  
21 ACTIVITIES. I'M GOING TO ASK PATTY ROBERTS FROM RAY  
22 MCNALLY AND ASSOCIATES TO SORT OF GO THROUGH THAT WITH  
23 YOU. I JUST WANTED TO --

24 BOARD MEMBER BREMBERG: I LEFT MINE IN GLENDALE.  
25 THAT'S WHY I WANTED ANOTHER COPY.



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 MR. PECK: I'VE GOT AN EXTRA COPY FOR YOU, MRS.  
2 BREMBERG. I'LL BRING THAT UP IN JUST A SECOND TO YOU.

3 THIS STUFF IS REALLY NOT CAST IN CONCRETE.  
4 I THINK, YOU KNOW, AS THINGS PROGRESS DURING THE YEAR, NO  
5 DOUBT SOME THINGS WILL COME UP THAT WE COULDN'T  
6 ANTICIPATE, AND SOME THINGS PROBABLY WILL GET CHANGED AS  
7 A RESULT OF SHIFTING PRIORITIES, THAT YOU NEED TO BE  
8 CONSCIOUS OF THE LIMITATIONS OF THE BUDGET AND THE TIME  
9 THAT'S AVAILABLE FOR US IN THE MCNALLY CONTRACT. THAT'S  
10 NOT TO SAY THAT WE'RE NOT GOING TO MAKE THEM WORK AS HARD  
11 AS WE POSSIBLY CAN TO GET EVERYTHING THAT THEY PROMISED  
12 THE BOARD.

13 SO AT THIS POINT, I'D LIKE TO TURN OVER TO  
14 PATTY TO BRING YOU UP TO SPEED ON WHAT WE'RE DOING.

15 MS. ROBERTS: BASICALLY, WE SAT DOWN -- WHAT WAS  
16 IT -- A MONTH AGO AND REALLY OUTLINED, NOT ONLY  
17 ACTIVITIES, BUT THE FOCUS OF THE NEXT YEAR. AND ALTHOUGH  
18 WE STILL WILL HAVE A FOCUS FOR CALIFORNIA CLEANIN', ONE  
19 OF MAIN ISSUES THAT HAS REALLY COME ACROSS IN THE LAST  
20 YEAR AND, I BELIEVE, IN THE NEXT COMING YEAR IS THE WHOLE  
21 ISSUE OF INTEGRATED WASTE MANAGEMENT AND REALLY TO PUSH  
22 THE INTEGRATED WASTE MANAGEMENT ISSUE AND EXPLAIN IT,  
23 ESPECIALLY SINCE THE GOVERNOR REALLY HAS SPOKEN OF THE  
24 FACT THAT HE'S REALLY GOING TO BE PUSHING THE WHOLE  
25 INTEGRATED WASTE MANAGEMENT THIS YEAR. SO, HOPEFULLY,

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 THAT'S GOING TO PEAK THE MEDIA'S INTEREST AND WE CAN  
2 REALLY GO ON THAT.

3 A LOT OF THE CALIFORNIA CLEANIN' ISSUES  
4 WORK REAL WELL UNDER THE INTEGRATED WASTE MANAGEMENT.  
5 EVERY TIME WE GO OUT WE'RE GOING TO BE PUSHING THAT  
6 MESSAGE. SO IF IT'S A RECYCLING MESSAGE, IT WILL BE  
7 RECYCLING AND HOW IT FITS INTO THE INTEGRATED WASTE  
8 MANAGEMENT ISSUE.

9 IF YOU BEGIN ON THE FIRST PAGE IN FRONT OF  
10 YOU, THESE ARE CURRENT PROJECTS THAT WE HAVE EITHER  
11 COMPLETED OR ARE IN THE PROCESS OF COMPLETING.

12 WE SENT OUT OUR NEXT PSA, WHICH IS CALLED  
13 THE "CANNON," I BELIEVE. HAS EVERYBODY SEEN IT?  
14 EVERYBODY'S SEEN IT. IT HAS GOTTEN REAL GOOD RESPONSE.  
15 WE ARE TRACKING THE PSA. I'VE DONE JUST A SELECTION OF  
16 STATIONS THAT WE HAVE FOLLOWED UP ON. AND THEN WE'LL BE  
17 FOLLOWING FROM THAT TO DO TALK SHOWS ON RECYCLING BUT, AS  
18 I SAID BEFORE, USING RECYCLING AS AN ISSUE, BUT BRINGING  
19 IT INTO A WIDER FOCUS OF INTEGRATED WASTE MANAGEMENT.

20 BOARD MEMBER BREMBERG: HAVE YOU TRIED THE MTV  
21 OUTLET ANY OTHER PLACE BUT WHERE WE'RE SHOWING IT IN  
22 GLENDALE?

23 MS. ROBERTS: CABLE TELEVISION HAPPENS TO BE  
24 VERY DIFFICULT BECAUSE THERE'S NOT A WHOLE SYSTEM. YOU  
25 HAVE TO APPROACH CABLE TELEVISION STATIONS INDIVIDUALLY,

BETH C. DRAIN, CSR 7152



1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 AND THERE'S REALLY NO RESOURCE GUIDE FOR IT. WHAT WE'VE  
2 BEEN DOING, WE FOUND THAT HAS BEEN SUCCESSFUL, IS PEOPLE  
3 WHO EXPRESS AN INTEREST IN HELPING IN THE CAMPAIGN --  
4 THERE'S SOMEBODY IN GRASS VALLEY, IN FACT, WHO EXPRESSED  
5 INTEREST -- WE USE THAT AS A WAY OF HAVING THEM BRING THE  
6 TAPE TO THE CABLE STATION ITSELF AND USE IT AS AN  
7 INTRODUCTION, AND IT WORKS REALLY WELL BOTH WAYS. IT  
8 REALLY MAKES SOMEBODY FEEL LIKE THEY'RE PART OF THE  
9 PROGRAM, AND THEN IT ALSO ENABLES US TO GET TO MORE OF  
10 THE CABLE STATIONS. CABLE IS JUST REAL DIFFICULT TO  
11 TRACK.

12 BOARD MEMBER BREMBERG: WELL, BECAUSE THE MTV  
13 REALLY MADE AN IMPACT WITH THE KIDS ON THE FIRST ONE.

14 MS. ROBERTS: THAT'S A GOOD THING TO KNOW. WE  
15 CAN FOLLOW UP ON THAT AND HIT THE MAJOR MARKET.

16 BOARD MEMBER BREMBERG: NEEDS ALL THE HELP THEY  
17 CAN GET.

18 MS. ROBERTS: WELL, HOPEFULLY, MAYBE WE'LL GET  
19 MICK JAGGER TO DO OUR NEXT PSA.

20 BOARD MEMBER BREMBERG: WELL, THE ONE YOU HAD  
21 WAS SUPER. THEY PLAYED IT OVER AND OVER AND OVER AGAIN  
22 AT ALL TIMES OF THE NIGHT AND DAY.

23 MS. ROBERTS: WELL, THAT'S GOOD TO KNOW. WE CAN  
24 HIT THE MAJOR MARKETS ON MTV, THEN, AND GET THAT GOING.

25 THE SECOND PART IS THE MEDIA KIT, AND



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 WE'VE -- HAVE THEY RECEIVED THE RECYCLING FACT SHEETS? I  
2 BELIEVE ALL OF YOU HAVE RECEIVED THE NEW RECYCLING AND  
3 LANDFILL FACT SHEETS. AND, BASICALLY, WHAT WE'VE BEEN  
4 DOING IS PUTTING THEM IN THE MEDIA KITS AND USING THAT,  
5 BOTH FOR EDITORIAL BOARD SOLICITATIONS AND TO INCLUDE IN  
6 THE PSA'S. SO, BASICALLY, IT UPDATES THE MEDIA KIT.

