



Agenda Report

July 12, 2010

TO: Honorable Mayor and City Council

FROM: Department of Public Works

SUBJECT: ADOPTION OF A RESOLUTION APPROVING AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY TO PARTICIPATE IN THE USED OIL PAYMENT PROGRAM

RECOMMENDATION:

It is recommended that the City Council:

1. Find that the adoption of this resolution is exempt from California Environmental Quality Act ("CEQA") pursuant to the State CEQA Guidelines Section 15061 (b) 3. The activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.
2. Adopt a resolution approving submittal of an application to the California Department of Resources Recycling and Recovery allowing the City to receive payments for expenses related to operation of a used oil collection program and authorizing City Manager or his designee to execute documents in connection with this program.

BACKGROUND:

The City of Pasadena has operated its curbside used oil and filter recycling program for over 15 years. These activities were funded substantially through the Used Oil Block Grant Program annually authorized by the California Integrated Waste Management Board (CIWMB). On January 1, 2010, the California Department of Resources Recycling and Recovery (CalRecycle) replaced the CIWMB as the funding agency for the block grants. Starting on July 1, 2010, the City will receive funds through the Used Oil Payment Program (OPP), awarded by CalRecycle.

Currently, the City's refuse customers are entitled to free curbside collection of used motor oil and filters on their normal refuse collection day. Residents must call in advance and request the collection. The City also hosts used oil filter exchange events at local auto parts stores where residents receive a free oil filter for recycling their old one.

CalRecycle requires a new resolution authorizing the City to apply for grant funds under the new OPP. CalRecycle must receive this resolution by July 30, 2010. This resolution ensures that the City will be able to continue applying for and receiving grant funds under the new program for a term of five years. The grant application form will be completed online and staff will apply for the grant annually while the resolution is in effect. The City will continue its used oil and filter recycling program as well as activities for stormwater pollution prevention outreach which are all activities that are eligible for partial or full reimbursement. In Fiscal Year 2011, the City expects to receive an estimated \$30,000 for the Oil Payment Program. The precise amount has not yet been determined; it is based on population and available funding from the State.

CITY COUNCIL POLICY CONSIDERATION:

Participation in the Oil Payment Program and execution of the curbside oil and filter recycling program supports the City Council's goal of implementing user friendly recycled programs, and protecting of ecological integrity of drinking water sources, established in the Green City Action Plan.

ENVIRONMENTAL ANALYSIS:

The adoption of this resolution is exempt from California Environmental Quality Act ("CEQA") pursuant to the State CEQA Guidelines Section 15061 (b) 3, since the resolution can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

FISCAL IMPACT:

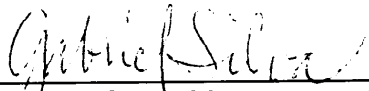
If approved the City will receive approximately \$30,000 per year for the promotion and collection of used motor oil and filters. These funds will be deposited in the Refuse Fund (6461-406-764140-93000). Funding is contingent upon State budget approval.

Respectfully Submitted:



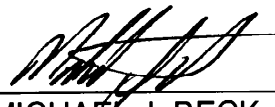
MARTIN PASTUCHA
Director of Public Works

Prepared by:



Gabriel Silva, Management Analyst IV
Environmental Programs Manager

Approved by:



MICHAEL J. BECK
City Manager

RESOLUTION NO. _____

RESOLUTION OF THE CITY OF PASADENA
APPROVING AN APPLICATION TO THE
DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY
TO PARTICIPATE IN THE USED OIL PAYMENT PROGRAM

WHEREAS, pursuant to Public Resources Code § 48690, the Department of Resources Recycling and Recovery (CalRecycle), formerly known as the California Integrated Waste Management Board, has established the Used Oil Payment Program (OPP) to make payments to qualifying jurisdictions for implementation of their used oil programs; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the City Council authorizes the submittal of a Used Oil Payment Program application to CalRecycle; and

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized and empowered to execute, in the name of the City of Pasadena, all documents, including but not limited to, applications, agreements, annual reports, including expenditure reports and amendments, necessary to secure said payments to support our Used Oil Collection Program; and

BE IT FURTHER RESOLVED that this authorization is effective for five (5) years from the date of adoption of this Resolution.

ADOPTED at the regular meeting of the Council of the City of Pasadena on this
12th day of July, 2010, by the following vote:

AYES:

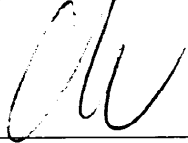
NOES:

ABSENT:

ABSTAIN:

MARK JOMSKY, City Clerk

APPROVED AS TO FORM:

 6/30/10

Nicholas George Rodriguez

Chief Assistant City Attorney