

ENERGY, CLIMATE CHANGE AND ENVIRONMENTAL JUSTICE COMMITTEE REPORT and RESOLUTION relative to authorization for the Bureau of Sanitation (BOS) to accept California State Water Resources Control Board (SWRCB) Orphan Site Cleanup Fund (OSCF) Grant in the amount of \$40,000.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the BOS to negotiate and execute the OSCF Award Agreement on behalf of the City and submit any other necessary agreements and documents related to the grant, subject to the approval of the City Attorney as to form and legality.
2. ADOPT the accompanying Resolution authorizing the BOS to accept the SWRCB OSCF Grant for the reimbursement of all eligible site remediation cost in the amount of \$400,000.
3. INSTRUCT the BOS to use the Household Hazardous Waste Special Fund to front fund the remediation costs and to deposit grant reimbursements in the Household Hazard Waste Special Fund.
4. AUTHORIZE the BOS to prepare Controller's instructions for any technical adjustments, subject to the approval of the City Administrative Officer (CAO); and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. The cleanup costs will be front-funded by the Household Hazardous Waste Special Fund, Fund No. 508, and will be fully reimbursed by the SWRCB OSCF Grant. No matching funds are required. The recommendations contained in the June 20, 2017 CAO report are in compliance with the City's Financial Policies as all grant eligible costs will be reimbursed by grant funds.

Community Impact Statement: None submitted.

Summary:

On August 1, 2017, your Committee considered a June 20, 2017 CAO report and Resolution relative to authorizing the BOS to accept SWRCB OSCF Grant in the amount of \$40,000. According to the CAO, the Board of Public Works (BPW), on behalf of the BOS, is requesting authority to accept an OSCF Grant in the amount of \$400,000 from the SWRCB Division of Financial Assistance. This is a reimbursement grant with no matching requirement. The grant funds will be used to cleanup a 0.28 acre vacant City lot located at 6300-6308 Western Avenue and 1734-1740 Gage Avenue. The lot, which has been vacant since 1969, used to be a former gas station, auto repair shop, body shop, tire shop and car wash.

The OSCF Grant Program provides grant funding to applicants for the cleanup of sites contaminated by leaking petroleum underground storage tanks (UST) in which there is no financially responsible party, the applicant did not cause or contribute to the contamination and has no association with the party that caused it, and the applicant is not eligible for UST Cleanup Fund. On September 7, 2016, the BOS applied for the OSCF grant to investigate and clean up the site. On December 14, 2016, the BOS received a pre-grant letter stating that the site is

eligible for grant funding and will be placed on the priority list, which ranks all eligible applicants according to their order of priority. After the grant agreement is entered into by both parties, the OSCF will pay eligible costs claimed.

After consideration and having provided an opportunity for public comment, the Committee moved to recommend approval of the recommendations contained in the June 20, 2017 CAO report and detailed in the above recommendations along with the accompanying Resolution. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

ENERGY, CLIMATE CHANGE AND ENVIRONMENTAL JUSTICE COMMITTEE



<u>MEMBER</u>	<u>VOTE</u>
MARTINEZ:	YES
KORETZ:	ABSENT
KREKORIAN:	YES
CEDILLO:	YES
O'FARRELL:	YES

ARL
8/1/17

-NOT OFFICIAL UNTIL COUNCIL ACTS-