



## CITY OF COMMERCE AGENDA REPORT

**TO:** Honorable City Council

**Item No.** \_\_\_\_\_

**FROM:** City Manager

**SUBJECT:** CalRecycle Update for Completion of Compliance Order

**MEETING DATE:** July 7, 2020

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### **RECOMMENDATION:**

The City Council will consider approval of CalRecycle's recommendation of waiving the public hearing outline in section 3.2 of the Compliance Order.

### **ANALYSIS:**

The California Department of Resources Recycling and Recovery (CalRecycle) issued a Compliance Order (CI 017-003) to the City of Commerce on November 16, 2017 due to not fully implementing the State-mandated commercial solid waste diversion programs, specifically the Mandatory Commercial Recycling Law (AB 341), and the Mandatory Commercial Organics Recycling Law (AB 1826). This was a direct result of City's open hauler system with too many haulers and no contracts obligating them to provide specific services and reporting. As a result, the City issued an RFP and entered into a semi-exclusive agreement with 8 haulers.

Under this Order, the City submitted quarterly Local Implementation Program (LIP) reports to CalRecycle documenting the City's efforts to identify businesses and multi-family complexes with 5 or more units that qualify under the mandated programs and implementation compliance with businesses, multi-family complexes, and the haulers.

The State verified and monitored the City's efforts on an ongoing basis. The State commended the City for its significant progress and sent the City a "Notice of Department Staff's Intent to Recommend Completion of the Compliance Order CO 017-003 for the City of Commerce" on June 24, 2020. State staff plan to present their findings to CalRecycle that the Compliance Order has been successfully implemented. The State requests that the City waive the public hearing outlined in Section 3.2 of the Compliance Order. This finding will instead be presented during CalRecycle's regularly scheduled public meeting in July to make a recommendation to their Board that the Department determined the Compliance Order has been implemented.

Staff recommends Council approve the waiver of the public hearing of the Compliance Order.

**ALTERNATIVES:**

1. Approve staff recommendation
2. Disapprove staff recommendation
3. Provide further direction to staff

**FISCAL IMPACT:**

There is no fiscal impact.

**RELATIONSHIP TO STRATEGIC GOALS:**

This agenda item relates to the 2016 Strategic Plan – Community Quality of Life – Guiding Principle #5:

Foster environmentally conscious initiatives and continue to identify and develop city codes that support a clean, well-maintained, sustainable community.

Approved by: Daniel Hernandez, Director of Public Works

Prepared by: Gina Nila, Deputy Director of Public Works Operations

Reviewed by: Josh Brooks, Acting Finance Director

Approved as to form: Noel Tapia, City Attorney

Respectfully submitted: Edgar P. Cisneros, City Manager

**ATTACHMENTS:**

- A. Memo to Waive Public Hearing