REQUEST FOR APPROVAL

To: **Howard Levenson**
Deputy Director, Materials Management and Local Assistance Division

From: **Shirley Willd-Wagner**
Branch Chief, Financial Resources Management Branch

Request Date: June 27, 2013

Decision Subject: Awards for the Local Enforcement Agency Grant Program (Integrated Waste Management Account, FY 2013/14)

Action By: June 30, 2013

Summary of Request: Staff requests approval of grant awards for the Local Enforcement Agency (LEA) Grant Program. The total funding available for the Fiscal Year (FY) 2013/14 LEA Grant Program is $1,404,000.

Staff received fifty-nine (59) eligible applications and reviewed each application to confirm grant program/project eligibility and appropriate level of funding. Staff proposes funding based on the formula described in the Background Section (base amount plus a per capita allocation and consideration of the number of solid waste facilities).

Recommendation: Staff recommends approval of 59 LEA grant awards as listed in Table 1 below for $1,404,000.

Table 1. Local Enforcement Agency Grant Program Recommended Awards

Applicant	Total Award
Alameda County	$30,146
Alpine County	$15,008
Amador County	$16,385
Butte County	$18,818
Calaveras County	$19,240
City of Los Angeles	$62,435
City of Pittsburg	$16,021
City of San Diego	$27,221
City of San Jose	$29,206
City of Vernon	$15,561
City of West Covina	$15,761
Colusa County	$16,275
Contra Costa County	$26,613
Del Norte County	$15,763
El Dorado County	$18,529
Fresno County	$29,023
Glenn County	$16,321

Table 1. Local Enforcement Agency Grant Program Recommended Awards (cont.)

Applicant	Total Award
Humboldt County	$19,880
Imperial County	$21,865
Inyo County	$17,932
Kern County	$34,501
Kings County	$19,447
Lake County	$17,131
Lassen County	$17,484
Los Angeles County	$80,403
Madera County	$18,324
Marin County	$17,937
Mariposa County	$16,246
Mendocino County	$18,424
Merced County	$18,525
Modoc County	$16,188
Mono County	$16,783
Monterey County	$23,599
Napa County	$19,346
Nevada County	$17,373
Orange County	$45,749
Placer County	$21,454
Plumas County	$17,381
Riverside County	$42,083
Sacramento County	$31,393
San Bernardino County	$47,635
San Diego County	$38,632
San Joaquin County	$22,892
San Mateo County	$24,121
Santa Barbara County	$23,647
Santa Clara County	$26,065
Shasta County	$19,068
Sierra County	$15,582
Siskiyou County	$16,998
Solano County	$20,750
Sonoma County	$25,193
Sunshine Canyon Landfill	$15,560
Tehama County	$17,130
Trinity County	$16,218
Tulare County	$24,375
Tuolumne County	$16,504
Ventura County	$23,179

Table 1. Local Enforcement Agency Grant Program Recommended Awards (cont.)

Applicant	Total Award
Yolo County	$18,681
Yuba-Sutter County	$33,996
Total	**$1,404,000**

Funding: The FY 2013/14 Budget Act allocates $1,404,000 to the Integrated Waste Management Account for the LEA Grant Program.

Fund Source	Amount Available	Amount to Fund Item	Amount Remaining	Line Item
Integrated Waste Management Account (FY 2013/14)	$1,404,000	$1,404,000	$0	Local Assistance/Grants
Total	$1,404,000	$1,404,000	$0	

Deputy Director Action: On the basis of the information and analysis in this Request for Approval and the findings set out herein, I hereby conditionally approve the grant awards for the Local Enforcement Agency Grant Program as listed in Table 1. These grants are subject to the availability and approval of the Budget Act for Fiscal Year 2013/14. Each proposed Grantee award is conditional upon:

1. The full payment within sixty (60) days of the date of this grant award of all outstanding debt(s) or scheduled payment(s) owed by the proposed Grantee to CalRecycle; and
2. The return by the proposed Grantee of a completed and executed Grant Agreement within sixty (60) days from the date that CalRecycle staff mails the Grant Agreement.

Condition Subsequent

After the Grant Agreement has been executed by both parties, the Grant will be subject to the following condition subsequent: The Grantee may not file for protection under Chapter 9 of the U.S. Bankruptcy Code or declare a fiscal emergency any time within the Grant Term.

Dated: 6/28/13

Howard Levenson

Howard Levenson
Deputy Director

Background and Findings:

Statutory Authority

California Public Resources Code (PRC) Section 43230 authorizes CalRecycle to award grants to LEAs to carry out their solid waste facilities permit and inspection programs. These grants are awarded only to LEAs and regional LEAs that are certified by CalRecycle pursuant to Title 14, California Code of Regulations (CCR), Chapter 5, Article 2.1, LEA Certification Requirements. The funding formula for LEA Grants is described in CCR Chapter 5, Article 2.4 Section 18090.2 LEA Grants.

Program Background

The LEA Grant Program offers non-competitive grants to assist local enforcement agencies in implementing their solid waste facilities permit and inspection programs. PRC Section 43230 specifies that annual funding for the LEA grant program not exceed $1,500,000. Of this amount, $96,000 is allocated for CalRecycle's LEA training and outreach activities; and the remaining $1,404,000 is distributed among grant applicants as described below. Grant awards for each eligible LEA is determined upon completion of the application review process.

Criteria and Process

Applications were due May 23, 2013, with a secondary due date of June 20, 2013 for resolution submission. 59 applications were received and staff reviewed them in accordance with the approved eligibility criteria.

Pursuant to regulations (Title 14, CCR, Section 18090.2 LEA Grants), each LEA grant recipient receives a base grant of $15,000 plus an additional amount determined by the population of the LEA's jurisdiction and the number of active, permitted solid waste facilities located within their jurisdiction. Upon completion of the application review process, 59 application requests can be funded for a total of $1,404,000. The LEA Grant term for FY 2012/13 is from July 1, 2013 through June 30, 2014. Subject to the conditions listed above, grant awards will be made to the LEA grant applicants listed in Table 1.