

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

149



FROM: Waste Management Department

SUBMITTAL DATE:
August 2, 2004

SUBJECT: Establishment of Corrective Action Plan (CAP)/Remediation Sub-Funds for Certain Riverside County Landfills

RECOMMENDED MOTION:

That the Board of Supervisors:

1. Adopt Resolutions 2004-377, 2004-378, 2004-379, 2004-380, 2004-381, 2004-382, 2004-383, 2004-384, 2004-385, 2004-386, 2004-387, 2004-388, 2004-389, 2004-390, 2004-391, 2004-392, and 2004-393 establishing sub-funds for corrective action plans (CAP) in accordance with Title 27, California Code of Regulations (CCR), Division 2, Subdivision 1, Chapter 6, Section 22241;
2. Direct the Auditor-Controller and the Treasurer-Tax Collector to deposit all interest earned by these sub-funds to be deposited in the sub-funds for future use as specified in the Corrective Action Plan in accordance with the Resolutions;
3. Direct the Auditor-Controller and the Waste Management Department (WMD) to close the existing remediation sub-fund – Fund 40213, and redeposit the monies into the individual CAP/Remediation Sub-Funds as directed by the General Manager – Chief Engineer of WMD; and
4. Direct the General Manager – Chief Engineer of WMD to transfer from the WMD General Closure/Post-closure Fund (Fund 40212-4500100000) any additional monies needed to fund the CAP/Remediation Sub-Funds as approved by the Regional Water Quality Control Boards in September 2003. *(Continued)*

Hans W. Kernkamp, General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2005

SOURCE OF FUNDS: Department Charges for Services – Tipping Fees	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

AUG 02 2004
BY

County Executive Office Signature

Prev. Agn. Ref.: _____ **District:** _____ **Agenda Number:** _____

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

122

FISCAL PROCEDURES APPROVED
ROBERT E. BYRD, Auditor-Controller
BY 8/12/04
Departmental Concurrence Deputy

Dep't Recomm.: Policy Policy

Per Exec. Ofc.: Consent Consent

August 2, 2004

Establishment of Corrective Action Plan (CAP)/Remediation Sub-Funds

BACKGROUND:

The California Integrated Waste Management Board (CIWMB), in keeping with Title 27 of the California Code of Regulations, requires all operators of landfill facilities to establish financial assurance mechanisms for landfills requiring corrective action plans (CAP).

In 1997, the General Manager-Chief Engineer of the Waste Management District, with the approval of the Board of Supervisors, established a trust fund of \$10 million with the County Treasurer-Tax Collector (Fund 40213). Those monies were to be used as partial funding for anticipated corrective action plans for the County of Riverside landfill system.

As the current financial assurance mechanism was established prior to Title 27 being in effect, the CIWMB recently requested that the Department submit financial assurance demonstrations for corrective action costs. The corrective action cost estimate for each landfill is required to be approved by the applicable Regional Water Quality Control Boards (RWQCB). In September 2003, the RWQCB approved the revised estimated dollar amounts necessary to fund potential corrective action costs for the various Riverside County landfills listed on Attachment A. The CIWMB, in keeping with Title 27 of the California Code of Regulations, requested that individual trust funds be established for the listed landfills operating under the State permits. In addition, those landfills requiring corrective action plans not subject to the CIWMB financial assurance regulations are required to establish a secure fund with the RWQCB named as beneficiary.

The trust funds will be established by the Auditor-Controller as sub-funds to the WMD enterprise operating fund. The sub-funds will be funded in accordance with the approved amounts on Attachment A. The existing remediation sub-fund (Fund 40213), with an approximate balance of \$10.2 million, established in 1997 will be reallocated to the new site specific sub-funds. The additional amount of approximately \$6.3 million needed to fund the CAP/Remediation Sub-Funds will be transferred out of WMD general closure/post-closure reserve cash balances.

The existing remediation sub-fund will be closed after the monies in the fund are distributed.

The amounts on deposit in the sub-funds will be reviewed on an annual basis and adjusted for changes in the projected costs as is necessary and prudent based on WMD management analysis and CIWMB approval. Monies will be released from the sub-funds by CIWMB after acknowledgment of completed, qualified work or upon CIWMB approval of sub-funds being over funded and therefore eligible for reduction of balance on hand. Additional funding will be provided from the disposal fees charged at the landfill.

Any monies released from the CAP/Remediation Sub-Funds due to over funding will be deposited into WMD operating fund and used to offset increases in operating costs and/or fee increases.

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WASTE DE CONTROL

**WASTE MANAGEMENT DEPARTMENT
CORRECTIVE ACTION COST ESTIMATES
FOR COUNTY LANDFILLS**

RESOLUTION NUMBER	LOCATION	FACILITY # /OASIS Location Code	TOTAL
2004-377	HIGHGROVE	33-AA-0003 /6223-90344	\$4,240,000
2004-378	BLYTHE	33-AA-0017 /0850-90306	257,500
2004-379	DESERT CENTER	33-AA-0016 /1950-90317	280,000
2004-380	DOUBLE BUTTE	33-AA-0008 /8700-90360	903,000
2004-381	BADLANDS	33-AA-0006 /4277-90336	3,070,050
2004-382	EDOM HILL	33-AA-0011 /1360-90307	1,510,000
2004-383	OASIS	33-AA-0015 /5250-90340	305,000
2004-384	LAMB CANYON	33-AA-0007 /0701-90303	1,100,000
2004-385	COACHELLA	33-AA-0012 /1603-90313	1,125,000
2004-386	MEAD VALLEY	33-AA-0009 /5712-90341	1,135,000
2004-387	ANZA	33-AA-0013 /0450-90300	330,000
2004-388	MECCA II	33-AA-0071 /3754-90332	295,000
2004-389	CORONA	1704-90316	324,000
2004-390	ELSINORE	3602-90330	590,000
2004-391	WEST RIVERSIDE	6289-90353	660,000
2004-392	BEAUMONT	0705-90305	205,000
2004-393	HEMET	2282-90321	165,000
	TOTAL ESTIMATED CORRECTIVE ACTION COST		\$16,494,550