



COUNCIL AGENDA: 4-26-05

ITEM: 2.8

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Carl W. Mosher

SUBJECT: SEE BELOW

DATE: 4-6-05

Approved

Date

4/14/05

COUNCIL DISTRICT: City-Wide

SUBJECT: APPROVAL OF A SECOND AMENDMENT TO THE AGENCY AGREEMENT WITH THE COUNTY OF SANTA CLARA FOR THE COUNTYWIDE HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM

RECOMMENDATION

Approval of a second amendment to the agency agreement with the County of Santa Clara for the countywide household hazardous waste collection program to update the drop-off service schedule and the charges to small businesses, at no additional cost to the City.

BACKGROUND

The City Council approved the Agency Agreement with the County of Santa Clara for the Countywide Household Hazardous Waste (HHW) collection program on June 29, 2003. The term of the agreement is from July 1, 2003 to June 30, 2006. This countywide program has provided San Jose residents with a safe means of disposing of HHW since December 1991. Under this program, residents can dispose of unwanted household products such as paints, solvents, cleaning products, aerosols, motor oil, antifreeze, and car batteries in a safe and convenient manner.

In June 2004, the first amendment updated specifications and clarified existing language in the agreement with the County. The updated language established the drop-off service schedule for FY 2004-05. The program is funded through a countywide fee of \$1.85 per ton assessed on all waste disposed at landfills and transfer stations in the County. This funding is allocated to participating cities based on the total household count and total waste generated within each City. Based on this funding, service is provided to 3% of all San Jose households.

ANALYSIS

This second amendment specifies the level of HHW drop-off service available to San Jose residents for FY 2005-06. Based on actual participation in FY 2004-05 and available funding, this service level is set at a number equal to 3% of the City's households. The amendment also establishes the drop-off schedule for FY 2005-06.

The amendment was prepared by the Santa Clara County Department of Environmental Health and has been submitted to participating cities for approval. The Director of Environmental Health has authority to approve the agreements for the County before the end of FY 2004-05.

OUTCOME

This amendment will provide the residents of approximately 8,800 San Jose homes who are moving, remodeling or cleaning out accumulations of toxics and other hazardous materials with the only legal and safe disposal pathway for household hazardous waste. This waste would otherwise be improperly disposed of in residential garbage and recycling carts and bins, flushed into the sanitary sewer, or illegally dumped at a landfill, into a storm sewer, or on open land.

PUBLIC OUTREACH

The Countywide Household Hazardous Waste Program conducts focused public outreach to areas of San Jose that have historically underparticipated in the program. In addition, HHW program staff regularly attended the City's Neighborhood Clean-up Program. The agency agreement proposed in 2003, the first amendment and second amendment were discussed at public meetings of the Recycling and Waste Reduction Commission of Santa Clara County and Technical Advisory Committee, which includes representatives from the County and cities, the solid waste industry and local environmental organizations.

COORDINATION

This memorandum has been coordinated with the City Attorney's Office.

COST IMPLICATIONS

Fund #	Appn #	Appn. Name	RC #	Total Appn.	Amt. for Contract	2004-2005 Adopted Operating Budget	Last Budget Action (Date, Ord. No.)
423	8150	Earned Revenue		\$75,553,965	N/A	Page XI-38	2/8/05 Res No. 72524

No appropriation action is required. The program is funded through a countywide \$1.85 per ton fee assessed on all waste disposed at landfills and transfer stations in the County.

CEQA

Exempt, PP03-05-172.


CARL W. MOSHER
Director, Environmental Services Department