



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Public Works
Department No.: 054
For Agenda Of: 10/4/2022
Placement: Administrative
Estimated Time:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Scott D. McGolpin, P.E., Director, (805) 568-3010
Director(s)
Contact Info: Leslie Wells., Deputy Director, (805) 882-3611

SUBJECT: Memorandum of Understanding with Participating Cities to Share SB 1383
Procurement Benefits – First, Second, and Third Supervisorial Districts

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Recommended Actions:

That the Board of Supervisors:

- a) Approve, ratify, and authorize the Chair to execute a Memorandum of Understanding (MOU) with the cities of Buellton, Goleta, Santa Barbara, and Solvang, under which participating cities and the County commit to share the procurement benefits of the ReSource Center as defined by SB 1383 (Attachment A); and
- b) Determine that the recommended actions do not constitute a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5), as the actions are the organizational and administrative activities of governments that will not result in direct or indirect physical changes in the environment.

Summary Text:

This item is on the agenda to enable the County to share the procurement benefits of the ReSource Center with the cities that are contracted with the County to maintain material flow. SB 1383, California's Short-lived Climate Pollutant Reduction Act, requires all jurisdictions to generate and/or procure byproducts of organics diversion and recycling. The ReSource Center, owned by the County and located at the Tajiguas Landfill, generates SB 1383 qualifying products in the form of electricity,

heat, and compost through the processing and recycling of organic waste. The California Department of Resources Recycling and Recovery (CalRecycle), the State agency in charge of implementing SB 1383, has determined that a Memorandum of Understanding (MOU) between the County and participating cities is required for the County to share the procurement benefits.

Background:

SB 1383 requires all jurisdictions in California to recycle organic waste, including paper, cardboard, yard trimmings, food scraps, and food-soiled paper, in order to divert this material away from landfilling and reduce the State’s greenhouse gas emissions. The legislation requires all local jurisdictions to procure and/or generate byproducts of organics recycling in order to maintain market forces in support of these recycling activities. These procurement requirements went into effect on January 1, 2022.

The County-owned ReSource Center, located at the Tajiguas Landfill, is a state-of-the-art facility that diverts and recycles organic waste for the unincorporated areas of the South County, Santa Ynez Valley, and Cuyama Valley, as well as the cities of Buellton, Goleta, Santa Barbara, and Solvang. This facility generates renewable products, such as electricity, heat, and compost, that are eligible under the procurement requirements of SB 1383. The amount of materials produced by the ReSource Center exceed the procurement requirements for the County and all participating cities combined.

Without an MOU to share these benefits with the partner cities, CalRecycle has determined that the County, as the owner of the ReSource Center, would be the only beneficiary of the byproducts produced through organics recycling onsite. County staff has developed the attached MOU to allow sharing of the procurement benefits. The MOU will be effective from January 1, 2022 to December 31, 2038.

Fiscal and Facilities Impacts:

Budgeted: N/A

Fiscal Analysis:

Narrative: This MOU is an administrative function and has no financial impact.

Special Instructions:

Please provide a signed copy of the Memorandum of Understanding and a minute order to the Public Works Department Resource Recovery & Waste Management Division, Attn: Carlyle A. Johnston.

Attachments:

Attachment A: Memorandum of Understanding between the County and the Participating Cities

Authored by:

Carlyle A. Johnston, Project Leader, Resource Recovery & Waste Management Division, Department of Public Works, ext. 23617