

RESOLUTION NO. 73684

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT AGREEMENT WITH THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD FOR A WASTE TIRE ENFORCEMENT PROGRAM IN AN AMOUNT NOT TO EXCEED \$230,670 FOR FY 2007-2008, AND TO EXECUTE ALL RELATED DOCUMENTS, INCLUDING GRANT AGREEMENTS FOR FY 2008-2009 THROUGH FY 2011-2012

WHEREAS, funds are allocated and available from the California Integrated Waste Management Board (“CIWMB”) Waste Tire Enforcement Grant Program (“Program”) to solid waste Local Enforcement Agencies and to other cities, counties, special districts, agencies and districts with regulatory authority to perform enforcement, compliance and surveillance activities at waste tire facilities; and

WHEREAS, the CIWMB has been delegated the responsibility for administering the Program and setting up necessary procedures governing application by cities and counties under the Program; and

WHEREAS, the City of San José (“City”) is a duly recognized Local Enforcement Agency as well as a city with regulatory authority and experience in the enforcement of laws and regulations for the protection of public health and safety and the environment, and has the experience and capability to perform enforcement compliance and surveillance activities at waste tire facilities; and

WHEREAS, the City has previously applied for a Waste Tire Enforcement Grant from the CIWMB, and a grant has been approved in the amount of \$230,670 for FY 2007-2008; and

WHEREAS, the grant is ongoing, and an application and grant agreement is required annually through FY 2011-2012; and

WHEREAS, the City desires to negotiate and execute the applicable grant agreements with the CIWMB;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The City Manager is authorized to execute a grant agreement with the California Integrated Waste Management Board for a Waste Tire Enforcement Program, in an amount not to exceed \$230,670 for FY 2007-2008, as well as any other documents required to effectuate the grant.

2. The City Manager is further authorized to apply for and to execute a grant agreement with the California Integrated Waste Management Board for a Waste Tire Enforcement Program for the subsequent four fiscal years, FY 2008-2009 through FY 2011-2012, as well as any other documents required to effectuate the grant.

ADOPTED this 13th day of March, 2007, by the following vote:

AYES: CONSTANT, CORTESE, LICCARDO, NGUYEN,
 PYLE, WILLIAMS; REED

NOES: NONE

ABSENT: CAMPOS, CHIRCO

DISQUALIFIED: NONE

VACANT: DISTRICT 4, DISTRICT 6

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk