

# Agenda Report

**TO:** CITY COUNCIL

**DATE:** March 26, 2007

**FROM:** CITY MANAGER

**SUBJECT:** A RESOLUTION OF THE CITY OF PASADENA TO THE STATE OF CALIFORNIA APPROVING A FIVE YEAR RUBBERIZED ASPHALT CONCRETE USE GRANT PROGRAM APPLICATION AND AGREEMENT

## RECOMMENDATION

It is recommended that the City Council:

1. Adopt a resolution approving a rubberized asphalt concrete use grant program between the City of Pasadena and the State of California; and
2. Authorize the City Manager to execute all necessary applications, contracts, agreements, amendments, and payment requests hereto for the purposes of securing grant funds and to implement and carry out the purposes specified in the grant application, on behalf of the City of Pasadena.

## BACKGROUND

The California Integrated Waste Management Board (CIWMB) receives an annual appropriation from the California Tire Recycling Management Fund (Tire Fund) to administer the Tire Recycling Act (Act), Senate Bill 937 (Vuich), and related legislation. As part of the Act and pursuant to the requirements of SB 369 (Simitian), CIWMB is offering the Rubberized Asphalt Concrete (RAC) Use Grant Program to encourage the use of waste tire rubber and thereby reduce the landfill disposal and stockpiling of California waste tires.

Public Resources Code (PRC) Section 42872.5 allows for the awarding of grants to public entities for funding of public works projects that use RAC.

The CIWMB will award the grants on a competitive basis. The purpose of this competitive grant program is to fulfill the legislative mandates by assisting in the development of markets for products manufactured from California waste tires and supporting the diversion of waste tires from landfills and stockpiles.

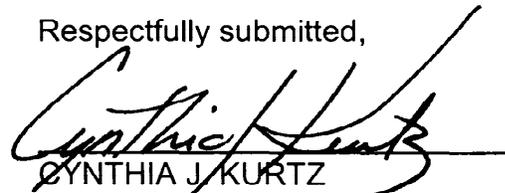
Senate Bill 876 (Escutia) authorizes CIWMB to allocate monies from the Tire Fund in a manner consistent with a Five Year Plan for the Waste Tire Management Program that is developed and approved by the CIWMB and submitted to the Legislature. The initial Fiscal Year 2006/2007 funding total is \$2,500,000. The CIWMB will fund \$4 per ton of rubberized asphalt concrete used, with a funding limit of \$250,000 per applicant/jurisdiction. The following are eligible projects that will use rubberized asphalt concrete:

- Avenue 64 from Colorado Blvd. to La Loma Road, and La Loma Road from Avenue 64 to Laguna Road
- Raymond Avenue from Del Mar Boulevard to Glenarm Street
- Arroyo Parkway from Colorado Boulevard to Glenarm Street
- Resurfacing 2007 (Various Locations)
- Resurfacing 2008 (Various Locations)
- Walnut Street from Sunnyslope Avenue to Kinneloa Avenue
- Kinneloa Avenue from Foothill Boulevard to Colorado Boulevard

### **FISCAL IMPACT**

The grant will be valid until Spring 2009. The requested grant amount totals \$89,200. Funding will be received in incremental amounts as the above projects are completed. The funds will be recognized and appropriated as part of future CIP budget approvals by the City Council.

Respectfully submitted,

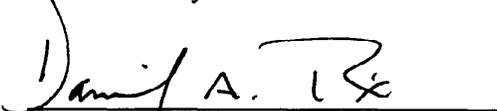
  
CYNTHIA J. KURTZ  
City Manager

Prepared by:



Gil Weiss  
Principal Engineer

Reviewed by:



Daniel A. Rix  
City Engineer

Approved by:



Martin Pastucha, Director  
Department of Public Works

RESOLUTION NO.

A RESOLUTION OF THE CITY OF PASADENA TO THE STATE OF CALIFORNIA  
APPROVING A FIVE YEAR RUBBERIZED ASPHALT CONCRETE USE GRANT  
PROGRAM APPLICATION AND AGREEMENT

WHEREAS, Public Resources Code Section (PRC) 42872.5 allows California Integrated Waste Management Board (CIWMB) to award grants to public entities for funding of public works projects that use Rubberized Asphalt Concrete (RAC); and

WHEREAS, the CIWMB has been delegated the responsibility for the administration of the RAC grant program, setting up necessary procedures governing application by local governments under the program; and

WHEREAS, said procedures established by the CIWMB require the applicant to certify, by resolution, approval of the application before submission of said application to the State; and

WHEREAS, if awarded a grant, the applicant will enter into a five year agreement with the State of California for development of the project;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Pasadena authorizes the submittal of an application to the CIWMB for a Rubberized Asphalt Concrete Use Grant. The City Manager or his/her designee, of the City of Pasadena is hereby authorized and directed to execute all necessary applications, contracts, agreements, amendments, and payment requests hereto for the purposes of securing

grant funds and to implement and carry out the purposes specified in the grant application, on behalf of the City of Pasadena, and the City Clerk is directed to attest her signature and affix the corporate seal of the City thereto.

Adopted by the \_\_\_\_\_ meeting of the City Council on the \_\_\_ day of \_\_\_\_\_, 2007, by the following vote:

AYES:

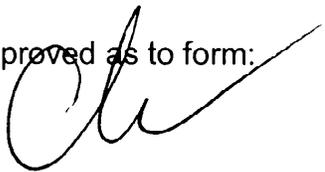
NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
JANE RODRIGUEZ, CITY CLERK

Approved as to form:



3/19/07

\_\_\_\_\_  
Nicholas G. Rodriguez  
Assistant City Attorney