

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Environmental Resources *SJM*

BOARD AGENDA # \*B-9

Urgent  Routine

AGENDA DATE June 22, 2010

CEO Concurs with Recommendation YES  NO

4/5 Vote Required YES  NO

(Information Attached)

SUBJECT:

Approval to Accept Waste Tire Enforcement Grant Funds from the California Department of Resources Recycling and Recovery for Fiscal Year 2010-2011 to Promote the Regional Waste Tire Enforcement Program

STAFF RECOMMENDATIONS:

1. Authorize the Director of the Department of Environmental Resources, or her designee, to administer and enter into an agreement with the California Department of Resources Recycling and Recovery for 17<sup>th</sup> Cycle Waste Tire Enforcement Grant funds in the amount of \$193,800 for Fiscal Year 2010-2011 to promote the administration of a regional waste tire enforcement program.
2. Direct the Auditor-Controller to increase appropriations and estimated revenue in the amount of \$193,800 as detailed in the Budget Journal Form.

FISCAL IMPACT:

This grant would provide \$193,800 during Fiscal Year 2010-2011 in reimbursements to the Department of Environmental Resources for expenses incurred to administer a regional waste tire enforcement program for the unincorporated areas of Stanislaus County and the cities of Ceres, Hughson, Newman, Oakdale, Patterson, Riverbank, Turlock, and Waterford.

BOARD ACTION AS FOLLOWS:

No. 2010-380

On motion of Supervisor Chiesa, Seconded by Supervisor Monteith

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, DeMartini, and Chairman Grover

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION:

*Christine Ferraro*

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Accept Waste Tire Enforcement Grant Funds from the California Department of Resources Recycling and Recovery for Fiscal Year 2010-2011 to Promote the Regional Waste Tire Enforcement Program

Page 2

DISCUSSION:

In 1989, the California Legislature passed the California Tire Recycling Act (Assembly Bill 1843) authorizing the creation of the California Tire Recycling Management Fund. The funds are generated through a fee of \$1.75 that is collected on the retail sale of every new tire sold in California. It is through these fees that the California Department of Resources Recycling and Recovery (CalRecycle) provides grant funding for the enforcement of waste tire regulations.

The CalRecycle Waste Tire Enforcement Grant Program allows jurisdictions to administer a comprehensive waste tire enforcement program which includes the following elements: identification, documentation, education and inspection of businesses involved in the generation, collection, transportation, and disposal of waste tires. The funding provided by this grant will reimburse the County for all expenses incurred from its local Waste Tire Enforcement Program, with the exception of tire amnesty collection events historically funded through another CalRecycle grant program.

Local agencies are not responsible for prosecuting violators. Instead, noncompliant violators of the waste tire regulations are referred to CalRecycle for legal action. Currently, there are 380 waste tire businesses in Stanislaus County and in the participating cities. The grant requires inspections of each of these tire facilities, tire dealers, auto dismantlers, tire haulers, and other waste tire generators, and limits inspection frequencies to once every 1-3 years depending on the type of facility, unless compliance issues are encountered. The local enforcement of the waste tire regulations will emphasize the importance of proper disposal, reuse, and recycling of waste tires through the education and the regulation of generators, haulers, and end-user businesses.

Since the program's inception in 2006, two (2) large tire piles containing over 20,000 tires have been cleaned up in Stanislaus County. Over 1,400 inspections of tire facilities and tire haulers have been conducted, with 20 notices of violation issued along with eight (8) referrals to CalRecycle for legal action. This grant represents the fifth in a series of ongoing grants, the first of which was to implement the new waste tire enforcement program. Subsequent grants have been aimed at conducting inspections and referring enforcement actions to the State, all of which have been successfully implemented here locally in the County.

On February 16, 2010, the Board of Supervisors granted approval to the Department of Environmental Resources to apply for the 17<sup>th</sup> Cycle grant funds and adopted a resolution authorizing a joint submittal of the grant for the County and the cities of Ceres, Hughson, Newman, Oakdale, Patterson, Riverbank, Turlock, and Waterford.

In CalRecycle's grant award letter (Attachment A), the total grant amount was reduced by \$3,800. The revised grant award is now \$193,800, as shown in the revised Fiscal Year 2010 - 2011 budget (Attachment B). All budgeted expenses associated with the local Waste Tire Enforcement Program will be reimbursed to the County. Budgeted expenses include grant administration, salary and benefits for one existing full time employee, training, and field and office equipment.