7 BOARD MEMBER BREMBERG: HOW OFTEN DO YOU UPDATE  
8 THAT?

9 MS. ROBERTS: IT REALLY DEPENDS. IT'S THE  
10 ISSUE. AND SO RIGHT NOW WE'RE DOING RECYCLING ISSUE, AND  
11 WHAT WE DO IS INCORPORATE THE NEW FACT SHEETS IN WITH THE  
12 OLD ONES. AND SO ANYTIME A NEW ISSUE WOULD COME UP, WE  
13 CAN SWITCH FACT SHEETS THAT WAY.

14 BOARD MEMBER BREMBERG: WELL, I WAS JUST  
15 THINKING YOU'RE COURTING THE DAILY NEWS. I'D BE GLAD TO  
16 GO WITH YOU AND SHOW WHAT GLENDALE IS DOING, WHAT BURBANK  
17 IS DOING, HOW THE SEVEN CITIES THAT ARE THE CLIENTS OF  
18 SCHOLL CANYON ARE COMING IN WITH NEW PLANS THAT HAVE A  
19 MAY 1ST DEADLINE. AND I THINK THAT THAT'S WHERE THEY'RE  
20 COVERAGE IS.

21 BOARD MEMBER ARAKALIAN: WHAT'S GLENDALE?

22 BOARD MEMBER BREMBERG: OH, IT'S A LITTLE THING  
23 BETWEEN BURBANK AND PASADENA.

24 MS. ROBERTS: THAT HAS A GREAT NEWSPAPER.

25 BOARD MEMBER BREMBERG: YES, PATTY WORKED THERE.



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 MS. ROBERTS: THAT'S A GOOD IDEA. IN FACT, WE  
 2 REALLY APPRECIATE ANY HELP THAT THE BOARD CAN GIVE US IN  
 3 SPREADING MESSAGES; OR IF YOU HAVE ANY IDEAS ON HELPING  
 4 WITH THE MEDIA, WE ALWAYS APPRECIATE THAT. THE DAILY  
 5 NEWS IS A REAL GOOD IDEA, ESPECIALLY BECAUSE SO MANY OF  
 6 THOSE COMMUNITIES ARE COVERED BY THE DAILY NEWS.

7 BOARD MEMBER BREMBERG: WELL, AND, SEE, THEY PUT  
 8 OUT A SPECIAL GLENDALE SECTION, AND THEY HAVE -- COVER  
 9 BURBANK COUNCIL MEETING. YOU KNOW, I MEAN, THEY CAN HIT  
 10 WHERE PEOPLE ARE READING ABOUT THEMSELVES AND HOW  
 11 WONDERFUL THEY ARE, WHICH DOESN'T HURT ANYBODY'S  
 12 FEELINGS.

13 MS. ROBERTS: THAT SORT OF BRINGS US TO NO. 3,  
 14 WHICH IS EDITORIAL BOARD TOURS. WE'VE ALREADY DONE LOS  
 15 ANGELES TIMES, WHICH IS REALLY THE MAIN ONE WE'RE AFTER.  
 16 SO WE FELT VERY FORTUNATE IN THE FACT THAT WE STARTED OFF  
 17 WITH THE L.A. TIMES. CHRIS PECK MET WITH L.A. TIMES; AND  
 18 IF YOU HAVE ANY QUESTIONS ON WHAT HAPPENED DURING THAT  
 19 EDITORIAL BOARD THERE, I'M SURE THAT CHRIS CAN ANSWER  
 20 YOUR QUESTIONS.

21 WE HAD SAN JOSE MERCURY NEWS AND SACRAMENTO  
 22 BEE. RIGHT NOW IT'S SORT OF ON HOLD DEPENDING ON WHAT  
 23 HAPPENS TO MR. GALLAGHER. WE POSTPONED SOME OF THEM AND  
 24 WE'RE ALSO COURTING THE PAPERS YOU SEE DOWN THERE. IT  
 25 JUST TAKES REAL FINESSE TO COURT FOR EDITORIAL BOARD

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
 SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 TOURS. SO AT TIMES IT SEEMS LIKE IT'S VERY SLOW GOING;  
2 BUT IF YOU JUST DO IT SLOW AND STEADY, THEY PAY OFF.

3 BOARD MEMBER BROWN: I'M INTERESTED IN THE L.A.  
4 TIMES. DID THEY ASK YOU OR WAS THEIR MOOD MORE ONE OF  
5 GETTING INFORMATION FROM YOU, OR WERE THEY IN A CRITICAL  
6 QUESTION MODE?

7 MR. PECK: WHEN MR. GALLAGHER AND I MET WITH THE  
8 L.A. TIMES BOARD, MR. BROWN, WE WENT DOWN PITCHING A REAL  
9 STRONG INTEGRATED WASTE MANAGEMENT MESSAGE WITH THE  
10 CAVEAT THAT THE LOS ANGELES COUNTY PLAN REVISION OR THE  
11 PLAN REVIEW REPORT WAS DUE TO US IN MARCH, AND THAT WE  
12 FORESAW THAT THERE WERE GOING TO BE SOME SERIOUS ISSUES  
13 THAT THE COUNTY WAS GOING TO HAVE TO ADDRESS VERY  
14 CAREFULLY THAT THE BOARD WAS GOING TO PAY CLOSE ATTENTION  
15 TO. CHIEF AMONG THOSE WOULD BE THE 8-YEAR CAPACITY  
16 REQUIREMENT AND THE 20-PERCENT RECYCLING GOAL.

17 SO I THINK -- AND WE HAVEN'T SEEN ANYTHING  
18 FROM THE TIMES YET. MY GUESS IS THAT WHAT WE'LL SEE,  
19 BECAUSE I PROMISED THEM I WOULD FOLLOW UP AS SOON AS WE  
20 HEAR FROM THE COUNTY ON THEIR PLAN REVIEW REPORT, THAT WE  
21 WILL CONTINUE TO FEED THEM INFORMATION. SO I THINK WHAT  
22 WE'RE PROBABLY DOING IS BUILDING A GOOD STRONG BACKGROUND  
23 RELATIONSHIP THAT WILL RESULT IN MORE THAN ONE POSITIVE  
24 EDITORIAL IN TERMS OF WHAT THE COUNTY NEEDS TO BE LOOKING  
25 AT, WHAT THEY NEED TO DO WITHIN THE NEXT COUPLE THREE

BETH C. DRAIN, CSR 7152



1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*barristers'*  
*reporting service*

1 MONTHS.

2 MS. ROBERTS: A LOT OF THESE EDITORIAL BOARDS IS  
3 TO INTRODUCE THE BOARD AND ITS RESPONSIBILITIES. I KNOW  
4 THAT THE LOS ANGELES TIMES, WE CALLED THEM RIGHT AFTER  
5 THE EDITORIAL CAME OUT ON THE 3D, AND I'M NOT SURE IF THE  
6 BOARD MEMBERS HAD READ THE EDITORIAL, BUT IT REALLY WAS  
7 NOT CLEAR ON IF THE L.A. TIMES REALLY KNEW THE  
8 RESPONSIBILITY OF THE CALIFORNIA WASTE MANAGEMENT BOARD  
9 AND REALLY WHAT FELL UNDER THE JURISDICTION OF THE BOARD.

10 WE USED THAT AS A WAY TO GET IN AND  
11 INTRODUCE THE BOARD. A LOT OF THESE ARE INTRODUCTIONS  
12 AND, HOPEFULLY, WILL LEAVE A GOOD FEELING WITH THE BOARDS  
13 AND THAT THEY'LL ALSO KNOW THAT THE CALIFORNIA WASTE  
14 MANAGEMENT BOARD IS ALSO AVAILABLE TO COMMENT ON STORIES  
15 THAT ARE COMING UP. SO ALTHOUGH THEY'RE INTRODUCTION  
16 EDITORIAL BOARDS, ALONG THE WAY IT'S GOING TO HELP US  
17 IMMENSELY.

