

AGENDA ITEM NO. 1 J
COUNCIL MEETING 6/3/2010
APPROVED BY

June 3, 2010

FROM: RENE A. RAMIREZ, Director
Department of Public Utilities 

BY:  BILL O'BRIEN, Assistant Director
Department of Public Utilities, Solid Waste Management Division

SUBJECT: ADOPT RESOLUTION APPROVING THE SUBMITTAL OF GRANT APPLICATIONS FOR AND ACCEPTANCE OF CALRECYCLE FUNDING FOR ALL AVAILABLE GRANTS UNDER THE CALIFORNIA OIL RECYCLING ENHANCEMENT ACT

RECOMMENDATION

It is recommended that the City Council adopt a Resolution to approve the submittal of grant applications and acceptance of funding for all available grants under the California Oil Recycling Enhancement Act administered by the Department of Resources Recycling and Recovery (CalRecycle), formerly known as the California Integrated Waste Management Board.

EXECUTIVE SUMMARY

The adoption of the above Resolution will ensure that the implementation and execution of the grant funded Used Motor Oil Program continues on schedule. This action will provide for a continuum of the Used Motor Oil Recycling Program activities and that funding expenditures are applied consistent with State requirements. The term of the Resolution is from July 1, 2010 through June 30, 2015. This Resolution supercedes Resolution No. 2005-179 dated May 17, 2005 which previously authorized application for and acceptance of grant funds for the period between July 1, 2005 and June 30, 2010.

BACKGROUND

The Solid Waste Management Division has taken advantage of the State's Used Oil Block Grant since 1994. Grant funds are used each year to promote the importance of recycling used motor oil and to support public education and community outreach. In FY09, Solid Waste collection crews recycled 13,500 gallons of used motor oil and 9,000 filters through the City's Residential Curbside Collection Program.

FISCAL IMPACT

There is no fiscal impact to the City of Fresno resulting from the adoption of this action.

DEPARTMENT DIRECTOR

CITY MANAGER

RESOLUTION NO.:

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, APPROVING THE SUBMITTAL OF GRANT APPLICATIONS FOR AND ACCEPTANCE OF CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY, (CALRECYCLE), FUNDING FOR ALL AVAILABLE GRANTS UNDER THE CALIFORNIA OIL RECYCLING ENHANCEMENT ACT

WHEREAS, Public Resources Code sections 48690 et seq. authorizes the Department of Resources Recycling and Recovery (CalRecycle), formerly known as the California Integrated Waste Management Board, to make payments to qualifying jurisdictions for implementation of local used oil programs enacted pursuant to PRC § 48690 et seq. (the Used Oil Payment Program); and

WHEREAS, CalRecycle has adopted regulations for administering the Used Oil Payment Program which require an approved resolution from the applicant's governing body authorizing submittal of the application and identifying the individual authorized to execute any agreements and contracts to carry out the program; and

WHEREAS, the City Council previously authorized application for grants and acceptance of payments from the California Integrated Waste Management Board, now known as CalRecycle, for the purposes of supporting the local Used Motor Oil Recycling Program with Resolution 2005-179 on May 17, 2005; and

WHEREAS, the term of the authorization from the prior resolution expires on June 30, 2010; and

WHEREAS, the City of Fresno Solid Waste Management Division has taken advantage of these state funds since 1994 during which time it has implemented a Used Motor Oil

Recycling Program in the City of Fresno and seeks to continue receiving state funding for the program beyond June 30, 2010.

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

1. The Director of Public Utilities or his/her designee, is hereby authorized and empowered to execute in the name of the City of Fresno all documents, including but not limited to, applications, agreements, annual reports including expenditure reports and amendments necessary to secure said payments to support the Used Oil Collection Program, subject to prior approval as to form by the City Attorney's Office; and
2. This authorization is effective for the period of July 1, 2010 through June 30, 2015.

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

I, REBECCA E. KLISCH, 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 _____, 2010.

AYES:
NOES:
ABSENT:
ABSTAIN:

Mayor Approval: _____, 2010

Mayor Approval/No Return: _____, 2010

Mayor Veto: _____, 2010

Council Override Vote: _____, 2010

REBECCA E. KLISCH
City Clerk

By: _____
Deputy

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

By: 
Michael G. Vigilia, Deputy

Dated: May 12, 2010.

MGV:sn [53184sn/RESO] 5/12/10