Approval to Accept Waste Tire Enforcement Grant Funds from the California Department of Resources Recycling and Recovery for Fiscal Year 2010-2011 to Promote the Regional Waste Tire Enforcement Program

Page 3

**POLICY ISSUE:**

The Board of Supervisors should determine if accepting Waste Tire Enforcement Grant funds from CalRecycle is consistent with the Board's priorities of a safe community, a healthy community, effective partnerships, and the efficient delivery of public services. Such funding would assist the County, and the cities within this region, in their efforts to safely manage the large number of waste tires generated each year.

**STAFFING IMPACTS:**

There are no staffing impacts associated with this item.

**CONTACT PERSON**

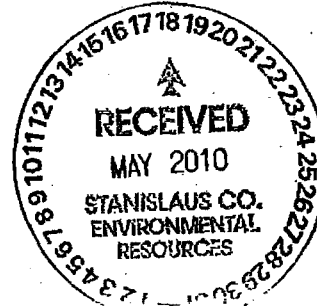
Jami Aggers, Assistant Director of Environmental Resources Telephone (209) 525-6768

**DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY**

801 K STREET, MS 19-01, SACRAMENTO, CALIFORNIA 95814 • (916) 322-4027 • WWW.CALRECYCLE.CA.GOV

May 17, 2010

Mr. Phillip J. Irons  
Stanislaus County  
Department of Environmental Resources  
3800 Cornucopia Way, Suite C  
Modesto, CA 95358



Subject: WASTE TIRE ENFORCEMENT GRANT PROGRAM  
FISCAL YEAR 2009/10, TEA 17-09-4

Dear Mr. Irons:

We are pleased to announce the Waste Tire Enforcement Grant Program awards for Fiscal Year 2009/10. The Department of Resources Recycling & Recovery (CalRecycle) approved funding your program on April 30, 2010, in the amount of \$193,800.00.

Please review the Grant Agreement package and complete the grantee portion of the Grant Agreement form (CalRecycle 110). The Grant Agreement must be signed and returned to CalRecycle within 90 days from the date of this letter. In addition, full payment of any outstanding debt(s) owed by the proposed grantee to CalRecycle is required within 90 days of May 17, 2010. If the Grant Agreement Cover Sheet is not signed and returned within 90 days and payments not made by the grantee of all outstanding debts owed to CalRecycle within 90 days of May 17, 2010, the grant award will be voided.

The Grant Agreement Cover Sheet must be signed by the "authorized signatory" as identified in your resolution. If the resolution authorizes a designee and the signature authority would like to designate another individual to sign on their behalf, the "authorized signatory" must provide a letter identifying the job title of the designee.


Please retain all Grant Agreement documents, which include Exhibits A through D and Attachment I, for your records and return only the Grant Agreement Cover Sheet to:

Department of Resources, Recycling & Recovery  
Financial Assistance Division, MS 9A  
Attention: Jo Glenn  
P.O. Box 4025  
Sacramento, CA 95812-4025

Upon execution of the Grant Agreement Cover Sheet by both parties, CalRecycle will return a copy of the executed Grant Agreement form with a Notice to Proceed. Any work performed prior to the Notice to Proceed date will not be eligible for reimbursement. The beginning of the Grant performance period will be no earlier than June 30, 2010, and may be later based upon when the Grant Agreement is fully executed. In all cases, all eligible expenditures must be incurred by June 30, 2011.

If you have any questions about the Grant Agreement package, please contact me at (916) 341-6433 or [Mary.LeClaire@calrecycle.ca.gov](mailto:Mary.LeClaire@calrecycle.ca.gov). I look forward to your participation in the Waste Tire Enforcement Grant Program.

Sincerely,



Mary LeClaire  
Grant Manager  
Waste Tire Enforcement Grant Program

**Enclosures:**

- Attachment I – Forms Matrix
- Grant Agreement Cover Sheet (CalRecycle 110)
- Exhibit A - Terms and Conditions
- Exhibit B - Procedures and Requirements
- Exhibit C - Work Plan
- Exhibit D - Budget

# GRANT AGREEMENT COVER SHEET

CalRecycle 110 (Revised 1/10)

