

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Environmental Resources *S/AA*

BOARD AGENDA # \*B-2

Urgent

Routine

AGENDA DATE March 6, 2012

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval to Adopt a New Resolution to Authorize the Director of the Department of Environmental Resources to Apply for, Enter into and Sign the Waste Tire Cleanup and Waste Tire Enforcement Grants from the California Department of Resources Recycling and Recovery for Fiscal Year 2012-2013

STAFF RECOMMENDATIONS:

Adopt a new Resolution to authorize the Director of the Department of Environmental Resources to apply for, enter into and sign the Waste Tire Cleanup and Waste Tire Enforcement Grants from the California Department of Resources Recycling and Recovery for Fiscal Year 2012-2013.

FISCAL IMPACT:

There is no direct fiscal impact to adopting a new Resolution to authorize the Director of the Department of Environmental Resources to apply for, enter into and sign waste tire grant agreements and contracts with the California Department of Resources Recycling and Recovery. The revised total Fiscal Year 2012-2013 award for the Waste Tire Cleanup and Waste Tire Enforcement Grants to the Department of Environmental Resources is expected to be approximately \$117,524. If approved, revenue estimates and appropriations associated with these grants will be submitted in the Fiscal Year 2012-2013 Proposed Budget. (Continued on next page)

BOARD ACTION AS FOLLOWS:

No. 2012-093

On motion of Supervisor Monteith, Seconded by Supervisor Withdraw  
and approved by the following vote,

Ayes: Supervisors: Chiesa, Withdraw, Monteith, De Martini and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) \_\_\_\_\_ Denied

3) \_\_\_\_\_ Approved as amended

4) \_\_\_\_\_ Other:

MOTION:

*Christine Ferraro*

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Adopt a New Resolution to Authorize the Director of the Department of Environmental Resources to Apply for, Enter into and Sign the Waste Tire Cleanup and Waste Tire Enforcement Grants from the California Department of Resources Recycling and Recovery for Fiscal Year 2012-2013

Page 2

FISCAL IMPACT (Continued):

Should the grant award amounts vary significantly from anticipated revenue, separate Board of Supervisors' approval will be requested.

DISCUSSION:

On November 1, 2011, the Board of Supervisors authorized the Director of the Department of Environmental Resources (Department) to apply for and enter into and sign various routine State grant agreements and contracts for Fiscal Year 2012-2013. The Waste Tire Enforcement and Waste Tire Cleanup and Amnesty Event grants and related resolutions were part of this authorization.

At the time the referenced Board authorization was granted, the State's waste tire grant application forms and instructions were not yet available. When the California Department of Resources Recycling and Recovery (CalRecycle) subsequently provided the application forms and instructions, it was announced that the tire amnesty event portion of the Waste Tire Cleanup and Amnesty Event Grant would not be offered for Fiscal Year 2012-2013; hence, the name change to the Waste Tire Cleanup Grant.

This change results in a funding reduction of about \$40,476 when compared to the original application, or from \$50,000 to \$9,524. For the Waste Tire Enforcement Grant, CalRecycle will also reduce this award to an estimated \$108,000; a decrease of \$12,000 from the original application amount of \$120,000. The revised estimated total grant award is now \$117,524. The removal of the amnesty event funding will result in the loss of four anticipated events which would have been held during Fiscal Year 2012-2013. The remaining \$9,524 in clean-up funds will continue to be used to reimburse the Fink Road Landfill for its cost to recycle the waste tires collected from the County's roadways.

In addition, the Department recently submitted the grant applications and during the review process, CalRecycle determined they could not accept the Waste Tire Cleanup and Amnesty Event Grant Resolution adopted by the Board on November 1, 2011. This was due to the elimination of the tire amnesty portion of the grant and a change in how CalRecycle identified their grant fiscal years. In the past, grant cycles were identified with the fiscal year in which funding for the grant was collected by CalRecycle from the retail sale of tires. CalRecycle is now identifying their grants using the fiscal year when funds will be awarded. Because of these changes, a new Resolution is needed in order to complete the grant application process.

To resolve this, the Department used CalRecycle's updated sample resolution which uses a generic tire grant name and does not list the fiscal year for identification purposes. The revised Resolution, which covers the effective period of January 12, 2012, through

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Page 3

September 30, 2013, has been reviewed and accepted by CalRecycle for both the Waste Tire Cleanup and Waste Tire Enforcement Grants, is attached to this item.

**POLICY ISSUE:**

Approval of this agenda item to adopt a new Resolution to authorize the Director of the Department of Environmental Resources to apply for, enter into and sign the Waste Tire Cleanup and Waste Tire Enforcement Grants from the California Department of Resources Recycling and Recovery for Fiscal Year 2012-2013 is consistent with the Board's priorities of A Safe Community, A Healthy Community, Effective Partnerships, A Well Planned Infrastructure System, and the Efficient Delivery of Public Services. It provides critical funding for the administration of the waste tire programs that support the Department of Environmental Resource's mission to promote a safe and healthy environment and improve the quality of life in the community through a balance of science, education, partnerships, and environmental regulation.

**STAFFING IMPACTS:**

There are no staffing impacts associated with this item.

**CONTACT PERSON:**

Sonya K. Harrigfeld, Director of Environmental Resources Telephone: 209-525-6770

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
STATE OF CALIFORNIA

Date: March 6, 2012

2012-093

On motion of Supervisor Monteith Seconded by Supervisor Withrow  
and approved by the following vote,

Ayes: Supervisors: Chiesa, Withrow, Monteith, De Martini, and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

THE FOLLOWING RESOLUTION WAS ADOPTED:

Item # \*B-2

**IN RE: RESOLUTION OF THE STANISLAUS COUNTY BOARD OF SUPERVISORS  
AUTHORIZING SUBMITTAL OF APPLICATION(S) FOR ALL CALRECYCLE TIRE GRANTS FOR  
WHICH STANISLAUS COUNTY IS ELIGIBLE**

WHEREAS, Public Resources Code sections 40000 et seq. authorize the Department of Resources Recycling and Recovery (CalRecycle), formerly known as the California Integrated Waste Management Board, 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, in furtherance of this authority CalRecycle is required to establish procedures governing the application, awarding, and management of the grants; and

WHEREAS, CalRecycle grant application procedures require, among other things, an applicant's governing body to declare by resolution certain authorizations related to the administration of CalRecycle grants.

NOW, THEREFORE, BE IT RESOLVED that the Stanislaus County Board of Supervisors authorizes the submittal of application(s) to CalRecycle for all tire grants for which Stanislaus County is eligible; and

BE IT FURTHER RESOLVED that the Director of Environmental Resources or her designee is hereby authorized and empowered to execute in the name of the Stanislaus County all grant documents, including but not limited to, applications, agreements, amendments and requests for payment, necessary to secure grant funds and implement the approved grant project; and

BE IT FURTHER RESOLVED that these authorizations are effective for a period less than five years from January 1, 2012 through September 30, 2013.

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk  
Stanislaus County Board of Supervisors,  
State of California



File No.