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

FROM: Riverside County Waste Management Department

SUBMITTAL DATE:
May 5, 2010

SUBJECT: Resolution No. 2010-150 Authorizing Riverside County Waste Management Department to Apply for and Receive Program Funding from the Department of Resources Recycling and Recovery Used Oil Payment Program

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution No. 2010-150, authorizing the Waste Management Department to submit applications to the Department of Resources Recycling and Recovery (CalRecycle) to receive program funding through the Used Oil Payment Program from the date of adoption of the Resolution and all subsequent years as provided in the statute; and
2. Authorize the General Manager-Chief Engineer, or designee, to execute documents and implement programs for any awarded program funding.

(Continued)

Hans W. Kernkamp, General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0	For Fiscal Year:	10/11

SOURCE OF FUNDS: California Department of Resources Recycling and Recovery (CalRecycle) Used Oil Payment Program	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY:

Alex Gann

County Executive Office Signature

Prev. Agn. Ref.: 12.3 (6/12/07)

District: All

Agenda Number:

12.3

FORM APPROVED BY COUNTY COUNSEL
BY: NEAL R. KIPNIS DATE 5/3/10

Departmental Concurrence

☒ Policy
☐ Consent
☐ Policy
☐ Consent

Dep't Recomm.:

Per Exec. Ofc.:

BACKGROUND: The California Public Resources Code (PRC) §48601 et seq. describes the California Oil Recycling Enhancement Act (Act), which, among other things, provides up to \$11 million annually in payments to local governments for implementation of local used oil and filter collection, recycling and public education programs. Beginning July 1, 2010, the new Used Oil Payment Program (OPP) authorized in SB 546 (Lowenthal, Chapter 353, Statutes of 2009) replaces the Used Oil Block Grant Program (UOBG)

While the purpose of the OPP is similar to the UOBG, there are significant differences regarding electronic online application, administration, length of term, and reporting. CalRecycle is responsible for administering the new OPP. The Waste Management Department (Department) has applied for and received UOBG funding since 1993. The Department was reimbursed \$407,045 from the 12th, 13th, and 14th cycle grant awards for FYs 06/07, 07/08, 08/09, respectively. The current grant funding agreement for the 15th Cycle UOBG (FY 09/10) is \$77,231. The OPP electronic online application period for the FY 10/11 Cycle will be from June 1, 2010 through June 30, 2010. CalRecycle has not yet determined the estimated payment amount that Riverside County will be eligible for through the OPP (FY10/11). The grant money is used to offset some of the cost associated with used oil recycling through the Department's Household Hazardous Waste Collection Program. The OPP is a non-competitive payment program and does not require matching funds.

2 **RESOLUTION NO. 2010-150**

3 **RESOLUTION AUTHORIZING RIVERSIDE COUNTY TO APPLY FOR AND**
4 **RECEIVE PROGRAM FUNDING FROM THE DEPARTMENT OF RESOURCES**
5 **RECYCLING AND RECOVERY (CalRecycle) USED OIL PAYMENT PROGRAM**

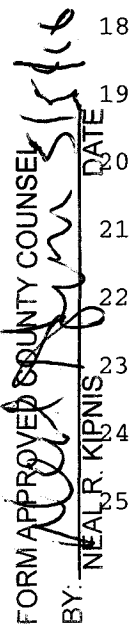
6 WHEREAS, Public Resources Code sections 48690 et seq. authorize the Department of
7 Resources Recycling and Recovery (CalRecycle), formerly known as the California Integrated
8 Waste Management Board, to make payments to qualifying jurisdictions for implementation of
9 their used oil programs as required by PRC § 48690 et seq.; and

10
11 WHEREAS, in furtherance of this authority CalRecycle is required to establish procedures
12 governing the administration of the Used Oil Payment Program; and

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14 WHEREAS, CalRecycle's procedures for administering the Used Oil Payment Program require,
15 among other things, an applicant's governing body to declare by resolution certain authorizations
16 related to the administration of the Used Oil Payment Program.

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18 NOW, THEREFORE, BE IT RESOLVED that the Riverside County Board of Supervisors
19 authorize the submittal of a Used Oil Payment Program application to CalRecycle; and

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21 BE IT FURTHER RESOLVED that the Riverside County Waste Management Department
22 General Manager - Chief Engineer, or his/her designee, is hereby authorized and empowered to
23 execute in the name of the County of Riverside all documents, including but not limited to,
24 applications, agreements, annual reports including expenditure reports and amendments
25 necessary to secure said payments to support the Used Oil Payment Program; and

FORM APPROVED COUNTY COUNSEL
BY:  DATE: 5/16/10
NEAL R. KIPNIS

1 BE IT FURTHER RESOLVED that this authorization is effective from the date of adoption by
2 the Riverside County Board of Supervisors and through all subsequent years as provided in the
3 statute.

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5 The foregoing Resolution No. 2010-150 was adopted by THE RIVERSIDE COUNTY BOARD
6 OF SUPERVISORS the ____ day of May 2010, by the following vote:
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