

REQUEST FOR APPROVAL

To: Mark de Bie
Deputy Director
Waste Permitting, Compliance, and Mitigation Division

From: Steve Santa Croce
Senior Waste Management Engineer
Solid Waste and Tire Cleanup Programs Section
Engineering Support Branch

Request Date: March 30, 2016

Decision Subject: Eligibility, Scoring Criteria, and Evaluation Process for the Solid Waste Disposal and Codisposal Site Cleanup Grant Program (Solid Waste Disposal Trust Fund, Fiscal Years 2016–17 and 2017–18)

Action By: April 29, 2016

Summary of Request

Staff seeks approval of the proposed eligibility, scoring criteria, and evaluation process for the Solid Waste Disposal and Codisposal Site Cleanup Grant Programs (Program). The current criteria were approved in June 2014 and are effective until June 30, 2016. The scoring criteria is included in Attachment 1.

Recommendation

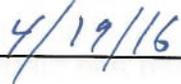
Staff recommends approval of the proposed eligibility, scoring criteria, and evaluation process for the Solid Waste Disposal and Codisposal Site Cleanup Grant Programs for fiscal years (FYs) 2016–17 and 2017–18.

Deputy Director Action

On the basis of the information and analysis in this Request for Approval I hereby approve the eligibility, scoring criteria, and evaluation process for FY 2016–17 and 2017–18.



Mark de Bie
Deputy Director
Waste Permitting, Compliance, and Mitigation Division



Dated

Background and Analysis

Statutory Authority

The Department of Resources Recycling and Recovery (CalRecycle) is authorized to expend funds from the Solid Waste Cleanup Trust Fund directly for cleanup, to provide loans to responsible parties who demonstrate the ability to repay, to provide partial grants to public entities for site cleanups, and to provide full grants to public entities for the abatement of illegal disposal sites. Statutory authority for the program is contained in Public Resources Code Sections 48020 et seq. and Assembly Bill 2136 (Eastin, Chapter 655, Statutes of 1993).

Program Background

CalRecycle implements these grant programs to clean up solid waste disposal sites and solid waste at codisposal sites where the responsible party either cannot be identified or is unable or unwilling to pay for timely remediation and where the cleanup is needed to protect public health and safety or the environment.

CalRecycle has previously adopted policies regarding the prioritization of applications for competitive grant programs. In addition, the statutes and regulations governing the implementation of the program contain specific requirements regarding the prioritization of sites. The proposed scoring criteria meets the statutory, regulatory, and policy requirements of CalRecycle.

Proposed Process and Eligibility

Staff will conduct an initial review of all applications to confirm applicant eligibility and application completeness. Eligible applicants must be a public entity, including counties, cities, districts, state agencies, and Joint Powers Authorities with direct authority over solid waste management.

The maximum grant award that eligible applicants may request and be awarded is as follows:

- \$ 500,000 for grants in the Illegal Disposal Site Abatement Grant Program
- \$ 750,000 for grants in the Legacy Disposal Site Abatement Partial Grant Program

All eligible applications will be ranked according to the total number of points received in accordance with the scoring criteria provided in Attachment 1. An application may receive a maximum of 100 points, with a minimum of 70 points required to be considered eligible for funding. Applications receiving a passing score in each cycle will be ranked and funds distributed from highest to lowest score until funds are exhausted.

Tentative Timeline for FY 2016–17

Staff will post a Notice of Funds Available on CalRecycle's website informing potential applicants of the funding, eligibility requirements, deadlines, and other important information. The tentative schedule for FY 2016-17 is as follows:

| FY 2016-17 | Activity |
|--|--|
| July 2016 | Post Notice of Funds Available, Application Guidelines and Instructions, and related documents on the CalRecycle website |
| August 2, 2016 November 2, 2016 February 2, 2017 | Application submittal deadlines |
| September 6, 2016 December 6, 2016 March 2, 2017 | Secondary due date for Resolutions |
| October 2016 January 2017 April 2017 | Grant awards presented at CalRecycle Public Meeting |
| Oct/Nov 2016 Jan/Feb 2017 April 2017 | Grant Agreements distributed and executed: grant term ends June 30, 2019 |

The FY 2017–18 grant cycle timeline will be similar to the tentative FY 2016–17 grant cycle. Information on this Program and other CalRecycle grant, payment and loan programs can be found at:

