

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



ITEM: 3.21
(ID # 24154)

MEETING DATE:
Tuesday, March 19, 2024

FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Adopt Resolution No. 2024-034, Establishing a Pledge of Revenue for Reclamation of County Mined Lands required by the Surface Mining Reclamation Act. FY 24/25. Districts 1, 3, 4, and 5. [\$1,585,000 Total Cost - Gas Tax 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

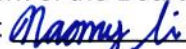
1. Adopt Resolution No. 2024-034, which amends Resolution No. 97-261 that established a Pledge of Revenue to satisfy requirements of Section 2773.1 of the Public Resources Code for Financial Assurance to Reclaim Surface Mining Operations.

ACTION:Policy

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington and Gutierrez
Nays: None
Absent: Perez
Date: March 19, 2024
xc: Trans.

Kimberly A. Rector
Clerk of the Board
By: 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 1,585,000	\$ 0	\$ 1,585,000	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Gas Tax 100%. There are no general funds used for this project.			Budget Adjustment: No	
			For Fiscal Year: 24/25	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

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 Surface Mining and Reclamation Act of 1975 (SMARA) requires that the Financial Assurances be adjusted annually. The adjustments are to account for new lands disturbed, inflation, and for the reclamation of lands accomplished in accordance with an approved reclamation plan (Pub. Res. Code, § 2773.1(a)(3)).

The original Resolution 97-261 must be modified to adjust for the reclamation costs of the individual County sites, as contained in the Pledge of Revenue, from \$1,346,607.51 to \$1,585,000.00. The actual reclamation cost for each mining site or borrow pit is shown in Attachment A. Resolution 2024-034 supersedes any previously approved modification to Resolution No. 97-261 made by Resolution No. 98-323, Resolution No. 2003-178, Resolution No. 2006-118, Resolution 2007-388, Resolution No. 2008-196, Resolution No. 2009-184, Resolution No. 2010-157, Resolution No. 2011-163, Resolution No. 2012-142, Resolution No. 2013-070, Resolution No. 2014-110, Resolution No. 2015-114, Resolution No. 2016-108, Resolution No. 2017-142, Resolution No. 2020-159, and Resolution 2022-054.

Impact on Residents and Businesses

There are no impacts on Residents or Businesses.

Additional Fiscal Information

No general funds will be used on this project.

Contract History and Price Reasonableness

N/A

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

ATTACHMENTS:

Resolution No. 2024-034

Attachment A



Jason Farin, Principal Management Analyst 3/12/2024



Aaron Gettis 3/8/2024

FORM APPROVED COUNTY COUNSEL
BY: SKM 3/19/24
STEPHANIE K. NELSON DATE

1 Board of Supervisors

County of Riverside

2
3 **RESOLUTION NO. 2024-034**
4 **AMENDING RESOLUTION NO. 2022-54**
5 **ESTABLISHING A PLEDGE OF REVENUE**
6 **FOR RECLAMATION OF COUNTY MINED LANDS**
7

8
9 **WHEREAS**, the Board of Supervisors on November 04, 1997 adopted Resolution
10 No. 97-261, which established a pledge of revenue for reclaiming County mined lands;
11 and

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

15 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
16 increased by Resolution No. 2003-178 on April 29, 2003 for the reclamation of two
17 additional mining sites; and for the removal of two mining sites; and

18 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
19 increased by Resolution No. 2006-118 on August 15, 2006 for the reclamation of the
20 expansion of one mining sites; and

21 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
22 increased by Resolution No. 2007-388 on September 04, 2007 to reflect adjustment to
23 account for new lands disturbed, inflation and the recalamation of lands accomplished in
24 accordance with the approved reclamation plan; and

25 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
26 increased by Resolution No. 2008-196 on June 03, 2008 to reflect adjustment to
27 account for new lands disturbed, inflation and the recalamation of lands accomplished in
28 accordance with the approved reclamation plan; and

29 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
30 increased by Resolution No. 2009-184 on June 23, 2009 to reflect adjustment to
31 account for new lands disturbed, inflation and the recalamation of lands accomplished in
32 accordance with the approved reclamation plan; and

33 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
34 increased by Resolution No. 2010-157 on June 8, 2010 to reflect adjustment to
35 account for new lands disturbed, inflation and the recalamation of lands accomplished in
36 accordance with the approved reclamation plan; and

