

**RESOLUTION NO. 2024 -**

**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**

**WHEREAS**, 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, which regulations impose certain requirements on local jurisdictions including, but not limited to, requirements to provide education and outreach and to establish an edible food recovery program; and

**WHEREAS**, on April 27, 2022, CalRecycle awarded the City of National City (“City”) a grant in the amount of \$89,461 to implement programs for compliance with SB 1383 (the “Original Grant”); and

**WHEREAS**, the performance period for the Original Grant was set to end on May 2, 2024, but was subsequently extended to November 1, 2024; and

**WHEREAS**, the City is a member of the Regional Solid Waste Association (“RSWA”), a joint powers authority comprised of the City and the cities of Del Mar, Encinitas, Poway, Solana Beach, and Vista; and

**WHEREAS**, on October 1, 2020, RSWA entered into an agreement with Solana Center for Environmental Innovation (“Solana Center”) to provide services to support compliance with the requirements of SB 1383, which agreement was subsequently amended six times; and

**WHEREAS**, on May 2, 2023, the City Council adopted Resolution No. 2023-46 authorizing entering into an agreement (“Original Agreement”) with Solana Center to provide specialized support services for SB 1383 compliance (the “Services”) for the full Original Grant amount of \$89,461; and

**WHEREAS**, on June 4, 2024, the City Council adopted Resolution No. 2024-54 authorizing a First Amendment to the Original Agreement to extend the agreement by one year to April 30, 2025; and

**WHEREAS**, on November 7, 2023, the City submitted a grant application for the SB 1383 Local Assistance Grant Program; and

**WHEREAS**, on February 26, 2024, CalRecycle awarded the City a new grant in the amount of \$165,976, with a performance period ending on April 1, 2026 (the “Grant”); and

**WHEREAS**, on May 21, 2024, the City Council adopted Resolution No. 2024-44 accepting the Grant and establishing an appropriation for the use of Grant funds; and

**WHEREAS**, because the performance period for the Original Grant has ended and the funds from the Original Grant have been expended through the Original Agreement, both parties

desire to enter into a new agreement to account for the new funding and performance period under the Grant and align the scope and contractual requirements with the Grant; and

**WHEREAS**, based on the satisfactory services previously provided to the City by Solana Center and their experience, expertise, and reliability providing the Services, City staff recommends executing a new agreement with Solana Center for a not-to exceed amount of \$165,976 and re-budgeting the prior appropriation of the Grant to fund the new agreement with Solana Center.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:**

**Section 1:** That the City Council hereby authorizes the Mayor to execute an agreement with the Solana Center for Environmental Innovation in the not-to-exceed amount of \$165,976 for SB 1383 Compliance Support Services. The Agreement is attached to the Agenda Report as Exhibit A.

**Section 2:** That the City Council hereby authorizes re-budgeting the appropriation of \$165,976 in the Trash Rate Stabilization Fund to fund the new agreement.

**Section 3:** That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

**PASSED and ADOPTED this 19th day of November, 2024.**

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Ron Morrison, Mayor

**ATTEST:**

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Shelley Chapel, MMC, City Clerk

**APPROVED AS TO FORM:**

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Barry J. Schultz, City Attorney