

APPROVED AS TO FORM AND LEGALITY


Celso Ortiz (Aug 31, 2022, 15:21 PDT)

CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE FUNDS FROM GRANTS FOR WHICH THE CITY IS ELIGIBLE TO SUPPORT COMPLIANCE WITH SENATE BILL 1383, THE SHORT-LIVED CLIMATE POLLUTANT: ORGANIC WASTE METHANE EMISSIONS REDUCTION ACT OF 2016, AND OAKLAND 2030 EQUITABLE CLIMATE ACTION PLAN PROGRAMS BEGINNING WITH FISCAL YEAR 2022/2023 AND EFFECTIVE FOR FIVE (5) YEARS

WHEREAS, in support of Senate Bill (SB) 1383, the Short-lived Climate Pollutant: Organic Waste Methane Emissions Reduction Act of 2016, the State of California Department of Resources Recycling and Recovery (CalRecycle) developed regulations to achieve greenhouse gas reductions; and

WHEREAS, SB 1383 regulations consist of a new Chapter 12 of Title 14, Division 7 of the California Code of Regulations (CCR) and amended portions of regulations of Title 14 CCR and Title 27 CCR and these new regulations took effect in January 2022; and

WHEREAS, pursuant to Ordinance No. 13671 C.M.S., the City Council of the City of Oakland (City) amended the Oakland Municipal Code (OMC) section 8.28 in conformance with SB 1383 regulations which require cities, counties, and special districts providing solid waste collection services to adopt ordinances and take other measures to reduce the amount of organic and recyclable materials deposited in landfills from commercial and residential generators; and

WHEREAS, in August 2020, the City Council approved Resolution No. 88267 C.M.S., adopting the 2030 Oakland Equitable Climate Action Plan (ECAP); and

WHEREAS, the 2030 ECAP establishes the City's ten-year plan to: (1) achieve the greenhouse gas emissions reduction target of 56% by 2030; (2) alleviate racial disparities and the disproportionate impacts of the climate crisis and its root causes on frontline communities in Oakland by ensuring their full representation in the development and consequent implementation of the 2030 ECAP; (3) ensure that the benefits of equitable climate action flow first and foremost to the communities that have been impacted first and worst by the impacts of climate change; (4) improve Oakland's resilience to the impacts of climate change; and (5) remove carbon from the atmosphere through local projects that support community health and jobs;

WHEREAS, the City has limited resources and external funding is needed to initiate and sustain critical recycling and sustainability programs and comply with regulatory mandates; now, therefore, be it

RESOLVED: That the City Administrator is hereby authorized to submit application(s) for grants the City is eligible for to support compliance with SB 1383, and Oakland 2030 ECAP; and be it

FURTHER RESOLVED: That the City Administrator, is hereby authorized and empowered to execute in the name of the City all grant documents including any subsequent amendments, modifications, or extensions of said grant agreements; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to accept and appropriate funds to the Recycling Program Fund (1710), Environmental Services: Recycling Solid Waste Organization (30682), Recycling and Solid Waste Program (SC17), in a Project Account to be determined; and be it

FURTHER RESOLVED: That these authorizations are effective beginning with fiscal year 2022/2023 for five (5) years; and be it

FURTHER RESOLVED: That the City Attorney's Office has reviewed this resolution for form and legality and a copy of this resolution shall be filed with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND PRESIDENT
FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California