

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to proposed agreement with the Los Angeles County Regional Planning Department and Sonoma Technology, Inc. (Sonoma Technology) to provide air quality monitoring services at the Sunshine Canyon Landfill (SCL).

Recommendation for Council action:

AUTHORIZE the Director, Department of City Planning (DCP), or designee, to negotiate and execute a contract with the Los Angeles County Regional Planning Department and Sonoma Technology for the provision of independent monitoring of the City's Conditions of Approval and Environmental Mitigation Measures pursuant to Ordinance No. 172933 for a five-year term from the date of execution and with two 12-month renewal options, in substantial conformance with the draft contract incorporated in the November 14, 2014 City Administrative Officer (CAO) report, attached to the Council file, subject to the review and approval of the City Attorney as to form and compliance with the City's contracting requirements.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund as all costs associated with these services are the responsibility of the landfill operator, Republic Services, Inc. Therefore, the recommendation in this report complies with the City's Financial Policies.

Community Impact Statement: None submitted.

**TIME LIMIT FILE - JANUARY 19, 2015**

**(LAST DAY FOR COUNCIL ACTION - JANUARY 16, 2015)**

Summary:

On January 7, 2014, the Committee Chair and one member of the Energy and Environment Committee considered a November 14, 2014 CAO report relative to proposed agreement with the Los Angeles County Regional Planning Department and Sonoma Technology to provide air quality monitoring services at SCL. According to the CAO, the DCP is requesting approval to execute a Personal Services Contract with Sonoma Technology and the Los Angeles County Regional Planning Department (County) to provide air quality monitoring services at SCL. The term of this contract is five years from the date of execution with two 12-month renewal options. There is no impact to the General Fund as all costs associated with these services are the responsibility of the landfill operator, Republic Services, Inc.

The City's [Q] Condition C.10.a. of Ordinance No. 172933 and the County's Condition 81 of the Conditional Use Permit (00-194-(5) requires an independent consultant, selected by the Director, DCP, to "...conduct tests of landfill dust and diesel particulates (PM10 and BC) around the perimeter of the landfill property, with special attention given to the area south of the landfill above the residential community...."

In the Planning Issues Memorandum of Understanding (MOU), approved in December 2008, the City and County agreed to a joint air monitoring operation to more efficiently monitor PM10 and BC levels in the area surrounding SCL and the hiring of one air quality monitoring consultant for both entities. The County elected to use the City's procurement process to choose a consultant. Additionally, this

agreement includes two new programs that were not in the prior contract for the provision of air quality monitoring services at SCL. The new programs are:

- a. A north-side (upwind) monitoring station
- b. The option to request that the Consultant conduct volatile organic compounds (VOC) and carbonyl samplings.

The City and County, with concurrence from South Coast Air Quality Management District (SCAQMD) technical staff, determined that the addition of an upwind monitoring station on the north-side of the landfill will provide a level of certainty in estimations of emissions from landfill operations, which will help to address community concerns regarding landfill impacts in the nearby community. The DCP states that data from this upwind station could also provide a greater accuracy in determining whether or not there is value in continuing all or part of the ambient air monitoring program.

Pursuant to the requirements of the SCAQMD Hearing Board's Third Stipulated Order for Abatement, dated December 2011, VOC sampling data collected by the landfill operator are currently being analyzed and evaluated by the SCAQMD. If, at the conclusion of its analysis, the SCAQMD determines that prior data collected by the landfill operator's consultant for certain key toxic compounds are not reliable enough to draw conclusions regarding the long-term landfill impacts on the community, the City and Council will request that the Consultant conduct the samplings and provides an analysis and report of their findings. A final determination to continue or conclude the air quality monitoring operations at SCL will be made by the Technical Advisory Committee (TAC), which is composed of City and County officials from various departments. Until the TAC makes a determination to discontinue this independent air quality monitoring program, the Consultant is needed to ensure that the monitoring program continues to be maintained and reported to both the City and County.

After consideration and having provided an opportunity for public comment, the Committee Chair moved to recommend approval of the proposed agreement with the Los Angeles County Regional Planning Department and Sonoma Technology as contained in the November 14, 2014 CAO report and detailed in the above recommendation. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

COUNCILMEMBER FELIPE FUENTES, CHAIR

#### ENERGY AND ENVIRONMENT COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
FUENTES:	YES
BLUMENFIELD:	YES
LABONGE:	ABSENT
HUIZAR:	ABSENT

KORETZ: ABSENT

ARL

1/7/15

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**