



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Adopt a Resolution Authorizing the City Manager or Designee to Submit Applications for and Administration of CalRecycle Grants for Five Years
Category:	Consent Calendar-Community Services and Sustainable Infrastructure
Meeting Date:	2/15/2022
Staff Contact:	Elaine Marshall, Deputy Public Works Director, 408-586-2603
Recommendation:	Adopt a Resolution Authorizing the City Manager or Designee to submit Applications for and Administration of CalRecycle Grants for five years

Background:

The Department of Resources Recycling and Recovery (CalRecycle) offers various grant funding programs to support statewide recycling and waste reduction objectives. Currently, CalRecycle is providing a non-competitive one-time grant program known as Senate Bill 1383 (SB 1383) Local Assistance Grant Program pursuant to Chapter 395, Statutes of 2016. Through this grant, CalRecycle is making \$57,000,000 available to all California jurisdictions/entities to assist local agencies with the implementation of SB 1383. Effective January 2, 2022, SB 1383 imposes many new requirements for local implementation including but not limited to:

- Providing organics waste recycling collection to all organic waste generators;
- Implementing an edible food recovery program that recovers edible food that would otherwise be disposed of in the landfill;
- Conducting annual outreach and education;
- Procuring specific organic waste products such as compost, mulch, renewable natural gas, and recycled content paper; and
- Maintaining extensive documentation and keep records of SB 1383 compliance.

Analysis:

The SB 1383 Local Assistance Grant Program funding is intended to assist local jurisdictions with SB 1383 implementation and is able to be used for specific activities such as capacity planning, organics and food waste collection, edible food recovery, education and outreach, enforcement and inspection, program evaluation/gap analysis, procurement, and record keeping during the grant period of April 1, 2022 – April 2, 2024. The estimated grant amount allocated to the City of Milpitas, which is based on population, amounts to \$100,259.

Staff submitted a grant application by the February 1, 2022 deadline and, per the requirements of the grant, is seeking Council approval to adopt the attached resolution, which is due by March 1, 2022. This resolution, which is modeled after a CalRecycle template, is effective for five years and will cover any applications for grant funding from CalRecycle, including this SB 1383 Local Assistance Grant Program. The resolution authorizes the submittal of application(s) to CalRecycle for grants and the City Manager to execute all grant documents.

Once CalRecycle provides the actual grant amount, staff will return to Council with the budget amendment recommendation to appropriate the funds.

Policy Alternatives:

Alternative: Do not adopt a resolution.

Pros: None.

Cons: The City must adopt a resolution authorizing submittal of the CalRecycle grant application in order for the application to be valid. If a resolution is not adopted, the City will not be eligible for \$100,259 in estimated grant funds.

Reason not recommended: It is in the City's interest to leverage external funding to offset City costs, when available.

Fiscal Impact:

Specifically, grant funds from the SB 1383 Local Assistance Grant Program will be used to offset City related expenditures associated with implementation of SB 1383 (such as data collection and reporting, or enforcement and implementation staffing) in the estimated amount of \$100,259. Once CalRecycle provides the actual grant amount, staff will return to Council with the budget amendment recommendation to appropriate the funds. The grant funding will offset expenditures from the City's Solid Waste Fund (Fund 280).

California Environmental Quality Act:

By the definition provided in the CEQA Guidelines Section 15378, this action does not qualify as a "project" for the purpose of CEQA as this action has no potential to result in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

Recommendation:

Adopt a Resolution Authorizing the City Manager or Designee to submit Applications for and Administration of CalRecycle Grants for five years.

Attachments:

1. City Council Resolution