18 BOARD MEMBER BREMBERG: YOU KNOW THE DAILY NEWS  
19 WROTE A NICE EDITORIAL. THE TITLE OF IT, I GAVE TO  
20 CHRIS, WAS "PASS THE TRASH," AND THEY WERE KICKING THE  
21 CITY OF LOS ANGELES FOR AVOIDING ITS RESPONSIBILITY, AND  
22 THEY ARE VERY MUCH UP ON IT. THEY'RE THE ONES WHO  
23 EXPOSED THE STORY ABOUT THE LOPEZ CANYON HOUSING  
24 DEVELOPMENT 40 FEET FROM THE ENTRANCE. THEY ARE KEEPING  
25 VERY CLOSE TRACK. SO I REALLY THINK THAT THEY WOULD BE

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 RELATIVELY -- AND THEY COVER AT LEAST TWO MILLION  
2 CIRCULATION.

3 MS. ROBERTS: WELL, HOPEFULLY, WHEN AN ISSUE  
4 COMES UP, THEY'LL BE VERY FAMILIAR WITH THE BOARD.

5 BOARD MEMBER BREMBERG: THEY ARE.

6 VICE CHAIRMAN MOSCONE: I THINK IT WAS EVIDENT,  
7 AT LEAST TO ME, THAT WHEN THE GOVERNOR VETOED SOME OF  
8 THOSE RECYCLING BILLS, SOME OF THE EDITORIAL COMMENT VERY  
9 DISTINCTLY SHOW THAT THEY DIDN'T KNOW WHAT THE HELL WAS  
10 GOING ON OR WHAT THIS BOARD EVEN DID.

11 MS. ROBERTS: AND THAT'S REALLY ONE OF THE MAIN  
12 PURPOSES FOR THE EDITORIAL BOARD TOURS IS IT'S BETTER TO  
13 MAKE THINGS CLEAR BEFORE IT HAPPENS, RATHER THAN TRYING  
14 TO MOP UP AFTERWARDS, SO TO SPEAK. AND WE'VE BEEN  
15 GETTING VERY GOOD RESPONSE. AND THE FACT THAT THE  
16 GOVERNOR BROUGHT IT UP IN HIS STATE OF THE STATE ADDRESS  
17 REALLY HAS HELPED THIS.

18 BOARD MEMBER VARNER: I SEE YOU HAVE BAKERSFIELD  
19 SUN.

20 MS. ROBERTS: IT'S THE BAKERSFIELD CALIFORNIAN.  
21 THAT'S A GOOD CATCH. I WAS TRYING TO MAKE SURE THAT  
22 EVERYBODY WAS AWAKE AT 4 O'CLOCK ON THURSDAY.

23 BOARD MEMBER VARNER: ALL RIGHT.

24 MS. ROBERTS: THE FOURTH THING IS THE DEPARTMENT  
25 OF MOTOR VEHICLES INSERTS, AND THAT WAS THE BILLING



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1       INSERT THAT WENT INTO THE TRUCK REGISTRATION. AND IT'S  
2       THE "DON'T LEAVE YOUR LOAD ON THE ROAD" BILL INSERT. 1.4  
3       MILLION HAVE ALREADY BEEN PRINTED AND ARE IN THE PROCESS  
4       OF BEING MAILED OUT RIGHT NOW. IT'S AN INCREDIBLE AVENUE  
5       FOR US TO GET THE MESSAGE ACROSS AND GETTING THE BOARD'S  
6       NAME OUT. IT HAS GONE INCREDIBLY SMOOTH, WHICH,  
7       CONSIDERING THE IMMENSITY OF THE PROJECT, WE WERE PRETTY  
8       HAPPY WITH THE OUTCOME OF THAT.

9               BOARD MEMBER BROWN: THAT ALLOWS YOU TO USE THE  
10       UNUSED SPACE IN THE BILLING? IN OTHER WORDS, THERE'S NO  
11       ADDITIONAL POSTAGE INVOLVED?

12              MR. PECK: THAT'S CORRECT. YEAH. WE PRINTED A  
13       LITTLE, I THINK, THREE-BY-SEVEN INSERT THAT WE TUCKED IN,  
14       NO ADDITIONAL EXPENSE, JUST THE COST OF PRINTING, WHICH  
15       WAS SUBSTANTIAL FOR 4.2 MILLION PIECES. BUT I MIGHT ADD  
16       I THINK IT WAS THE LAST TIME THE BOARD WAS HERE IN  
17       SACRAMENTO I MET WITH ONE OF THE DEPUTY DIRECTORS FROM  
18       CALTRANS, WHO MENTIONED TO ME THAT THEY WERE IN THE  
19       PROCESS OF CONTACTING THE DEPARTMENT OF MOTOR VEHICLES TO  
20       TALK TO THEM ABOUT DOING A REGISTRATION INSERT FOR TRUCK  
21       DRIVERS THAT ADDRESSED THE ISSUE OF KEEPING LOADS TIED  
22       DOWN. AND I SMILED AND I PULLED THIS OUT AND SAID,  
23       "GUESS WHAT," I SAID, "WE'VE SENT IT AND YOUR NAME'S  
24       ALREADY ON IT," BECAUSE WE DID PUT CHP AND DEPARTMENT OF  
25       MOTOR VEHICLES AND CALTRANS' NAMES ON IT TOO, THAT WE

BETH C. DRAIN, CSR 7152



1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES   ORANGE COUNTY   SAN DIEGO  
213-622-8511   714-953-4447   619-455-1997

*Barristers'*  
*reporting service*

1 WERE COOPERATING. SO HE THOUGHT THAT WAS PRETTY HOT.

2 BOARD MEMBER BREMBERG: PLEASE SEND MONEY TO PAY  
3 FOR IT.

4 MS. ROBERTS: WELL, WE MADE FRIENDS WHICH IS --

5 BOARD MEMBER BEAUTROW: CAN I ASK THAT YOU COURT  
6 THE SANTA BARBARA NEWS PRESS AND TRY TO, AT LEAST, GIVE  
7 OUR NAME LARGER PRINT IN THE GILDEA FOUNDATION?

8 MS. ROBERTS: THEY'RE PROBABLY A ONE-MEMBER  
9 EDITORIAL BOARD, SO IT WILL PROBABLY BE EASIER TO GET  
10 THEM TOGETHER THERE..

11 THE DMV WAS A REAL EXCITING PROJECT TO WORK  
12 ON, AND WE'RE REALLY HAPPY WITH THAT OUTCOME, ESPECIALLY  
13 BECAUSE WE COULD REALLY TARGET, BECAUSE IT GOES STRICTLY  
14 TO TRUCK DRIVERS.