<http://www.calrecycle.ca.gov/Funding/>

Attachment 1: Grant Scoring Criteria for FYs 2016–17 and 2017–18

Attachment 1

| SOLID WASTE DISPOSAL AND CODISPOSAL SITE CLEANUP GRANT PROGRAMS SCORING CRITERIA FOR FISCAL YEARS 2016–17 and 2017–18 | |
|--|--|
| Applicants must score 70 points to be considered for funding. | |
| Points | Description |
| GENERAL CRITERIA | |
| 40 | <p>NEED: Describe the purpose of the project and need for funds as follows:</p> <p>SUBSTANTIATION OF THREAT TO PUBLIC HEALTH AND SAFETY AND/OR THE ENVIRONMENT. Describe the project(s) and efforts taken to demonstrate the threat, including documentation such as: site investigation reports and regulatory inspections, investigations, and enforcement orders. (20 points maximum)</p> <p>SUBSTANTIATION OF NEED FOR GRANT FUNDS. Describe the need for funding. If the Applicant is the owner or responsible party, then include financial statements, independent audits, statement of facts, etc. If the owner or responsible party is unable or unwilling to pay for timely and proper remediation, submit evidence of inability or unwillingness. If the site is an abandoned site (i.e., no owner or responsible party), submit evidence of abandonment. List availability of other appropriate federal or state enforcement and/or cleanup programs to remediate the site. (20 points maximum)</p> |
| 5 | <p>GOALS AND OBJECTIVES: Describe the goals and objectives for accomplishing the project(s).</p> <p>Examples include, but are not limited to: improvements to public health and safety and/or the environment, recycling and/or reuse of recovered materials, cost savings, collaborating with other agencies, restoration of land to beneficial uses, implementation of methods to prevent or minimize recurrence of problems corrected by this project, and cost recovery.</p> |
| 15 | <p>WORK PLAN: Describe the specific procedures or tasks used to complete the project(s) including measurable targets or milestones.</p> <p>Scope of work includes major work items, proposed personnel and qualifications, proposed use of contractors and/or consultants, field supervision, health and safety requirements, testing, bonds, permits, cost recovery, etc. Eligible and ineligible tasks must be itemized separately.</p> |

Attachment 1

| | |
|--------------------------------|--|
| 5 | <p>EVALUATION: Describe how the project will be evaluated against the goals, objectives, measurable targets, and milestones set for the project.</p> <p>Includes at a minimum: evaluation of the resources (personnel, contractors, consultants, etc.) used and methods and standards for inspecting, testing, and evaluating the work. Describes how the project benefitted from the grant and how the applicant will continue the efforts after funding has been used.</p> |
| 15 | <p>BUDGET: Provide costs in dollars to accomplish the project described in the work plan.</p> <p>Includes total anticipated project costs showing both eligible and ineligible costs separately. For the Legacy Disposal Site Abatement Partial Grant, application includes a breakdown of costs expected to be covered by the grant and those that will be matched by the applicant. List sources of funds to complete the project. Local funds identified must be approved in the local government resolution accompanying the application. Show value of Applicant's initiatives to achieve project cost savings such as, but not limited to, using volunteer labor/equipment, in-kind services, reduced or waived tipping fees.</p> |
| 5 | <p>APPLICATION COMPLETENESS, LETTERS OF SUPPORT, EXPERIENCE, ETC.</p> <p>Applicant is encouraged to include letters, endorsements, and reports from local constituents and regulatory/advisory agencies in support of the project.</p> |
| 5 | <p>USE OF CALIFORNIA CONSERVATION CORPS</p> <p>Use of the California Conservation Corps (CCC) in performing a portion of the grant activities, if appropriate. To receive full points, Applicant must submit the following documents with its Application.</p> <ol style="list-style-type: none"> 1) Documentation that the CCC can and is available to participate in the grant project; and 2) Documentation that Applicant's signature authority or his/her designee has verified that there are no contracting requirements and/or regulations that would preclude the use of the CCC. |
| 90 | <p>SUBTOTAL</p> |
| <p>PROGRAM CRITERIA</p> | |
| 10 | <p>PRIOR PROGRAM GRANT FUNDING</p> <p>Applicant has not been awarded a grant under the Solid Waste Disposal and Codisposal Site Cleanup Program during the current and/or previous two fiscal years.</p> |
| 100 | <p>TOTAL</p> |