

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

150 A



FROM: TLMA/Transportation

SUBMITTAL DATE:
August 7, 2006

SUBJECT: Modification of Financial Assurance Mechanism Required by the Surface Mining and Reclamation Act (SMARA).

RECOMMENDED MOTION: That the Board of Supervisors approve Resolution No. 2006-118, which amends Resolution 97-261 that established a Pledge of Revenue to satisfy requirements of Section 2773.1 of the Public Resources Code for Financial Assurance to Reclaim Open Pit Mines.

BACKGROUND: The Board previously established a Pledge of Revenue as a Financial Assurance Mechanism to Reclaim Surface Mining Operations as required by the Public Resources Code for County-operated mining sites or borrow pits used by the Transportation Department for road construction and maintenance. The original Resolution 97-261 must be modified to include expansion of an existing mining site, the Markham Pit. Additionally, adjust the Pledge of Revenue for reclamation of the County's sites to \$611,519.00, which includes the future cost of reclaiming the Markham Pit Expansion. The actual reclamation cost for the expansion of the Markham Pit is shown on Attachment A. Resolution 2006-118 supercedes any previously approved modification to Resolution No. 97-261 made by Resolution No. 98-323 and Resolution 2003-178. There is no current fiscal year cost associated with the future reclamation. A future expense would be incurred at the point that the new mining site is closed. Currently, no estimated date is known or projected for the closure of the Markham Pit Expansion.

George A. Johnson
George A. Johnson
Director of Transportation

DKD:dkd

FORM APPROVED
COUNTY COUNSEL

JUL 26 2006
By *[Signature]*

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2006-2007

SOURCE OF FUNDS: Road Funds	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: **APPROVE**

County Executive Office Signature *[Signature]*

- Dep't Recomm.: Consent Policy
- Per Exec. Ofc.: Consent Policy

RESOLUTION NO. 2006-118
AMENDING RESOLUTION 97-261
ESTABLISHING A PLEDGE OF REVENUE
FOR RECLAMATION OF COUNTY MINDED LANDS

WHEREAS, the Board of Supervisors on November 4, 1997 adopted Resolution No. 97-261, which established a pledge of revenue for reclaiming County mined lands; and

WHEREAS, the pledge of revenue established by Resolution No. 97-261 was increased by Resolution No. 98-323 on November 11, 1998 for the reclamation of two additional mining sites, and

WHEREAS, the pledge of revenue established by Resolution No. 97-261 was increased by Resolution No. 2003-178 on April 29, 2003 for the reclamation of two additional mining sites, and for the removal of two former mining sites, and

WHEREAS, the pledge of revenue needs to be modified to reflect the reclamation of the expansion of one current mining site.

NOW THEREFORE, BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED by the Board of Supervisors of the County of Riverside, State of California, in regular session on August 15, 2006 that:

1. Section 1 of Resolution No. 97-261 is hereby amended to read:

Road fund revenue, located in an account known as Transportation Department Fund 20000, Department ID 3130100000 in the amount of \$611,519 is hereby pledged to reclaim each mine side identified in Attachment A, dated March 21, 2006, which is incorporated herein by this reference.

2. Attachment A to Resolution No. 97-261 is hereby replaced by said Attachment A, dated March 21, 2006, which is attached and incorporated herein by this reference.

FORM APPROVED
COUNTY COUNSEL

JUL 26 2006

BY 

ATTACHMENT A
March 21, 2006
County Mining Sites
Transportation Department

Name	California Mine I.D Number	Reclamation Cost Estimates
Bradshaw Pit	91-33-0046	\$24,384.00
Bundy Canyon Pit	91-33-0049	\$20,866.00
East Benton Pit	91-33-0052	\$16,776.00
Juniper Flats Pit	91-33-0053	\$23,194.00
Little Lake Pit	91-33-0055	\$16,752.00
Markham Pit	91-33-0054	\$21,634.00
Markham Pit Expansion	N/A	\$97,625.00
Midland Pit	91-33-0051	\$30,384.00
Mountain View Pit	91-33-0048	\$14,482.00
Terwilliger Pit	91-33-0047	\$12,622.00
Thermal Pit	91-33-0090	\$22,824.00
Brookside Materials Yard	91-33-0095	\$296,200.00
River Road Sand Removal	91-33-0083	\$13,776.00
	TOTAL	\$611,519.00