GRANT NUMBER  
TEA17-09-4

NAME OF GRANT PROGRAM  
2009/2010 Waste Tire Enforcement Grants

GRANTEE NAME  
Stanislaus County

TAXPAYER'S FEDERAL EMPLOYER IDENTIFICATION NUMBER  
TOTAL GRANT AMOUNT NOT TO EXCEED  
\$193,800.00

TERM OF GRANT AGREEMENT  
FROM: June 30, 2010 TO: September 30, 2011

THIS AGREEMENT is made and entered into on this 10<sup>th</sup> day of May 2010, by the Department of Resources Recycling and Recovery (CalRecycle) and Stanislaus County (the "Grantee"). CalRecycle and the Grantee, in mutual consideration of the promises made herein, agree as follows:

The Grantee further agrees to abide by the provisions of the following exhibits attached hereto:

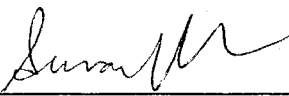
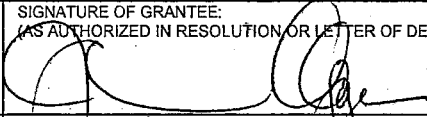
- Exhibit A - Terms & Conditions
- Exhibit B - Procedures & Requirements
- Exhibit C - Work Plan
- Exhibit D - Budget

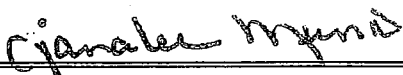
Exhibits A, B, C, and D are attached hereto; the CalRecycle-approved Application and the Application Guidelines and Instructions are incorporated by reference herein and made a part hereof.

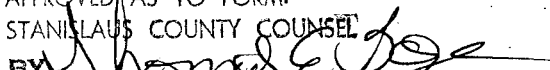
CalRecycle agrees to fund work done by the Grantee in accordance with this Agreement up to but not to exceed the Total Grant Amount specified herein.

N WITNESS WHEREOF, the parties hereto have executed this Agreement as of the dates entered below.

2010 DEC-8 A 11:46  
BOARD OF SUPERVISORS

CALRECYCLE	GRANTEE' NAME (PRINT OR TYPE) Stanislaus County
SIGNATURE OF CALRECYCLE'S AUTHORIZED SIGNATORY: 	SIGNATURE OF GRANTEE: (AS AUTHORIZED IN RESOLUTION OR LETTER OF DESIGNATION AUTHORIZATION) 
Director, CalRecycle	DATE <u>6/30/10</u>
	TITLE <u>Jami Aggers</u> <u>Assistant Director</u> <small>(Authorized representative)</small>
	DATE <u>6/22/2010</u>
GRANTEE' ADDRESS (INCLUDE STREET, CITY, STATE AND ZIP CODE) 3800 Cornucopia Way, Suite C Modesto, CA 95358-9492	

CERTIFICATION OF FUNDING			
AMOUNT ENCUMBERED BY THIS AGREEMENT  \$193,800.00	PROGRAM/CATEGORY (CODE AND TITLE)  2009/2010 Waste Tire Enforcement Grants	FUND TITLE  TIRE	
PRIOR AMOUNT ENCUMBERED FOR THIS AGREEMENT	(OPTIONAL USE)		
TOTAL AMOUNT ENCUMBERED TO DATE \$193,800.00	ITEM 3500-101-0226	CHAPTER 1/09	STATUTE 2009
OBJECT OF EXPENDITURE (CODE AND TITLE) 1000-75200-702			
I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.		T.B.A. NO.	B.R. NO.
SIGNATURE OF CALRECYCLE ACCOUNTING OFFICER: 		DATE MAY 13 2010	

APPROVED AS TO FORM:  
STANISLAUS COUNTY COUNSEL  
BY 

Waste Tire Enforcement Grant Program, Fiscal Year 2008-09, TEA 16  
Performance Report - Expenditure Summary

Grantee Name: STANISLAUS COUNTY ENVIRONMENTAL RESOURCES

Grant Number 17

Task 1 - Inspections / NOV Compliance / Re-Inspection						June 30, 2010 - Dec. 31, 2010	Jan. 1, 2011 - June 30, 2011	Total for Grant Year			
	Number of Sites, Haulers or Follow-Ups	Hourly Wage	Hours per Inspection	Number of Inspections per Site	Total	Routine Inspections or Follow-Ups	Personnel Costs	# of Inspections or Follow-Ups	Personnel Costs	# of Inspections or Follow-Ups	Personnel Costs
<b>Routine Inspections</b>											
Sites with 1-500 Tires	360	\$95.00	4.0	1	\$136,800.00		\$0.00		\$0.00	0	\$0.00
Sites with >500 tires	10	\$95.00	4.0	1	\$3,800.00		\$0.00		\$0.00	0	\$0.00
Haulers	10	\$95.00	4.0	1	\$3,800.00		\$0.00		\$0.00	0	\$0.00
<b>Total # of Sites or Haulers</b>	<b>380</b>				\$0.00		\$0.00		\$0.00		
<b>Re-inspections</b>							\$0.00		\$0.00		
<b>NOV Follow-ups</b>							\$0.00		\$0.00		\$0.00
<b>Sub Total - Routine Inspections &amp; NOV Follow-Ups</b>							\$0.00		\$0.00		\$0.00
<b>Referrals Inspections (10% of Subtotal)</b>							\$0.00		\$0.00		\$0.00
<b>Total Cost for Task 1</b>							\$144,400.00	0	\$0.00	0	\$0.00

Task 2 - Surveillance / Enforcement / Case Development					June 30, 2010 - Dec. 31, 2010	Jan. 1, 2011 - June 30, 2011	Total for Grant Year	
	Description of Activities	Hourly Wage	Hours	Total	Personnel Costs	Personnel Costs	Personnel Costs	Personnel Costs
<b>Surveillance</b>								
Field Investigations and Follow-up	Respond to reports of tire dumps	\$95.00						\$0.00
Complaints / Referrals	Investigate referred violations	\$95.00						\$0.00
CHP/Local Police Checkpoints or Stings	Assist law enforcement as needed	\$95.00						\$0.00
Other	General Surveillance/Patrol	\$95.00	230.0	\$21,850.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>Enforcement</b>								
Case Development	Research	\$95.00						\$0.00
Other	Hearings/Court							\$0.00
<b>Total Cost for Task 2 (Cannot Exceed 75% of Total Cost for Task 1)</b>						\$0.00	\$0.00	\$0.00

Task 3 - Community / Industry Education					June 30, 2010 - Dec. 31, 2010	Jan. 1, 2011 - June 30, 2011	Total for Grant Year				
	Description of Activities	Hourly Wage	Hours	Material Cost	Total	Hours	Personnel Costs	Hours	Personnel Costs	Materials Costs	Personnel Costs
Media Materials	Handout printing				\$0.00						\$0.00
Presentations to Industry	Generator training				\$0.00						\$0.00
Other	Public presentations	\$95.00	10.0		\$950.00		\$0		\$0		\$0.00
<b>Total Cost for Task 3</b>					\$950.00						\$0.00

Waste Tire Enforcement Grant Program, Fiscal Year 2008-09, TEA 16  
Performance Report - Expenditure Summary

Grantee Name: STANISLAUS COUNTY ENVIRONMENTAL RESOURCES

Grant Number 17

Task 4 - Grantee Training						June 30, 2010 - Dec. 31, 2010	Jan. 1, 2011 - June 30, 2011	Total for Grant Year			
	Number of Staff Attending Training	Hourly Wage /Rate	Maximum Hours Per Staff	Days of Event	Total	Conference, Lodging & Per Diem Costs	Personnel Costs	Conference, Lodging & Per Diem Costs	Personnel Costs	Conference, Lodging & Per Diem Costs	Personnel Costs
<b>Mandatory Training</b>											
Round Tables	1	\$95.00	10	8	\$7,600.00		\$0.00		\$0.00		\$0.00
Conference	1	\$95.00	10	4	\$3,800.00		\$0.00		\$0.00		\$0.00
<b>Approved Training</b>											
Conference Cost	1						\$0.00		\$0.00		\$0.00
Lodging and Per diem	1				\$0.00					\$0.00	
<b>Other Training</b>											
					\$0.00					\$0.00	\$0.00
					\$0.00					\$0.00	\$0.00
<b>Total Cost for Task 4</b>					<b>\$11,400.00</b>		<b>\$0.00</b>	<b>0</b>	<b>\$0.00</b>	<b>0</b>	<b>\$0.00</b>

Task 5 - Report Writing						June 30, 2010 - Dec. 31, 2010	Jan. 1, 2011 - June 30, 2011	Total for Grant Year	
	Description of Activities	Hourly Wage	Hours	Number	Total	Personnel Costs	Personnel Costs	Personnel Costs	Personnel Costs
<i>MAXIMUM hours allowed per report</i>									
Progress Report		\$95.00	40.0	1	\$3,800.00	\$0.00		\$0.00	\$0.00
Final Reports		\$95.00	40.0	1	\$3,800.00	\$0.00		\$0.00	\$0.00
Other	TEA-18 Application	\$95.00	80.0	1	\$7,600.00	\$0.00		\$0.00	\$0.00
<b>Total Cost for Task 5</b>					<b>\$15,200.00</b>	<b>\$0.00</b>		<b>\$0.00</b>	<b>\$0.00</b>

