

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



**ITEM: 3.3
(ID # 13433)**

MEETING DATE:
Tuesday, September 29, 2020

FROM: EXECUTIVE OFFICE:

SUBJECT: EXECUTIVE OFFICE: Amendment No. 5 to AB2766 Memorandum of Understanding (MOU) between the County of Riverside and the Coachella Valley Association of Governments (CVAG) for additional funding of the Regional PM10 Street Sweeping Program. Districts 4 and 5. [\$208,000 Total Cost, \$52,000 Annual Cost - AB2766 Funding 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify and approve Amendment No. 5 to the AB 2766 Memorandum of Understanding (MOU) between the County of Riverside and the Coachella Valley Association of Governments (CVAG) and CVAG member jurisdictions to maintain the member jurisdiction contribution for a term of four years from July 1, 2020 through June 30, 2024; and
2. Authorize the Chairman of the Board of Supervisors to execute Amendment No. 5 to the AB 2766 MOU on behalf of the County.

ACTION: Policy


Lisa D. Brandl 9/22/2020

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Spiegel, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: September 29, 2020
xc: EO

Kecia R. Harper
Clerk of the Board

By 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 52,000	\$ 52,000	\$ 208,000	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: AB2766 – Fund 22300 100%			Budget Adjustment:	No
			For Fiscal Year:	20/21-23/24

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

Coachella Valley and the Salton Sea Air Basin are designated non-attainment areas for PM10, or air particulate matter less than 10 microns. The primary source of PM10 is dust-generating activities like vehicles traveling over paved or unpaved streets and through construction zones. Since the early 1990s, CVAG and its member agencies have cooperated on a Regional PM10 Street Sweeping Program – one of the most significant air quality control measures that can be taken to reduce PM10 throughout our region. This program has the added benefit of keeping all major streets in the Coachella Valley clean at a low per-mile cost due to economies of scale.

The street sweeping program is currently funded by three main sources:

- (1) Reallocation of a portion of AB 2766 funds dispersed to individual jurisdictions based on vehicle license plate renewals;
- (2) Grant funding from the South Coast Air Quality Management District (SCAQMD); and
- (3) The Coachella Valley Air Quality Enhancement Fund managed by Riverside County, also known as COLMAC funds.

The SCAQMD grant in the amount of \$1,150,000 provides approximately \$220,000 for each of five years for the street sweeping program. While the first year of funding was guaranteed, the remaining four years are pending a study of the street sweeping program’s efficiency and effectiveness, also funded by the grant. The grant was initially awarded to make up for a funding shortfall after funding from SCAQMD’s Mobile Air Source Pollution Reduction Review Committee ended in 2018. The COLMAC funds received by the County are associated with mitigating air pollution impacts from a power plant. Since July 2010, the County has set aside \$150,000 each year for the regional street sweeping program. The County approved the request for a five-year extension on September 1, 2020 (Agenda Item 3.1, MT 13317), which will provide funding through June 30, 2025.

The remaining AB 2766 funding sent to cities and counties by the SCAQMD is generated by a surcharge on annual DMV fees and must be used to reduce air pollution generated by motor vehicles. In previous years when funding from other sources tended to fluctuate, AB 2766 contributions from CVAG member jurisdictions also ranged from 33% to 100%. In 2016, the

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fourth amendment to the MOU for this reallocation requested that 75% of AB 2766 funds be directed toward the regional street sweeping program. The term of the fourth amendment expired on June 30, 2020. With this fifth amendment, CVAG requests that the jurisdictional contribution level remains at 75% for the next four years, through June 30, 2024. One hundred percent of all funding goes toward the street sweeping program, currently operated by CVAG under contract with M&M Sweeping, Inc. from Thousand Palms.

Amendment Five to the MOU was approved by the CVAG Executive Committee on June 8, 2020. This recommendation was also reviewed and supported by the CVAG Energy & Environment Committee on May 14, 2020. Identical MOU Amendments are being circulated to all participating member agencies for approval by their respective governing bodies.

Impact on Residents and Businesses

Maintaining funding for the PM10 Street Sweeping Program in the Coachella Valley will help ensure the program continues its success of reducing fugitive dust issues in the region, which helps improve air quality for residents.

Previous Agenda References

08/11/16 Agenda Item 3-4 (Amendment No. 4 to CVAG AB2766 MOU)

09/01/20 Agenda Item 3-1 (Re-Authorization of COLMAC Funds)

ATTACHMENTS

ATTACHMENT A. Amendment No. 5 to CVAG AB2766 MOU



Gregory L. Priamos, Director County Counsel 9/22/2020

**AMENDMENT FIVE
TO
AB 2766 MEMORANDUM OF UNDERSTANDING (MOU)
BETWEEN
COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS
AND
CVAG MEMBER JURISDICTIONS**

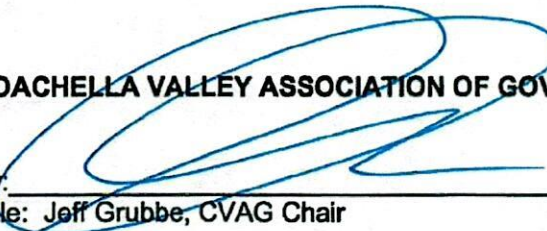
JULY 1, 2020

The AB 2766 Memorandum of Understanding (MOU) is made and entered into by and between the Coachella Valley Association of Governments (CVAG) and the CVAG member jurisdictions. The parties acknowledge that this Amendment shall be for the period starting July 1, 2020 and shall bind the parties hereunder for the entire term of the four-year amendment; through June 30, 2024.

The AB 2766 MOU is hereby amended through this Amendment Five as follows:

- 1) At their June 1, 2020 meeting, the Executive Committee approved to maintain CVAG's AB 2766 formula at 75% to provide sustainable funding of the Regional PM10 Street Sweeping Program and related activities starting July 1, 2020 through June 30, 2024;
- 2) All other terms and conditions shall remain the same.

COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS

By: 
Title: Jeff Grubbe, CVAG Chair

Date: _____

COUNTY OF RIVERSIDE

By: 

V. Manuel Perez

Title: Chairman of the Board, Board of Supervisors

Date:

APPROVED AS TO FORM:
Gregory P. Priamos, County Counsel

By: 
Susanna Oh
Deputy County Counsel

ATTEST:

KECIA R. HARPER, Clerk

By: 
DEPUTY