

RESOLUTION NUMBER R- 306651

DATE OF FINAL PASSAGE MAR 09 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE SUBMITTAL OF APPLICATIONS, INCLUDING COLLABORATIVE APPLICATIONS, TO THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY FOR ACTIVITIES REIMBURSABLE FROM VARIOUS WASTE TIRE GRANTS.

WHEREAS, Public Resources Code sections 40000 et seq. authorize the California Department of Resources Recycling and Recovery (CalRecycle), formerly known as the California Integrated Waste Management Board (CIWMB), to administer various Grant Programs (Grants) in furtherance of the State of California's (State) efforts to reduce, recycle and reuse solid waste generated in the State, thereby preserving landfill capacity and protecting public health and safety and the environment; and

WHEREAS, funds are allocated and available from the CalRecycle for Grants to cities, counties, and cities and counties with regulatory authority within the city and county government to perform enforcement/compliance and surveillance activities at waste tire facilities; and

WHEREAS, funds are also allocated and available from CalRecycle for Grants to cities, counties, and cities and counties with regulatory authority within the city and county government related to Waste Tire Cleanup and Amnesty Days (together with the enforcement/compliance and surveillance activities at waste tire facilities, the Program); and

WHEREAS, CalRecycle has been delegated the responsibility for the administration of the Program within the State; and

WHEREAS, in furtherance of this authority, CalRecycle is required to establish necessary procedures governing the application, awarding, and management of the Grants; and

WHEREAS, procedures established by the State and CalRecycle require each Applicant's governing body to certify by resolution its approval of the submittal of Grant Application to CalRecycle; and

WHEREAS, the City's Solid Waste Local Enforcement Agency (LEA) currently has collaborative relationships with several cities in the San Diego region (Participating Collaborative Jurisdictions) and may establish collaborative relationships with other cities; and

WHEREAS, the LEA has resolutions from the Participating Collaborative Jurisdictions authorizing the LEA to apply for the Grants from CalRecycle on their behalf, and to execute all necessary applications, agreements, and amendments on their behalf for the purposes of securing the Grants and to implement the work tasks specified in the Grants; and

WHEREAS, the LEA will get similar resolutions from any new city or agency with which the LEA establishes a collaborative relationship; and

WHEREAS, if awarded the Grants, the City of San Diego for itself and on behalf of the Participating Collaborative Jurisdictions will enter into Agreements with CalRecycle for the implementation of the Program; and

WHEREAS, on March 5, 2007, pursuant to Resolution Number R-302387, the City Council authorized the submittal of an application to the CIWMB for a Waste Tire Enforcement Grant for a period of July 1, 2007 through June 30, 2012; and

WHEREAS, on March 7, 2008, pursuant to Resolution No. R-303446, the City Council authorized the submittal of applications to the CIWMB for all grants for which the City is eligible for a period of March 14, 2007 through March 14, 2012; and

WHEREAS, CalRecycle staff has informed the LEA that a new resolution by its governing body authorizing applications to CalRecycle on behalf of the City and Participating Collaborative Jurisdictions is necessary; NOW, THEREFORE,

BE IT RESOLVED by the Council of the City of San Diego as follows:

1. That it authorizes the Mayor, or designee, to submit applications to CalRecycle for the City of San Diego and to take all necessary actions annually to secure all available Grant funds for implementing waste tire enforcement, clean up, and amnesty day activities for a period of five years through June 30, 2016.

2. That it authorizes the Mayor, or designee, to submit Collaborative Applications on behalf of the City of San Diego and the Participating Collaborative Jurisdictions to CalRecycle for all available Grants.

3. That it authorizes the Mayor, or designee, to execute in the name of the City of San Diego and the Participating Collaborative Jurisdictions all Grant-related documents, including, but not limited to applications, payment requests, agreements, and amendments necessary to secure Grant funds and to implement and carryout the purposes specified in the Grant Applications.

4. That it authorizes the Chief Financial Officer to establish a special interest-bearing account for the Grants, if required, and to accept, appropriate, and expend all Grant funds, contingent upon the receipt of a fully executed Agreement with CalRecycle.

APPROVED: JAN I. GOLDSMITH, City Attorney

By



Elisa A. Cusato
Deputy City Attorney

EAC:nja
02/08/2011
Or.Dept:LEA
R-2011-669
PL#2011-05400

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 01 2011.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 3.9.11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor