

ADOPTED BY THE BOARD
PUBLIC WORKS OF THE CITY
of Los Angeles California
AND REFERRED TO THE MAYOR
FEB 13 2015
AND REFERRED TO THE CITY COUNCIL

Executive Officer
Board of Public Works

DEPARTMENT OF PUBLIC WORKS

BUREAU OF SANITATION
BOARD REPORT NO. 3
FEBRUARY 13, 2015

CD: ALL

AUTHORITY TO APPLY FOR, ACCEPT, NEGOTIATE, AND EXECUTE AN AGREEMENT FOR GRANT FUNDING FROM THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) FOR THE CALRECYCLE 2014/15 ILLEGAL DISPOSAL SITE ABATEMENT PROGRAM

RECOMMENDATION

1. Approve this report with transmittals, with the recommendation that the City Council, subject to the concurrence of the Mayor, authorize the Director of the Bureau of Sanitation (Sanitation) or designee to apply for, accept, negotiate, and execute all documents, including but not limited to, applications, agreements, and amendments, subject to the City Attorney as to form, to receive funding, if awarded a grant from the California Department of Resources Recycling and Recovery (CalRecycle), of up to \$500,000 for the Illegal Disposal Site Abatement Grant Program.
2. Request the City Council to adopt the Resolution (Transmittal No. 1) to authorize the Director of Sanitation, or designee to execute and submit on behalf of the City of Los Angeles all grant-related documents including, but not limited to, applications, acceptance, negotiate and execute agreements, amendments and requests for payment, subject to the approval of the City Attorney as to form, which may be necessary to secure if awarded the grant, an amount not to exceed \$500,000 from CalRecycle's Illegal Disposal Site Abatement Grant Program, and implement the approved grant project.

FISCAL IMPACT STATEMENT

There is no fiscal impact to the General Fund. Receipt of grant funds will offset costs from the Solid Waste Resources Revenue Fund.

TRANSMITTALS

1. Copy of proposed Resolution

DISCUSSION

The City of Los Angeles is home to over 4 million people spread over 468 square miles. Approximately 10.4 million tons of solid waste is generated per year from both residential and commercial sectors including waste disposed of at illegal dumping sites.

Illegal dumping is the act of disposing solid waste at a location that is not authorized to receive solid waste. Unauthorized disposal of solid waste is an ongoing problem in many areas of the City, which are economically disadvantaged with waste abandoned in vacant lots and alleys, along streets, under overpasses, and in publicly owned parking lots. Communities plagued by illegal dumping are characterized by blight and neglect, which result in the deterioration of the community and property values; creation of public health, safety and environmental problems; and degradation of the enjoyment and pride in the affected communities.

In FY 2011/12 Sanitation was awarded the CalRecycle Illegal Disposal Site Abatement Grant in the amount of \$500,000 to clean-up illegally disposed waste from South Los Angeles alleyways, roadways, and underpasses. The grant funds helped to clean over 1,350 locations, recycle over 6,300 illegally disposed tires, and properly dispose over 4,900 tons of solid waste.

CalRecycle implements this program to clean up solid waste disposal sites and solid waste at co-disposal sites where the responsible party either cannot be identified or is unable or unwilling to pay for the timely remediation and where the cleanup is needed to protect public health and safety of the environment. This program provides financial assistance in the form of reimbursement grants up to \$500,000 to help public entities accelerate the pace of cleanup, restore sites, and turn today's problems into tomorrow's opportunities.

The grant will supplement Sanitation's existing efforts in preventing illegal dumping of solid waste. The City currently provides the following services and programs:

- Bulky Item Collection
- Multi-Family Residential Recycling
- Construction & Demolition Recycling
- Used Tire Collection
- Household Hazardous Waste Collection
- Street and Alley Cleaning
- Clean Streets Program

The proposed project will remove and properly dispose/recycle solid waste, provide weed abatement, and other clean up strategies within the City, with a focus on South Los Angeles and North Central Los Angeles areas. The CalRecycle grant will provide the much-needed financial relief for the City in mitigating the illegal dumping problem.

2014/15 Illegal Disposal Site Abatement Program Requirements

Eligible grant applicants include public entities, counties, cities, districts, and state agencies with a need for solid waste cleanup project sites where cleanup is needed to protect public health and safety and/or the environment within the applicant's jurisdiction.

As part of the grant application process, it is required by CalRecycle that any applicant that is subject to a governing body provide a Resolution that authorizes specific grant-related matters.

Eligible Costs

All grant expenditures must be for activities, products, and costs specifically included in the approved Work Plan and approved Budget. Eligible costs must be incurred, services provided and goods received after receiving a Notice to Proceed and before the end of the Grant Term.

Eligible costs include but are not limited to:

- Waste removal and disposal.
- Security measures such as fences, barriers, and warning signs.
- Measures to prevent recurring illegal dumping at the remediated sites. These prevention measures are limited to no more than 25 percent of the overall grant amount.
- Site grading and drainage controls to minimize erosion.
- Slope and foundation stabilization.
- Excavation, consolidation, and capping of waste areas.
- Installation of landfill gas and leachate control systems.
- Field and laboratory testing.
- Health and safety measures required for eligible project work.

Illegal Disposal Site Abatement Program Schedule

The following is CalRecycle’s Schedule for the Illegal Disposal Site Abatement Program.

Date	Activity
December 17, 2014	Question and Answer Period • Questions may be submitted from application release date to this date. • Questions must be submitted by email.
February 4, 2015	Application Due Date • Applications must be submitted in GMS by 11:59 p.m. on this date. • Customer service will be available until 4:00 p.m. on this date.
March 4, 2015	Secondary Due Date • If Resolution not submitted with the application: The approved Resolution must be uploaded in GMS by this date. • If the applicant does not have an Environmentally Preferable Purchasing and Practices (EPPP) Policy at time of application: An EPPP Policy must be adopted and Notification must be uploaded in GMS by this date.
April 2015	Grants Awarded CalRecycle considers funding recommendations, and if approved, conditionally awards grants during this month (tentative).
June 30, 2017	Grant Term Notice to Proceed to this date.
June 30, 2017	Grant Conclusion Final Progress Report, final Payment Request, and request for 10 percent withhold deadline.

Council's approval of the Resolution will authorize the Director of Sanitation or his designee to submit an application to CalRecycle to seek an Illegal Disposal Site Abatement Program Grant funding up to \$500,000. Expeditious abatement of illegal disposal sites is needed to protect public health, safety, and the environment within the City.

STATUS OF FINANCING

Funds not to exceed \$500,000 are available in the Solid Waste Resources Revenue Fund, Fund 508, Department 50, Account Code 50LX82, Object 304. Grant funds received will be used to reimburse Fund 508, Department 50, Revenue Source 336100 (Other State Grants-General). No matching funds are required for the grant. At the discretion of the Director of the Bureau of Sanitation or appointed designee, the funding source may be changed to other accounts in Fund 508, Fund 509 (Revenue Certificates or Participation Sanitation Equipment Acquisition Fund), or any established Solid Waste Resources Revenue Bond funds. The City's liability under this contract or agreement shall only be to the extent of the present City appropriation to fund the contract or agreement. However, if the City shall appropriate funds for any succeeding years, the City's liability shall be extended to the extent of such appropriation, subject to the terms and conditions of the contract or agreement.

Respectfully Submitted



ENRIQUE C. ZALDIVAR, Director
Bureau of Sanitation

APPROVED AS TO FUNDS:



VICTORIA A. SANTIAGO, Director
Office of Accounting

Prepared by:
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(Approved \$500,000 for 508/50/50LX82 only)

RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies to or pending before a local, state or federal government body or agency must have first been adopted in the form of a Resolution by the City Council with concurrence of the Mayor; and

WHEREAS, California Department of Resources Recycling and Recovery (CalRecycle) offers the Illegal Disposal Site Abatement Grant Program pursuant to Section 48020 of the Public Resources Code. The purpose of the grant is to cleanup solid waste sites and solid waste at co-disposal sites where the responsible party either cannot be identified or is unwilling or unable to pay for timely remediation, and where cleanup is needed to protect public health and safety and/or 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; and

WHEREAS, the applicant will enter into an agreement with CalRecycle for Illegal Disposal Site Abatement Grant Program; and

WHEREAS, unauthorized disposal of solid waste is an ongoing problem in economically disadvantaged areas of the City of Los Angeles, where solid waste is abandoned along streets, vacant lots, in alleys, under overpasses, and in publicly owned parking lots; and

WHEREAS, the Bureau of Sanitation (Sanitation) intends to alleviate the illegal dumping problem by responding to the situation and collect and properly dispose or recycle abandoned solid waste in a safe manner; and

WHEREAS, Sanitation proposes joining forces with the Los Angeles Conservation Corps or other community-based organizations to help this ongoing problem;

NOW, THEREFORE, BE IT RESOLVED, that the City Council, subject to the concurrence of the Mayor, does hereby authorize the Director of Sanitation, or designee to execute and submit on behalf of the City of Los Angeles all grant-related documents including, but not limited to, applications, acceptance, negotiate and execute agreements, amendments and requests for payment, subject to the approval of the City Attorney as to form, which may be necessary to secure if awarded the grant, an amount not to exceed \$500,000 from CalRecycle's Illegal Disposal Site Abatement Grant Program, and implement the approved grant project; and

BE IT FURTHER RESOLVED that these authorizations are effective for five (5) years from the date of adoption of this resolution.