



REPORT TO THE CITY COUNCIL

AGENDA ITEM NO. <i>11</i> COUNCIL MEETING 01/24/13
APPROVED BY
<i>Mark Scott</i> DEPARTMENT DIRECTOR

January 24, 2013

FROM: Mark Scott, Director
Development & Resource Management Department

THROUGH: ELAINE ROBLES-MCGRAW, Manager *erm*
Community Revitalization Division

BY: ANA MANZULA, Acting Senior Specialist *a.m.*
Community Revitalization Division

SUBJECT: ADOPT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, TO AUTHORIZE APPLICATIONS FOR AND ACCEPTANCE OF THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) LOCAL GOVERNMENT WASTE TIRE AMNESTY AND CLEAN-UP GRANTS FUNDING, AND AUTHORIZING THE DEVELOPMENT AND RESOURCE MANAGEMENT DEPARTMENT DIRECTOR, OR HIS OR HER DESIGNEE, TO SIGN ON BEHALF OF THE CITY OF FRESNO

RECOMMENDATION

Staff recommends that Council adopt the attached resolution authorizing application for and acceptance of the California Department of Resources Recycling and Recovery (CalRecycle) Local Government Waste Tire Amnesty Event Grant and Clean-Up Grant funds, and designating the Development and Resource Management Director or designee thereof to sign grant program documents on behalf of the City of Fresno subsequent to Council appropriation of funds.

EXECUTIVE SUMMARY

The Community Revitalization Division is proposing to apply for a Waste Tire Amnesty Grant and a Waste Tire Clean-Up grant, sponsored by the Department of Resources Recycling and Recovery (CalRecycle). The grants will be used by the Community Revitalization Division to collect and dispose of waste tires that have been stockpiled by residents, through Amnesty Day Events. The Waste Tire Clean-Up grant is for the clean-up of waste tires occurring along roads, alleys, and other public rights-of-way.

BACKGROUND / ANALYSIS

The State of California recognizes that illegally dumped or stockpiled waste tires create a health and safety hazard for the public, cause blight, and negatively impact the neighborhoods. To combat this, the State Department of Resources Recycling and Recovery offers a two year grants to cover the cost of staffing and of equipment necessary to run the program. Under the terms of the grants, bi-annual program costs will be reimbursed to the City. There is no local match required for the grants.

The City of Fresno is applying for a two year grant in the amount of \$40,000. These funds will be used for Waste Tire Amnesty Events to be held in the City of Fresno. The amount represents the cost of staffing and of equipment necessary to run the program for a two year period.

In 2012, the City of Fresno was granted a two year Clean-up Grant in the amount of \$100,000 for Fiscal Years 2012 and 2013. This grant is currently being used to remove illegally dumped tires in roads, alleys, and other public rights-of-way.

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The City of Fresno first applied for and received the Waste Tire Clean-up and Amnesty grants in 2003. Community Revitalization (previously Code Enforcement) has continued to apply for and received the grants each fiscal year since that time. During Fiscal year 2011-2012 approximately 19,501 waste tires were removed and approximately 2,582 were collected from residents through three Amnesty Events in the City of Fresno.

The grant guidelines require that cities submitting applications provide a resolution approved by their City Council, authorizing the submittal of the application and identifying the individual authorized to execute the grant agreement. It is therefore recommended that Council adopt this resolution.

FISCAL IMPACT

Under the terms of the grants, the cost of removing illegally dumped waste tires from public right-of-ways and majority of the costs to hold Amnesty Day Events would be reimbursed to the City. There is no local fund match requirement. There will be no impact on the Department's FY2013 budget.

Attachments: Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, TO AUTHORIZE AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) FOR A WASTE TIRE AMNESTY GRANT AND WASTE TIRE CLEAN-UP GRANT, AND AUTHORIZING THE DEVELOPMENT AND RESOURCE MANAGEMENT DEPARTMENT DIRECTOR TO SIGN ON BEHALF OF THE CITY.

WHEREAS, Public Resources Code section 40000 et seq. authorizes the Department of Recycling and Recovery to administer various grant programs in furtherance of the state of California's 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, Public Resources Code Section 42800.35 seq. established the waste tires program for the State and assigned responsibility for its implementation to CALRECYCLE; and

WHEREAS, Public Resources Code Section 42889 authorizes CALRECYCLE to expend funds from the California Tire Recycling Management Fund (Tire Fund) to pay for the cost of cleanup, abatement, or other remedial actions related to the disposal of California waste tires; and

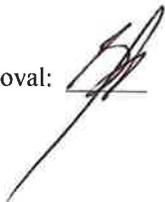
WHEREAS, The Program provides funds for eligible applicants to hold amnesty events at convenient locations for the public to take their waste tires for recycling at no charge.

WHEREAS, CALRECYCLE has allocated one million eight hundred thousand dollars (\$1,800,000) for the Local Government Waste Tire Amnesty Grant Program for fiscal year (FY) 2013/2014; and

WHEREAS, in furtherance of the authority CALRECYCLE is required to establish

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Date Adopted:
Date Approved:
Effective Date:
City Attorney Approval: _____



Resolution Authorizing Dept. of Resources
Recycling and Recovery for Waste Tire
Amnesty Grant and Clean-Up Grant
Resolution No. _____

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; and

WHEREAS, if successful the City of Fresno will enter into a grant agreement with CALRECYCLE for implementation of the project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The Council authorizes the submittal of applications to CALRECYCLE for the Local Government Waste Tire Amnesty Grant Program.
2. The Council authorizes the Development and Resource Management Department Director, or his or her designee, subject to Council having appropriated the necessary grant funds for this program, to execute in the name of the City of Fresno 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. All grant documents shall be approved as to form by the City Attorney's Office.
3. The Council agrees that the authorization in this resolution shall continue in effect from the adoption of this resolution and for the duration of five years.

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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2013.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2013
Mayor Approval/No Return: _____, 2013
Mayor Veto: _____, 2013
Council Override Vote: _____, 2013

YVONNE SPENCE, CMC
City Clerk

BY: _____
Deputy

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

BY: _____
Robert Abrams, Deputy City Attorney