



AGENDA REPORT

Department: Engineering & Public Works
Prepared by: Ricardo Rodriguez, Assistant Engineer-Civil
Meeting Date: Tuesday, November 19, 2024
Approved by: Benjamin A. Martinez, City Manager

SUBJECT:

Agreement with the Solana Center for Environmental Innovation for Senate Bill (SB) 1383 Compliance Support Services.

RECOMMENDATION:

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, 1) Authorizing the Mayor to Execute an Agreement with the Solana Center for Environmental Innovation for SB 1383 Compliance Support Services for a Not-to-Exceed Amount of \$165,976, and 2) Authorizing the Re-Budgeting of the Appropriation in the Amount of \$165,976 in the Trash Rate Stabilization Fund."

BOARD/COMMISSION/COMMITTEE PRIOR ACTION:

Not Applicable.

EXPLANATION:

In 2020, the Department of Resources Recycling and Recovery (CalRecycle) adopted regulations to implement the organic waste reduction and edible food recovery targets set forth in SB 1383 Regulations. These SB 1383 Regulations impose certain requirements on local jurisdictions pertaining to the implementation of organic waste recycling programs including, but not limited to, requirements to provide education and outreach and to establish an edible food recovery program for entities that must comply, namely commercial edible food generators.

On April 27, 2022, CalRecycle awarded the City of National City a grant in the amount of \$89,461 for the SB 1383 Local Assistance Grant Program. On August 2, 2022, the City Council ratified acceptance of those funds through adoption of Resolution No. 2022-121. The period of performance to deliver the grant objectives was initially set to end on end on May 2, 2024, but was extended to November 1, 2024.

On May 2, 2023, through adoption of Resolution No. 2023-46, the City of National City entered into an agreement with Solana Center for the full grant amount of \$89,461 to provide specialized support services for SB 1383 compliance.

The Regional Solid Waste Association (RSWA) is a joint powers authority comprised of the following six (6) regular members: the City of Del Mar, the City of Encinitas, the City of National City, the City of Poway, the City of Solana Beach, and the City of Vista. On October 1, 2020, the RSWA Board of Directors entered into an agreement (RSWA Agreement) with Solana Center to provide services to support compliance with the requirements of SB 1383.

RSWA also executed the following amendments: Amendment No. 1 dated May 26, 2021, Amendment No. 2 dated December 15, 2021, Amendment No. 3 dated April 15, 2022,

Amendment No. 4 dated October 10, 2022, Amendment No. 5 dated June 6, 2023, and Amendment No. 6 dated July 31, 2023. Amendment No. 6 provides updated unit prices for Solana Center's services.

On November 7, 2023, the City submitted a grant application through the SB 1383 Local Assistance Grant Program. On February 26, 2024, CalRecycle notified the City it had been awarded a grant in the amount of \$165,976. The period of performance to deliver the project ends on April 1, 2026. Subsequently, on May 21, 2024, through adoption of Resolution No. 2024-44, the City of National City accepted the grant and established appropriations for use of funds. Since the funds associated with the May 2, 2023 agreement have been expended, the agreement can be terminated and a new agreement is being established with the intention of aligning the scope and contractual requirements with the latest CalRecycle performance period.

Staff recommends entering into an agreement with Solana Center for a new total commitment of \$165,976, which is the full amount of the grant that was awarded by CalRecycle for this purpose. This agreement will allow Solana Center to continue providing the support services needed to develop National City's Food Recovery Program in Compliance with SB 1383.

FINANCIAL STATEMENT:

Consultant services are fully funded through the CalRecycle grants. As of November 1, 2024, the consultant has expended all \$89,461 of the original contract amount per agreement dated May 2, 2023. The new grant award of \$165,976 is anticipated to cover all services under the new agreement, which will become effective on November 1, 2024 and terminate on April 1, 2026. The contract will be accounted for in the Trash Rate Stabilization Fund (#172). While appropriations were originally established in FY 2024 based on the receipt of the grant funds, the timing of this contract award necessitates that they be re-budgeted in FY 2025.

New Contract Amount - \$165,976
Revenue Account: Fund Balance in Fund 172
Expenditure Account No. 172-85-31-31600-7299-

RELATED CITY COUNCIL 2020-2025 STRATEGIC PLAN GOAL:

Health, Environment, and Sustainability

ENVIRONMENTAL REVIEW:

This is not a project under CEQA and is therefore not subject to environmental review. CCR15378; PRC 21065.

PUBLIC NOTIFICATION:

The Agenda Report was posted within 72 hours of the meeting date and time in accordance with the Ralph M. Brown Act.

ORDINANCE:

Not Applicable

EXHIBITS:

Exhibit A - Agreement
Exhibit B - Resolution