15 NO. 5 IS THE BFI LITTER BAG AND RECYCLING  
16 OPENING DAY ACTIVITIES. WE HAD 100,000 CALIFORNIA  
17 CLEANIN' LITTER BAGS PRINTED AND DELIVERED, AND I BELIEVE  
18 THAT -- DID THEY GET A COPY OF THE BAGS? I BELIEVE THAT  
19 YOU HAD GOTTEN A COPY OF THE BAG. THEY ARE INCREDIBLY  
20 PLEASED WITH IT. THEY COULDN'T BE HAPPIER. THEY'RE  
21 PRETTY HAPPY. THEY'RE OPENING DAY CEREMONIES ARE NEXT  
22 WEEK, AND WE'RE IN THE PROCESS OF MAKING A PLAQUE UP  
23 WHERE MR. CALLOWAY WILL BE PRESENTING IT AS A THANK YOU.  
24 AND AS WE GET CORPORATE SPONSORSHIPS, WE'RE HOPING TO DO  
25 THIS EACH TIME.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 BOARD MEMBER BREMBERG: ARE YOU AWARE OF THE  
2 FACT THAT BFI PUT OUT TRASH LITTER BINS AND CARDBOARD  
3 LITTER BINS THROUGHOUT THE ENTIRE ROSE BOWL GAME AREA?  
4 THEY WERE ABSOLUTELY EVERYWHERE. AND THEY WERE THE BIG  
5 BLUE AND WHITE AND THEY WERE SLANTED, AND YOU COULD JUST  
6 TOSS ALL YOUR WRAPPERS AND EVERYTHING. THEY WERE ALL  
7 THROUGH THE PARKING AREA ON BROOKSIDE, ALL OVER, AND THEY  
8 HAD THE LOGO ON THEM.

9 VICE CHAIRMAN MOSCONE: MUST HAVE A PRETTY GOOD  
10 CONTRACT WITH THE BOWL.

11 BOARD MEMBER BREMBERG: NO, THEY VOLUNTEERED IT,  
12 AND THE BOWL ACCEPTED WITH GLEE AND ALACRITY.

13 VICE CHAIRMAN MOSCONE: I GUESS THEY WOULD.

14 MR. PECK: MRS. BREMBERG, WHEN YOU SAID THEY HAD  
15 THE LOGO ON IT, WHICH LOGO ARE YOU TALKING ABOUT?

16 BOARD MEMBER BREMBERG: CALIFORNIA CLEANIN'.

17 MS. ROBERTS: DID THEY REALLY?

18 BOARD MEMBER BREMBERG: IT SAID "CALIFORNIA  
19 CLEANIN'." IT WASN'T QUITE THE COLORS AND THE WHOLE  
20 THING, BUT "KEEP IT CLEAN," BFI, THROW IN YOUR TRASH.

21 MR. PECK: GOSH, I WOULD HAVE GONE DOWN TO SEE  
22 IT.

23 BOARD MEMBER BREMBERG: I WALKED BY AT LEAST 25  
24 OF THEM GOING TO MY CAR.

25 MS. ROBERTS: WE WOULD HAVE GONE TO THE ROSE



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 BOWL GAME TO SEE THAT.

2 BOARD MEMBER BREMBERG: I DIDN'T KNOW THEY WERE  
3 GOING TO BE THERE. I JUST WENT TO THE GAME.

4 MR. PECK: MS. BREMBERG, JUST ONE POINT ON THIS  
5 LAST ITEM --

6 BOARD MEMBER ARAKALIAN: METROPOLITAN DISPOSAL  
7 DID THE SAME THING FOR THE LONG BEACH GRAND PRIX.

8 BOARD MEMBER BREMBERG: YES, THEY DID.

9 MR. PECK: THE LITTER BAGS, THE 100,000 LITTER  
10 BAGS THAT WERE PRINTED WERE PRINTED BY BFI. WE JUST  
11 COORDINATED PRODUCTION, BUT THEY PAID FOR THE LITTER  
12 BAGS. SO OUR LOGO WAS ON ONE SIDE, THEIR MESSAGE WAS ON  
13 THE OTHER SIDE, THE BACK SIDE OF THE BAG. WE'RE ON THE  
14 FRONT. THEY WERE USING THE BAGS TO HOLD INFORMATION THEY  
15 WERE PASSING OUT TO THE 23,000 HOMES OR WHATEVER THAT  
16 THEY WERE GOING TO START THE CURBSIDE PROGRAM FOR THE  
17 CURBSIDE RECYCLING INFORMATION, SO THEY INCLUDED US IN  
18 THE DISTRIBUTION OF THEIR INFORMATION.

19 MS. ROBERTS: AND THE NEXT ITEM IS PRESS  
20 COORDINATION FOR CALIFORNIA BEACH BARREL DELIVERY. I  
21 THINK AT THIS TIME WE'RE GOING TO TURN THE MICROPHONE  
22 OVER TO LESLIE, WHO ACTUALLY DID AN INCREDIBLE JOB FOR  
23 GETTING THE BARRELS, AND SHE'LL BE ABLE TO TELL YOU ON  
24 THAT. WE'RE GOING TO BE COURTING PRESS COVERAGE, BUT I  
25 HAVE TO GIVE ALL THE CREDIT TO LESLIE FOR COMING UP WITH

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 THE WHOLE PROGRAM. SO I'LL LET LESLIE EXPLAIN THAT.

2 MR. PECK: IF I MIGHT, FOR JUST A SECOND, YOU  
3 RECALL A NUMBER OF MONTHS AGO JOELLEN AND I REPORTED THAT  
4 WE MET WITH REPRESENTATIVES FROM THE DEPARTMENT OF PARKS  
5 AND RECREATION ABOUT THE POSSIBILITY OF INVOLVING THEM  
6 WITH A BEACH BARREL PROGRAM USING THE CALIFORNIA CLEANIN'  
7 LOGO. WE WOUND UP NARROWING THE FOCUS OF THIS DOWN TO  
8 THE THREE MOST POPULAR BEACHES IN THE ORANGE COAST  
9 DISTRICT FOR A PILOT PROGRAM. I THINK THEY GET LIKE  
10 SEVEN MILLION VISITORS THERE DURING THE SUMMER SEASON,  
11 HUNTINGTON BEACH, BOLSA CHICA AND CRYSTAL COVER STATE  
12 BEACHES.

13 WE, AT OUR STAFF, DIDN'T HAVE A WHOLE LOT  
14 OF TIME OR RESOURCES TO SPEND ON THIS, AND LESLIE HAS  
15 COME ONBOARD AS A VOLUNTEER, WORKING OUT OF OUR SOUTHERN  
16 CALIFORNIA OFFICE. AND IN A MATTER OF, I THINK, ABOUT  
17 TWO, THREE SHORT WEEKS HAS PULLED ALL THE NECESSARY  
18 THINGS TOGETHER TO GET THIS THING GOING. AND WITH THAT  
19 SHORT INTRODUCTION, I'D LIKE TO INTRODUCE LESLIE STEINKE.

20 MS. STEINKE: THANK YOU. MR. CHAIRMAN AND BOARD  
21 MEMBERS, FIRST OF ALL, ACTING AS AN EXTENSION OF CHRIS  
22 AND JOELLEN IN COORDINATING THIS PROJECT FOR CALIFORNIA  
23 CLEANIN', APEX COOPERAGE IS THE SUPPLIER FOR THE 600  
24 BARRELS. THEY'VE BEEN VERY COOPERATIVE. AND I FOUND A  
25 SPONSOR, STAN KUZAK WITH RAINBOW DISPOSAL IS GOING TO

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Harristers*  
*reporting service*

1 SPONSOR THIS EVENT. HE'S BEEN VERY COOPERATIVE.

2 AND, ALSO, THERE'S GOING TO BE A PRESS  
3 CONFERENCE ON MARCH 2D, I BELIEVE WE'VE NARROWED IT DOWN  
4 TO, AND WE'RE GOING TO HAVE SOME CITY COUNCIL SUPPORT  
5 WITH WES BANNISTER THERE TO LAUNCH THE KICKOFF ON THIS.

6 AND, ALSO, I MET TODAY WITH CRRC, WHO'S  
7 COME ONBOARD TO ALSO BE SUPPORTIVE AS FAR AS PUTTING --  
8 DISTRIBUTING THE CALIFORNIA CLEANIN' LOGO ON THEIR  
9 HAULERS. AND UPON ARRIVING IN SACRAMENTO, ALREADY AN  
10 ORDER WAS PLACED. SO THAT WAS VERY EFFECTIVE THIS  
11 MORNING.

12 BOARD MEMBER BEAUTROW: SO THIS DAN STAZAK IS  
13 GOING TO --

14 MS. STEINKE: KUSAK. HE IS SPONSORING THE 600  
15 LITTER BARRELS.

16 BOARD MEMBER BEAUTROW: IS THAT THE ONE T-Z- --

17 MR. PECK: DAN KUSAK, YEAH, RAINBOW DISPOSAL.

18 BOARD MEMBER BEAUTROW: OKAY. SO HE'S GOING TO  
19 PAY FOR THE BARRELS AND PLACE THEM AND EVERYTHING?

20 MS. STEINKE: HE'S PAYING FOR THE BARRELS AND  
21 DELIVER, EVERYTHING.

22 BOARD MEMBER BEAUTROW: WOW.

23 MR. PECK: STAN, BASICALLY, IS PICKING UP THE  
24 TAB TO REFURBISH THE BARRELS. THE BARRELS ARE BEING  
25 PROVIDED BY APEX. THEY'RE ARE BEING RECONDITIONED AND

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 PAINTED, AND THEN WE'RE GOING TO COORDINATE GETTING  
2 VOLUNTEERS TO PLACE THE DECALS WITH OUR NAME AND RAINBOW  
3 DISPOSAL ON, DELIVER THEM TO THE BEACHES, AND THEN THEY  
4 WILL BE PLACED BY THE DEPARTMENT OF PARKS AND RECREATION  
5 PERSONNEL.

6 BOARD MEMBER ARAKALIAN: RAINBOW PAID ABOUT  
7 THREE G'S FOR THOSE BARRELS.

8 BOARD MEMBER BREMBERG: WELL, I CAN SEE THAT  
9 YOU'D BETTER START MAKING MORE PLAQUES, CERTIFICATES OF  
10 COMMENDATION.

11 MS. STEINKE: ACTUALLY, THEIR HONOR IS FOR THE  
12 PLAQUES.

13 VICE CHAIRMAN MOSCONE: ARE THESE METAL BARRELS?

14 MR. PECK: CORRECT, YEAH. 55-GALLON DRUMS.

15 VICE CHAIRMAN MOSCONE: HOW MANY?

16 MR. PECK: SIX HUNDRED ON THREE STATE BEACHES,  
17 MR. MOSCONE, DOWN IN -- IT'S ON A PILOT BASIS. IF THIS  
18 WORKS OUT WELL AND EVERYBODY FEELS GOOD ABOUT IT, WE MAY  
19 SEE THESE THINGS ALL OVER THE STATE BEACHES IN ANOTHER  
20 SEASON. SO --

21 VICE CHAIRMAN MOSCONE: SAM, HOW MUCH DID YOU  
22 SAY THEY PUT OUT?

23 BOARD MEMBER ARAKALIAN: ALMOST \$3,000. HOW  
24 MUCH WAS IT, LESLIE? DO YOU KNOW?

25 MS. STEINKE: I THINK WE NEGOTIATED DOWN TO 450

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511 ORANGE COUNTY 714-953-4447 SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 PER BARREL WITH DELIVERY.

2 VICE CHAIRMAN MOSCONE: CHEAP.

3 BOARD MEMBER ARAKALIAN: 24 AND 2700.

4 VICE CHAIRMAN MOSCONE: GOOD DEAL.

5 MR. PECK: SO THIS IS JUST THE FIRST OF A NUMBER  
6 OF PROJECTS THAT LESLIE IS GOING TO UNDERTAKE TO DEVELOP  
7 CORPORATE PARTICIPATION, PRIVATE SPONSORSHIP OF SOME OF  
8 THE CALIFORNIA CLEANIN' ACTIVITIES DOWN THERE. AND I  
9 THINK THE KIND OF THING THAT WE HEARD FROM CALIFORNIA  
10 PARTNERSHIPS THIS MORNING AND THE WHOLE ISSUE OF  
11 HOUSEHOLD HAZARDOUS WASTE, THERE ARE A LOT OF THINGS THAT  
12 WE CAN DO TO PARLEY, I THINK, A LOT OF POSITIVE SUPPORT  
13 IN THE PRIVATE SECTOR FOR THE BOARD'S ACTIVITIES INTO  
14 SOME POSITIVE MESSAGES.

15 VICE CHAIRMAN MOSCONE: PATTY.

16 MS. ROBERTS: THE PRESS COORDINATION WE'RE  
17 TALKING ABOUT IS TRYING TO GET A LOT OF TELEVISION  
18 STATIONS OUT BECAUSE, HOPEFULLY, THEY'LL BE VERY VISUAL  
19 TO HAVE 600 BARRELS DELIVERED IN ONE PLACE, AND THEN  
20 THEY'RE GOING TO BE SCATTERING THEM ACROSS THE BEACHES.  
21 BUT 600 CALIFORNIA CLEANIN' BARRELS IN ONE PLACE WILL  
22 GIVE QUITE A BIT OF VISUAL IMPACT, SO WE ARE PRETTY  
23 EXCITED ABOUT THAT AND, HOPEFULLY, WE'LL GET A LOT OF  
24 TELEVISION COVERAGE FROM THAT.

25 BOARD MEMBER BREMBERG: AFTER THERE'S BEEN A

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 TEST AND YOU SEE HOW SUCCESSFUL THEY ARE. CALL ME AND  
2 I'LL CALL HENRY AND TELL HIM TO SPREAD THEM THROUGHOUT  
3 THE WHOLE STATE.

4 MS. ROBERTS: HOPEFULLY, WE HAVE ANOTHER  
5 GLENDALE CONNECTION IN THE STATE GOVERNMENT.

6 MR. PECK: WE DO PLAN ON INVITING MR. AGONIA TO  
7 PARTICIPATE.

8 BOARD MEMBER BREMBERG: WHY DON'T YOU JUST HAVE  
9 ME CALL HIM? HE WAS DOWN IN GLENDALE A COUPLE OF WEEKS  
10 AGO, AND I ASKED HIM ABOUT HOW HE WAS DOING WITH CLEANIN'  
11 BARRELS, AND HE LOOKED BLANK. SO I THOUGHT, OOPS.

12 VICE CHAIRMAN MOSCONE: WHO'S THAT?

13 BOARD MEMBER BREMBERG: HENRY AGONIA.

14 MR. OLDALL: PARKS AND RECREATION DIRECTOR.

15 BOARD MEMBER BREMBERG: HE WORKED FOR GLENDALE  
16 FOR TEN YEARS BEFORE HE GOT THE JOB.

17 MS. ROBERTS: THE NEXT ONE IS THE RECYCLING  
18 AWARDS PRESS COORDINATION, AND WE HAVE JUST FINISHED WITH  
19 THE LAST ONE OF THAT. THAT WAS COORDINATING PRESS  
20 RELEASES AND PRESS CONTACT FOR ALL THE PRESENTATIONS  
21 THROUGHOUT THE STATE.

22 THE NEXT ONE IS THE LEGISLATIVE OUTREACH  
23 DISTRICT MEETINGS, AND WE'RE WORKING IN CONJUNCTION WITH  
24 JOELLEN JACKSON IN COORDINATING WASTE ISSUES SYMPOSIUMS  
25 IN SELECT LEGISLATIVE DISTRICTS. AND THEY WILL BE PUT ON

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 BY KEY LEGISLATORS IN THE DISTRICT. JOELLEN KNOWS MORE  
2 OF THE DETAILS ON THAT. WE WILL BE HELPING WITH THE  
3 COORDINATION AND HELPING WITH THE PRESS COVERAGE OF THAT.