Task 6 - Equipment						June 30, 2010 - Dec. 31, 2010	Jan. 1, 2011 - June 30, 2011	Total for Grant Year	
	Description of Activities	Quantity	Cost	Material Cost	Total	Equipment Costs	Equipment Costs	Equipment Costs	Equipment Costs
Field Equipment	Cell phone charges	12	\$40.00		WLR				
Health and Safety Gear	Safety vest, boots	1	\$200.00		WLR				\$0.00
					WLR				
Other	Sprint internet access for WTMS	12	\$40.00		WLR				\$0.00
<b>Total Cost for Task 6</b>							<b>\$0.00</b>		<b>\$0.00</b>



Waste Tire Enforcement Grant Program, Fiscal Year 2008-09, TEA 16  
Performance Report - Expenditure Summary

Grantee Name: STANISLAUS COUNTY ENVIRONMENTAL RESOURCES

Grant Number 17

Task 7 - Transportation					June 30, 2010 - Dec. 31, 2010	Jan. 1, 2011 - June 30, 2011	Total for Grant Year			
Description of Activities	Miles	Cost per Mile	Material Cost	Total	Transportation Costs	Mileage	Transportation Costs	Mileage	Transportation Costs	Mileage
<i>MAXIMUM Lease/Purchase Cost of a Car</i>										
Lease or purchase			\$25,000.00	\$0.00					\$0.00	
<i>MAXIMUM Mileage Costs is \$0.50 per mile or the County/City rate, whichever is less</i>										
Grantee owned car or rental	Fuel	7500.0	\$0.500	WLR					\$0.00	0
Maintenance									\$0.00	
<b>Total Cost for Task 7</b>				\$0.00	\$0.00		\$0.00		\$0.00	
<b>Totals</b>										
Total Cost for Task 1				\$144,400.00	\$0.00		\$0.00		\$0.00	\$0.00
Total Cost for Task 2				\$21,850.00	\$0.00		\$0.00		\$0.00	\$0.00
Total Cost for Task 3				\$950.00	\$0.00		\$0.00		\$0.00	\$0.00
Total Cost for Task 4				\$11,400.00	\$0.00		\$0.00		\$0.00	\$0.00
Total Cost for Task 5				\$15,200.00	\$0.00		\$0.00		\$0.00	\$0.00
Total Cost for Task 6				\$0.00	\$0.00		\$0.00		\$0.00	\$0.00
Total Cost for Task 7				\$0.00	\$0.00		\$0.00		\$0.00	\$0.00
<b>Grand Total</b>				<b>\$193,800.00</b>	<b>\$0.00</b>		<b>\$0.00</b>		<b>\$0.00</b>	<b>\$0.00</b>

## County of Stanislaus: Auditor-Controller Legal Budget Journal

Database  
Set of Books

FMS11IDB.CO.STANISLAUS.CA.US.PROD  
County of Stanislaus

Balance Type		Budget
Category	* List - Text	Budget - Upload
Source	* List - Text	
Currency	* List - Text	USD
Budget Name	List - Text	LEGAL BUDGET
Batch Name	Text	
Journal Name	Text	
Journal Description	Text	To set up revenue and appropriations for FY 10/11
Journal Reference	Text	ER-Waste Tire Enforcement Grant
Organization	List - Text	Stanislaus Budget Org

Upl	Fund	Org	Acc't	GL Proj	Loc	Misc	Other	Debit		Credit		Period	Line Description
								incr appropriations decr est revenue (format > number > general)		decr appropriations incr est revenue			
												Upper case MMM-YY LIST - TEXT	TEXT
PB	1012	0034230	62400	0011348	000000	000000	00000	12350				Jul-10	Set up appropriation
PB	1012	0034230	73710	0011348	000000	000000	00000	181450				Jul-10	Set up appropriation
PB	1012	0034230	25000	0011348	000000	000000	00000			193800		Jul-10	Set up appropriation
<b>Totals:</b>								193800		193800			

**Explanation:** Set up appropriations for the Waste Tire Enforcement Grant - 17th Cycle for FY 2010/2011.

<b>Requesting Department</b>	CEO	<b>Data Entry</b>	<b>Auditors Office Only</b>
Jennifer Figueroa			
Signature	Signature	Keyed by	Approved By
5/6/ 2010	5/6/2010		6/11/10
Date	Date	Date	Date