

**TOWN OF
APPLE VALLEY, CALIFORNIA**

AGENDA MATTER

Subject Item:

ADOPT RESOLUTION NO. 2010-16, A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY AUTHORIZING SUBMITTAL OF USED OIL PAYMENT PROGRAM APPLICATIONS TO THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE), AND DESIGNATING THE TOWN MANAGER AS AUTHORIZED SIGNATORY ON BEHALF OF THE TOWN.

Summary Statement:

Since 1996, the Town has applied for and received an annual Used Oil Recycling Block Grant from the California Integrated Waste Management Board (CIWMB) for support of our used oil recycling programs. Allocated on the basis of population, these funds are used towards operation of the Town's Household Hazardous Waste Collection Center and public promotions. Over 25% of the total hazardous waste volume collected at the Center is comprised of used motor oil and oil filters.

As of 2010, the California Integrated Waste Management Board was dissolved. Most of its functions were taken over by a newly created state agency, the Department of Resources Recycling and Recovery, also know as CalRecycle. After 15 annual cycles, the Used Oil Recycling Block Grant program has been discontinued. In its place, CalRecycle has established the Oil Payment Program (OPP) which will continue to support the recycling of used oil and its collection throughout the state.

As part of the new program, cities and counties are required to provide the state with a new resolution authorizing application for payment under the new OPP. This resolution is an open-ended resolution instead of the previous limited resolution which could last only up to five years. The resolution is attached for Council's consideration.

Recommended Action:

Adopt Resolution No. 2010-16, authorizing submittal of applications for payments under CalRecycle's Oil Payment Program, and designating the Town Manager as the authorized signer on behalf of the Town.

Proposed by: _____ Diana McKeen _____ **Item Number** _____

T. M. Approval: _____ **Budgeted Item** **Yes** **No** **N/A**

RESOLUTION NO. 2010 -16

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY AUTHORIZING SUBMITTAL OF USED OIL PAYMENT PROGRAM APPLICATIONS TO THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE), AND DESIGNATING THE TOWN MANAGER AS AUTHORIZED SIGNATORY ON BEHALF OF THE TOWN.

WHEREAS, Public Resources Code section 48690, et seq., authorizes the Department of Resources Recycling and Recovery (CalRecycle), formerly known as the California Integrated Waste Management Board, to make payments to qualifying jurisdictions for implementation of their used oil programs as required by PRC § 48690, et seq.; 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 Town Council of the Town of Apple Valley authorizes the submittal of a Used Oil Payment Program application to CalRecycle; and

BE IT FURTHER RESOLVED that the Town Manager of the Town of Apple Valley, or his/her designee, is hereby authorized and empowered to execute in the name of the Town of Apple Valley 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 until rescinded by the Town Council of the Town of Apple Valley.

The foregoing resolution was passed by the Town Council of the Town of Apple Valley this 27th day of April, 2010.

Peter Allan, Mayor

ATTEST:

LaVonda M-Pearson, Town Clerk