4 FOLLOWING IS AN OUTLINE OF OUR 1989 PUBLIC  
5 RELATIONS ACTIVITIES. AND AS I OPENED WITH -- I  
6 EXPLAINED WE'LL BE CONCENTRATING ON THE ISSUES OF  
7 INTEGRATED WASTE MANAGEMENT AND THE LEADERSHIP ROLE OF  
8 THE CALIFORNIA WASTE MANAGEMENT BOARD IN ACHIEVING WASTE  
9 MANAGEMENT GOALS. AS USUAL, WE'RE CONTINUING A LOT OF  
10 OUR PR ACTIVITIES, INCLUDING TALK SHOWS SCHEDULING,  
11 WRITING NEWS RELEASES, COORDINATING PRESS CONTACTS,  
12 ASSISTING IN PRODUCTION OF VARIOUS PUBLICATIONS,  
13 PROVIDING GRAPHIC ASSISTANCE. I HAVEN'T GONE INTO DETAIL  
14 BECAUSE THAT'S REALLY ON PER PROJECT BASIS AND PER ISSUE  
15 BASIS, AND THAT REALLY DEPENDS ON WHAT'S COMING UP IN THE  
16 NEWS ALSO. SO WE'LL BE READY FOR ANYTHING THAT WILL  
17 HAPPEN THERE.

18 AND WE'VE ALREADY OUTLINED THE EDITORIAL  
19 BOARD TOURS AND LEGISLATIVE OUTREACH MEETINGS.

20 SOME OF THE PROJECTS WE'RE GOING TO BE  
21 DOING RIGHT NOW IS A ROLLADEX CARD TO ALL REPORTERS IN  
22 THE AREA, AND BASICALLY IT JUST LETS THEM KNOW THAT THE  
23 CALIFORNIA WASTE MANAGEMENT BOARD IS A SOURCE OF  
24 INFORMATION. THAT WAY WE'RE CALLED BEFORE THEY WRITE  
25 ARTICLES, AND WE BECOME MORE PROACTIVE THAN REACTIVE.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 PUBLIC SERVICE ANNOUNCEMENTS. WE'RE  
2 TALKING ABOUT CREATING A THIRD PSA CONCENTRATING ON  
3 HOUSEHOLD HAZARDOUS WASTE, AND THAT'S STILL IN THE  
4 DEVELOPMENT STAGE.

5 SPEAKERS' BUREAU MANUAL. WE'RE CURRENTLY  
6 PRODUCING A SPEAKERS' MANUAL THAT INCLUDES SPEAKING TIPS  
7 AND FACT SHEETS AND REALLY OUTLINING THE ISSUES SO THAT  
8 WE'RE REALLY ALL TALKING IN ONE LANGUAGE WHEN WE'RE OUT  
9 THERE.

10 UNDER PROGRAMS, WE'VE BROKEN IT UP INTO  
11 DEPARTMENTS AND ISSUES. AND TO GO OVER IT VERY QUICKLY,  
12 YOU CAN SEE THAT SUCH AS TIRES, WE'RE GOING TO BE GIVING  
13 LEGISLATIVE ASSISTANCE TO THE TIRE PROGRAMS. TARGETING  
14 EDITORIAL BOARDS AND TALK SHOWS BECAUSE WE UNDERSTAND THE  
15 TIRES IS GOING TO BE A VERY HOT ISSUE, AND WE'RE PREPARED  
16 REALLY TO JUMP ON THAT AS SOON AS THE LEGISLATION IS --  
17 COMES THROUGH.

18 UNDER THE ENFORCEMENT PROGRAM, UNDER THE  
19 INSPECTION PROGRAM, THIS IS SOMETHING THAT WE'RE STILL  
20 DISCUSSING, BUT WE WOULD LIKE TO GET THE PRESS  
21 INFORMATION ON THE CALIFORNIA LANDFILLS AND REALLY A  
22 REPORT CARD ON THAT. WE'RE GOING TO BE TALKING A LITTLE  
23 BIT MORE ABOUT THAT. BUT TRY TO LET THE PRESS KNOW AND  
24 THE PUBLIC KNOW ABOUT THE QUALITY OF LANDFILLS IN THEIR  
25 AREAS.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1 BOARD MEMBER BREMBERG: PATTY, TALKING ABOUT  
2 TAKING IT DOWN LOCALLY, HERE'S THE GLENDALE -- PART OF  
3 THE GLENDALE SECTION OF THE DAILY NEWS, BEAUTIFUL COVER,  
4 GRAFFITI, WE ALL GET TREATMENT IN GLENDALE. COLOR  
5 PICTURE, FRONT PAGE, COLOR, PICTURE BACK PAGE, THIS MANY  
6 COLUMNS JUST ON GLENDALE'S CALIFORNIA -- OR CLEANIN'  
7 PROGRAM. OUR T-SHIRTS, YOU KNOW, SAY "GLENDALE IS  
8 CLEANIN' UP THE CITY IS MORE THAN JUST A JOB." AND A  
9 PICTURE OF A GUY CLEANING, WEARING THE T-SHIRT, AND THE  
10 LOGO.

11 IT'S THAT KIND OF STUFF IS WHY THE TONNAGE  
12 IN GLENDALE IN RECYCLING AND OUR BRAND NEW EXECUTED ON  
13 TUESDAY ENVIRONMENTAL SERVICES SECTION, WHICH IS A BRAND  
14 NEW DEPARTMENT WHICH DEALS WITH LITTER, GRAFFITI, CODE  
15 VIOLATIONS, AND THE WHOLE THING. IT'S ALL ADOPTED AND  
16 APPROPRIATED FOR. SO OUR TONNAGE IS NOW AT 14 TONS A DAY  
17 JUST BECAUSE EVERYBODY IN TOWN KNOWS ABOUT IT. BUT, YOU  
18 KNOW, IF YOU JUST KEEP PLUGGING AWAY WITH ARTICLES, IT'S  
19 GOING TO WORK EVEN IF THE EDITORIAL BOARDS, YOU KNOW,  
20 MAKE IT SOME KIND OF NEWS.

21 MS. ROBERTS: WE'LL HOPEFULLY GET TO THEM ONE  
22 WAY OR THE OTHER. AND WE REALLY DO LOOK AT THE BOARD  
23 MEMBERS TO LET US KNOW ON ANY ACTIVITIES IN THEIR AREA  
24 THAT WE MAY PLUG INTO. YOU'RE OUT THERE IN YOUR  
25 COMMUNITIES AND YOU'RE AWARE OF SOME OF THE PROGRAMS. IF

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 YOU EVER SEE AN OPPORTUNITY, WE'D LOVE TO HEAR FROM YOU  
2 AND SO WE CAN USE YOU SORT OF AS OUR OUTREACH PROGRAM  
3 ALSO.

4 UNDER THE ENFORCEMENT, WE HAVE SITES,  
5 SPECIFIC ENFORCEMENT ACTIONS, AND THAT'S ISSUING PRESS  
6 RELEASES TO PUBLICIZE BOARD ACTIONS AND FACILITY  
7 COMPLIANCE.

8 UNDER ENVIRONMENTAL ENGINEERS ARE THE  
9 PUBLICATIONS THAT WE PUT OUT, INCLUDING GAS REPORT,  
10 LANDFILL COST STUDIES, AND THE U.C. DAVIS GAS STUDY, AND  
11 WE WILL BE PROVIDING PRESS RELEASES ON THAT.

12 REGULATION DEVELOPMENT IS, AGAIN, LETTING  
13 THE PRESS KNOW ABOUT THE REGULATIONS PROGRAM PRIOR TO THE  
14 BOARD'S FIRST FORMAL REGULATIONS HEARING. OKAY. THAT  
15 WILL BE IN APRIL OR MAY.