37 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
38 increased by Resolution No. 2011-163 on June 28, 2011 to reflect adjustment to
39 account for new lands disturbed, inflation and the recalamation of lands accomplished in
40 accordance with the approved reclamation plan; and
41

1 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
2 increased by Resolution No. 2012-142 on June 26, 2012 to reflect adjustment to
3 account for new lands disturbed, inflation and the recalamation of lands accomplished in
4 accordance with the approved reclamation plan; and

5 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
6 increased by Resolution No. 2013-070 on April 09, 2013 to reflect adjustment to
7 account for new lands disturbed, inflation and the recalamation of lands accomplished in
8 accordance with the approved reclamation plan; and

9 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
10 increased by Resolution No. 2014-110 on June 17, 2014 to reflect adjustment to
11 account for new lands disturbed, inflation and the recalamation of lands accomplished in
12 accordance with the approved reclamation plan; and

13 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
14 increased by Resolution No. 2015-114 on June 02, 2015 to reflect adjustment to
15 account for new lands disturbed, inflation and the recalamation of lands accomplished in
16 accordance with the approved reclamation plan; and

17 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
18 increased by Resolution No. 2016-108 on May 03, 2016 to reflect adjustment to
19 account for new lands disturbed, inflation and the recalamation of lands accomplished in
20 accordance with the approved reclamation plan; and

21 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
22 increased by Resolution No. 2017-142 on July 25, 2017 to reflect adjustment to
23 account for new lands disturbed, inflation and the recalamation of lands accomplished in
24 accordance with the approved reclamation plan; and

25 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
26 increased by Resolution No. 2020-159 on June 30, 2020 to reflect adjustment to
27 account for new lands disturbed, Inflation and the recalamation of lands accomplished in
28 accordance with the approved reclamation plan; and

29 **WHEREAS**, the pledge of reveune established by Resolution No. 97-261, was
30 increased by Resolution No. 2022-054 on March 01, 2022 to reflect adjustment to
31 account for new lands disturbed, inflation and the recalamation of lands accomplished in
32 accordance with the approved reclamation plan; and

33 **WHEREAS**, the pledge of reveune needs to be modified annually for adjustments
34 to account for new land disturbance, inflation, and for the reclamation of lands accomplished
35 in accordance with the Approved Reclamation Plans.

36
37 **NOW THEREFORE, BE RESOLVED, FOUND, DETERMINED, AND**
38 **ORDERED** by the Board of Supervisors of the County of Riversdise, State of California,
39 in a regular session assembeled on , March 12 2024, that:

40
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1 1. Section 1 of the Resolution No. 97-261 is hereby amended to read:
2 Road Fund Revenue, located in an account known as Transportation Department Fund 20000,
3 Department ID 3130100000 in the amount of \$1,585,000.00, is hereby pledged to reclaim
4 each mine site identified in Attachment A, dated for January 29, 2024, which is incorporated
5 herein by this reference.

6
7 2. Attachment A to Resolution No. 97-261 is hereby replaced by said Attachment A, dated
8 January 29, 2024, which is attached and incorporated herein by this reference.
9

10
11
12 ROLL CALL:

13
14 Ayes: Jeffries, Washington, Spiegel, and Gutierrez

15
16 Nays: None

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18 Absent: Perez
19
20

21 The foregoing is certified to be a true copy of a resolution duly adopted by said
22 Board of Supervisors on the date therein set forth.

KIMBERLY A. RECTOR, Clerk of said Board

By: Maomy Li
Deputy

Attachment A

**County Mining Sites
Transportation Department
January 29, 2024**

Name:	California Mine I.D. Number:	Reclamation Cost Estimate
Bradshaw Pit	91-33-0046	\$120,000.00
Brookside Materials Pit	91-33-0094	\$0.00
Bundy Canyon Pit	91-33-0049	\$250,000.00
East Benton Pit	91-33-0052	\$140,000.00
Juniper Flats Pit	91-33-0053	\$250,000.00
Little Lake Pit	91-33-0055	\$0.00
Markham Pit	91-33-0054	\$200,000.00
Midland Pit	91-33-0051	\$250,000.00
Mountain View Pit	91-33-0048	\$100,000.00
Terwilliger Pit	91-33-0047	\$0.00
Thermal Pit	91-33-0090	\$275,000.00
	TOTAL:	\$1,585,000.00