

Meeting Date: 10/1/2013

Report Type: Consent

Report ID: 2013-00484

Title: Repeal of Chapter 2.100 of the City Code and approval of the new Sacramento County Local Task Force Responsibilities and Organization (Passed for Publication 09/10/2013; Published 09/13/2013)

Location: Citywide

Issue: The Solid Waste Advisory Committee (SWAC) is being restructured to become only the Sacramento County Local Task Force (LTF), which has the primary purpose of reviewing and commenting on new and/or revised jurisdictional integrated waste management planning documents. To allow the reorganization, the City must repeal Chapter 2.100 of the City Code and approve the new rules for the restructured LTF.

Recommendation: 1) Pass an Ordinance repealing Chapter 2.100 of the City Code, relating to the Solid Waste Advisory Committee; and 2) pass a Resolution a) approving the new terms of the Sacramento County Local Task Force (LTF) Responsibilities and Organization; and b) appointing the Integrated Waste General Manager, or the Integrated Waste General Manager's designee, as the City's LTF member.

Contact: Steve Harriman, Integrated Waste General Manager, (916) 808-4949, Department of General Services

Presenter: None

Department: General Services

Division: Solid Waste Admin Services

Dept ID: 13001711

Attachments:

- 1-Description/Analysis
- 2-Attachment 1
- 3-Attachment 2
- 4-Exhibit A

City Attorney Review

Approved as to Form
Sheri Chapman
9/25/2013 2:05:02 PM

City Treasurer Review

Reviewed for Impact on Cash and Debt
John Colville
9/13/2013 8:22:58 AM

Approvals/Acknowledgements

Department Director or Designee: Reina Schwartz - 9/24/2013 2:42:40 PM

Description/Analysis

Issue Detail: The Solid Waste Advisory Committee ("SWAC") is the countywide advisory committee for local cities, the County, and the Sacramento Regional Solid Waste Authority on integrated waste management issues. The SWAC also acts as the Local Task Force ("LTF") reviewing and commenting on new and/or revised jurisdictional integrated waste management planning documents, as required by the California Integrated Waste Management Act of 1989 (Assembly Bill 939). With the passage of AB 341, effective January 2012, the SWAC is no longer required to review and comment on amendments to Non-Disposal Facility Element (NDFE) planning documents. The SWAC requirement is now limited to review and comment on new plans and revisions to all other existing plans, which are both infrequent, and to review and comment on the review of the county-wide planning documents, which comes due every five years.

Members of SWAC propose restructuring SWAC to remove its advisory role, and to retain the state-mandated LTF function. To reflect this change, SWAC would be restructured into the Sacramento County Local Task Force ("LTF"), with its own rules and responsibilities. AB 939 requires changes to LTF organization and representation be approved by the County and by the majority of the cities in the county that contain the majority of the incorporated area population. The City has been requested to approve the restructuring of SWAC, which requires the repeal of Chapter 2.100 of the City Code (Attachment 1). With the repeal of Chapter 2.100, the new rules for the County LTF, entitled "Sacramento County Local Task Force (LTF) Responsibilities and Organization" (Attachment 2), need to be approved, and the Integrated Waste General Manager, or the Integrated Waste General Manager's designee, appointed as the City's member of the LTF.

Policy Considerations: The California Integrated Waste Management Act of 1989 (AB 939), California Public Resources Code section 40950, requires every county in California to have a LTF.

Economic Impacts: None

Environmental Considerations:

California Environmental Quality Act (CEQA): No environmental review is necessary because the recommendation in this report involves a continuing administrative activity and is not considered to be a project in accordance with Section 15378(b)(2) of the CEQA Guidelines.

Sustainability: Continued membership in the Sacramento County LTF will contribute to the City's sustainability goals and continue cooperation between the region's jurisdictions.

Commission/Committee Action: On September 3, 2013, the Law and Legislation Committee approved and forwarded the ordinance for City Council consideration.

Rationale for Recommendation: This recommendation is necessary to remain a member of the Sacramento County LTF, as well as comply with AB 939.

Financial Considerations: Neither repealing City Code Chapter 2.100, nor approval of the “Sacramento County Local Task Force (LTF) Responsibilities and Organization,” will result in any additional financial cost to the City.

Emerging Small Business Development (ESBD): No goods or services are being purchased as a result of this report.

ORDINANCE NO. 2013-xxx

Adopted by the Sacramento City Council

October 1, 2013

**AN ORDINANCE REPEALING CHAPTER 2.100 OF THE
SACRAMENTO CITY CODE, RELATING TO THE CITY-COUNTY
SOLID WASTE ADVISORY COMMITTEE/LOCAL TASK FORCE**

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1. Chapter 2.100 of Title 2 of the Sacramento City Code is repealed.

RESOLUTION NO. 2013-

Adopted by the Sacramento City Council

October 1, 2013

**APPROVAL OF SACRAMENTO COUNTY LOCAL TASK FORCE (LTF)
RESPONSIBILITIES AND ORGANIZATION**

BACKGROUND

- A. The California Integrated Waste Management Act of 1989, commonly referred to as AB 939, requires each county, in cooperation with local cities, to form a Local Task Force (LTF) to assist with integrated waste management planning.
- B. The City of Sacramento is a member of the Solid Waste Advisory Committee ("SWAC"), a LTF established to meet the requirements of AB 939.
- C. The SWAC has voted to recommend restructuring itself to focus solely on its role as a LTF.
- D. AB 939 requires changes to LTF organization and representation be approved by the County and by the majority of the cities that contain the majority of the incorporated area population.
- E. The Sacramento County Board of Supervisors has approved the restructure of SWAC and the establishment of a successor body, the Sacramento LTF, as required under AB 939.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The Sacramento County Local Task Force Responsibilities and Organization, attached as Exhibit A to the resolution, are approved.
- Section 2. The Integrated Waste General Manager, or the Integrated Waste General Manager's designee, is hereby appointed as the City of Sacramento's LTF member.

**SACRAMENTO COUNTY LOCAL TASK FORCE (LTF)
RESPONSIBILITIES AND ORGANIZATION**

I. MEMBERSHIP, APPOINTMENTS, AND TERMS OF OFFICE

- A. A jurisdiction becomes a LTF member agency upon adopting these rules.
- B. There shall be one LTF member seated per member agency.
- C. LTF member term and appointment method shall be determined by the individual appointing authority. Vacancies shall be filled by the appointing authority as soon as possible after a membership seat has been vacated.

II. RESPONSIBILITIES

The Sacramento County LTF shall be the Local Task Force as required by California Public Resources Code Section 40950 and shall comply with current State regulations.

III. LTF MEETINGS

The LTF shall hold meetings as needed at a time and place selected by the LTF members. The meeting schedule shall be set in keeping with the need to accomplish LTF business.

IV. LTF COMPENSATION AND SUPPORT

- A. Members of the LTF shall serve without any compensation.
- B. The County shall serve as the lead agency to the LTF.