16 WASTE-TO-ENERGY IS THE ANNUAL REPORT, AND  
17 WE WILL BE PROVIDING EDITING GRAPHICS AND DESIGN, ISSUING  
18 PRESS RELEASES TO TRADE JOURNALS AND THE MEDIA ON THE  
19 PDEA TESTS RESULTS FROM COMMERCE.

20 ON THE PERSONNEL DEPARTMENT, WE'VE BEEN  
21 WORKING WITH AND WE'VE REDESIGNED THE JOB BOARDS THAT  
22 THEY RECRUIT FROM, HELPING THEM WITH EMPLOYMENT ADS AND  
23 MINORITY RECRUITMENT.

24 UNDER THE LOAN GUARANTEE, WE'RE WORKING ON  
25 PRODUCING A BROCHURE ABOUT THE LOAN GUARANTEE UNDER AB

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 2448. THAT IS GENERIC ENOUGH THAT IT CAN BE DISTRIBUTED  
2 TO LANDFILL OPERATORS AND OWNERS, MUNICIPALITIES, LOCAL  
3 ENFORCEMENT AGENCIES, AND LENDING INSTITUTES TO REALLY  
4 LET THEM KNOW ABOUT THE PROGRAM.

5 UNDER PLANNING, AGAIN, PRESS RELEASES FOR  
6 DELINQUENT COSWMPs. AND RECYCLING, OTHER THAN THE PSA  
7 AND TALK SHOWS, WE'RE ALSO GOING TO BE DOING A BILL  
8 INSERT AND SECTION FILLER ON OIL CHANGING TIPS. THAT,  
9 HOPEFULLY, WILL GET SOME COVERAGE FOR RECYCLING OIL. AND  
10 WE'RE GOING TO BE PUBLIZING THE CAPITOL OFFICE PAPER AS  
11 RECYCLING PROGRAM AND HELPING WITH THE BIMONTHLY  
12 TECHNICAL BULLETIN.

13 IS THERE ANY QUESTIONS ON THE --

14 BOARD MEMBER BROWN: I'M INTERESTED IN THE PRESS  
15 RELEASES ON DELINQUENT COSWMPs. WHAT IS THAT? IS IT  
16 WHAT IT SAYS? AND HOW -- HOW POINTED AND --

17 MR. PECK: WHAT HAPPENED IN THE PAST, MR. BROWN,  
18 IS AS COUNTIES HAVE BECOME DELINQUENT -- I'M THINKING  
19 BACK TO THE ISSUE WITH -- THE FIRST ONE, I THINK, WAS  
20 MARIN COUNTY, THAT KEPT GOING ON AND ON, AND WE WOUND UP  
21 DOING A COUPLE OF PRESS RELEASES. BUT WHAT HAPPENS THE  
22 PRESS WINDS UP FINALLY EVENTUALLY CALLING US, AND THERE  
23 ARE TWO OR THREE REPORTERS THAT CALL ME EVERY TIME YOU  
24 GUYS GET READY TO MEET ABOUT WHAT'S HAPPENING WITH CONTRA  
25 COSTA COUNTY. EVEN IF THERE'S NOTHING ON THE AGENDA,

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 THEY KNOW THAT THERE'S THIS TRADITIONAL STATUS OF COSWMPMS  
2 ITEMS. SO ANYWAY THAT WE CAN TO, YOU KNOW, PUBLICIZE THE  
3 FACT THAT THE BOARD IS, YOU KNOW, A BIT MIFFED AT SOME OF  
4 THE COUNTIES FOR NOT MEETING THEIR MANDATES, WE'LL DO  
5 THAT.

6 IT'S JUST LIKE THE OLD OPEN DUMP INVENTORY.  
7 ONE OF THE WAYS WE FOUND THAT WAS EASIEST TO GET PEOPLE  
8 TO COMPLY WAS TO PUT OUT A PRESS RELEASE ABOUT HOW THEY  
9 WEREN'T COMPLYING. AND, BOY, THEY CAME RIGHT IN.

10 BOARD MEMBER BROWN: OKAY.

11 BOARD MEMBER BREMBERG: I'LL TELL YOU ONE OF  
12 BEST WEAPONS YOU HAVE IN THE CALIFORNIA CLEANIN' CAMPAIGN  
13 IS CANDY ROBERTSON. CANDY'S PRESENTATION IN PUBLIC IS  
14 ABSOLUTELY OUTSTANDING. SHE GETS MISSIONARIES THAT GO  
15 OUT IN THE FIELD AND CAN TALK THE ISSUES. SHE SETS UP  
16 BEAUTIFUL PRESENTATIONS TO CLEAN CITIES COMMITTEES. AND  
17 I THINK YOU OUGHT TO USE HER OUT IN THE FIELD. SHE'S  
18 ABSOLUTELY OUTSTANDING. ANYWHERE SHE GOES, YOU GET GOOD  
19 REPORTS BECAUSE OF HER PRESENTATION, HER KNOWLEDGE, AND  
20 HER ABILITY TO INSPIRE PEOPLE TO GET A CLEAN CITIES  
21 COMMITTEE REALLY FUNCTIONING. AND SHE KEEPS TRACK OF  
22 THEM AND KEEPS THE REPORTS GOING SO THAT THEY KNOW THAT  
23 THEY DIDN'T COME IN, LIKE AN EVANGELIST, AND GET THEM ALL  
24 FIRED UP AND THEN WALK AWAY AND LEAVE THEM. SHE DOESN'T.  
25 SHE FOLLOWS THROUGH. AND I WOULD SUGGEST THAT YOU

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 CONSIDER HER AS ONE OF YOUR BEST WEAPONS ON THIS WHOLE  
2 PROGRAM.

3 MS. ROBERTS: WE WORKED WITH CANDY WITH THE  
4 CLEAN AWARDS AND WITH A NUMBER OF PROGRAMS AND HAVE FOUND  
5 HER TO BE VERY HELPFUL AND ENTHUSIASTIC.

6 BOARD MEMBER BREMBERG: SHE REALLY IS. EXCEPT  
7 THE POOR THING HAD LARYNGITIS AT THE BIG PRESENTATION AND  
8 COULDN'T DO IT. I WAS TOLD BY OUR CLEAN CITIES COMMITTEE  
9 TO TELL YOU TO BE SURE TO KEEP ON USING HER BECAUSE THEY  
10 THINK -- AND OTHER PEOPLE HAVE -- THEY REALLY THINK THAT  
11 SHE'S JUST SUPER. DON'T MAKE HER SIT IN AN OFFICE AND  
12 JUST SMILE AND NOD. GET HER OUT IN THE PUBLIC BECAUSE  
13 THAT'S, YOU KNOW, THE PERSONALITY IN THE PRESENTATION  
14 MAKES A BIG DIFFERENCE ON THE WAY PEOPLE CONTINUE TO  
15 COOPERATE.

16 MS. ROBERTS: I JUST WANTED TO REITERATE THAT WE  
17 ARE ALWAYS OPEN IF ANY OF YOU HAVE QUESTIONS, IF ANY OF  
18 YOU HAVE IDEAS, FEEL FREE TO CALL US BECAUSE WE WOULD  
19 REALLY ENJOY, NOT ONLY HEARING FROM YOU, BUT WORKING WITH  
20 YOU ON ANY SPECIAL PROGRAMS OR ANY PUBLIC RELATIONS  
21 ACTIVITIES THAT YOU CAN SEE THAT WOULD WORK WELL IN YOUR  
22 COMMUNITIES.

23 AND RAY, ALSO, IS HERE IN CASE YOU HAVE ANY  
24 QUESTIONS FOR RAY.

25 MR. MCNALLY: I WAS HERE TO INTRODUCE PATTY.



BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997

*Barristers'*  
*reporting service*

1 VICE CHAIRMAN MOSCONE: ANY QUESTIONS? ANY  
2 COMMENTS? THANK YOU VERY MUCH.

3 MR. EOWAN: THAT CAN WRAP IT UP FOR TODAY, I  
4 THINK.

5 VICE CHAIRMAN MOSCONE: SOMETHING ABOUT  
6 MEETINGS. SHALL WE TRY TO DECIDE ABOUT --

7 BOARD MEMBER BREMBERG: I'VE ANOTHER QUESTION ON  
8 PAGE 2 IN THE LEGISLATIVE OUTREACH DISTRICT MEETINGS,  
9 DOES THAT MEAN THAT WE'RE GOING TO GO MEET WITH THE  
10 LEGISLATORS IN THEIR DISTRICTS WITH CITY PLEADERS?

11 MR. EOWAN: YES.

12 BOARD MEMBER BREMBERG: AND IT'S COMING OUT OF  
13 MCNALLY'S BUDGET? BECAUSE I DON'T REMEMBER PUTTING  
14 ANYTHING IN OUR BUDGET ABOUT IT.

15 MR. EOWAN: WELL, IT'S MOSTLY BEING DONE BY  
16 JOELLEN, BUT THEY'RE COORDINATING TOGETHER AS A COMMUNITY  
17 OUTREACH SO THAT WE'RE DOING -- SO THAT WE HAVE A CLEAN  
18 PROGRAM COORDINATED WITH A LEGISLATIVE OUTREACH, AND ANY  
19 OTHER COMMUNITY BASED PROGRAM THAT WE DO, IT'S ALL --  
20 EVERYBODY TALKING ABOUT EVERYBODY WITHIN THE BOARD.  
21 THAT'S WHAT WE MEAN BY THAT.

22 BOARD MEMBER BREMBERG: IS IT GOING TO BE HELD  
23 IN CONJUNCTION WITH THE LEGISLATOR'S PUBLIC FORUMS OR  
24 TOWN MEETINGS OR WHATEVER; OR IS IT GOING TO BE OVER AND  
25 ABOVE THAT?

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Barristers'*  
*reporting service*

1 MS. JACKSON: THE INVITED GROUP WILL BE  
2 APPROXIMATELY 25 TO 50 PEOPLE FROM THE LEGISLATOR'S  
3 DISTRICT. SUPERVISORS, THE MAYOR, COUNCIL PEOPLE, AS  
4 WELL AS ANY LOCAL ENFORCEMENT AGENCY PEOPLE OR PUBLIC  
5 WORKS PEOPLE THAT THEY'D LIKE TO INCLUDE; OR IF THEY ARE  
6 PLANNING TO START A HOUSEHOLD HAZARDOUS WASTE PROGRAM,  
7 THOSE PEOPLE WILL BE ASKED TO BE INCLUDED. SO IT WILL BE  
8 A VERY SMALL GROUP OF PEOPLE.

9 BOARD MEMBER BREMBERG: WELL, IT'S NOT JUST PART  
10 OF ONE OF THEIR TOWN MEETINGS?

11 MS. JACKSON: NO.

12 MR. EOWAN: NO. NO.

13 BOARD MEMBER BREMBERG: WELL, THAT'S WHAT I  
14 WANTED --

15 MS. JACKSON: NO. IT'S A MORNING WORKSHOP  
16 APPROXIMATELY TWO TO THREE HOURS LONG.

17 MR. EOWAN: JUST ANOTHER WAY OF OUTREACH TO THE  
18 COMMUNITIES.

19 BOARD MEMBER BREMBERG: WELL, THEY HAVE THEIR  
20 TOWN MEETINGS. I THOUGHT IT MIGHT BE RUN IN AS PART OF  
21 THAT, BUT I DIDN'T REMEMBER SEEING ANYTHING IN THE  
22 BUDGET, AND I DIDN'T WANT IT TO COME OUT OF THEIR PR  
23 BUDGET.

24 MS. ROBERTS: IT'S ALSO A GOOD WAY TO LOCALIZE  
25 SOME OF THESE ISSUES BECAUSE WE TEND TO DEAL ON STATEWIDE

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*Harristers'*  
*reporting service*

1 ISSUES, AND IT REALLY WILL ENABLE US TO HIT THE LOCAL  
2 PRESS AND THE LOCAL ISSUES A LOT MORE.

3 MR. EOWAN: ON THE DATES --

4 VICE CHAIRMAN MOSCONE: DID YOU WANT TO DISCUSS  
5 THOSE NOW?

6 MR. EOWAN: NO, NO. I JUST GAVE THEM TO YOU --  
7 GIVE ME YOUR THOUGHTS WHENEVER YOU FIND A CHANCE. WE  
8 DON'T HAVE TO DISCUSS THEM IN THIS MEETING, MR. CHAIRMAN.

9 VICE CHAIRMAN MOSCONE: I HAD THEM HERE. WOULD  
10 THE BOARD LIKE TO GO ON TO SOMETHING OR CALL IT A DAY?

11 BOARD MEMBER ARAKALIAN: I'M HUNGRY.

12 VICE CHAIRMAN MOSCONE: AFTER ALL THAT STEW YOU  
13 ATE TODAY?

14 BOARD MEMBER ARAKALIAN: I ATE THAT STEW.  
15 THAT'S ALL I ATE.

16 VICE CHAIRMAN MOSCONE: YOU ATE A LOT OF  
17 POTATOES IN IT, THOUGH.

18 BOARD MEMBER ARAKALIAN: YEAH, MORE POTATOES  
19 THAN MEAT.

20 BOARD MEMBER VARNER: I GUESS WE DON'T  
21 ANTICIPATE CHECKING MORE IN TOMORROW MORNING --

22 VICE CHAIRMAN MOSCONE: WELL, THAT'S WHAT THEY  
23 EXPECT. BUT YOU KNOW HOW IT GOES. WE HAD THE FIRST  
24 THREE ITEMS WERE SUPPOSED TO TAKE TWO HOURS AND  
25 FORTY-FIVE MINUTES AND THEY TOOK A LOT MORE THAN THAT.

BETH C. DRAIN, CSR 7152

1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701

LOS ANGELES 213-622-8511    ORANGE COUNTY 714-953-4447    SAN DIEGO 619-455-1997



*barristers'*  
*reporting service*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

BOARD MEMBER VARNER: RAISE YOUR RIGHT HAND. DO  
YOU SOLEMNLY SWEAR IT WON'T TAKE MORE THAN --

VICE CHAIRMAN MOSCONE: WE WILL THEN RECESS  
UNTIL TOMORROW MORNING AT 9 O'CLOCK.

(END OF PROCEEDINGS.)



BETH C. DRAIN, CSR 7152  
1600 EAST FOURTH STREET, SUITE 220  
SANTA ANA, CALIFORNIA 92701  
LOS ANGELES    ORANGE COUNTY    SAN DIEGO  
213-622-8511    714-953-4447    619-455-1997

*Barristers'*  
*reporting service*

REPORTER'S CERTIFICATE

I, BETH C. DRAIN HEREBY CERTIFY THAT ON  
THE 16TH DAY OF FEBRUARY, 1989, I DID REPORT  
IN SHORTHAND THE TESTIMONY AND PROCEEDINGS OF THE  
FOREGOING HEARING.

THAT AT THE CONCLUSION OF THE ABOVE ENTITLED  
MATTER, I DID TRANSCRIBE MY SHORTHAND NOTES INTO  
TYPEWRITING, AND THAT THE FOREGOING TRANSCRIPT IS A TRUE  
AND CORRECT COPY OF MY SHORTHAND NOTES THEREOF.

Beth C. Drain

CERTIFIED SHORTHAND REPORTER

CERTIFICATE NUMBER 7152

