



Health & Human Services Agency COUNTY OF TULARE AGENDA ITEM

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One

PETE VANDER POEL
District Two

PHILLIP A. COX
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: July 12, 2011

Public Hearing Required	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Resolution, Ordinance or Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>

CONTACT PERSON: Larry Dwoskin PHONE: 624-8000

SUBJECT: Acceptance of funds from the California Environmental Protection Agency (Cal/EPA)

REQUEST(S):

That the Board of Supervisors:

1. Ratify and approve the agreement with Cal/EPA regarding the acceptance and use of grant funds retroactive to January 1, 2010 through March 31, 2013 in an amount not to exceed \$104,324. This agreement is retroactive due to inadvertent delays in obtaining authorized signatures on the agreement. It was impracticable for the Board to take action due to the time needed to process, prepare and submit the agenda item;
2. Find that the Board had the authority to enter into the proposed agreement as of January 1, 2010 and that it was in the County's best interest to enter into the agreement on that date; and
3. Authorize the Chairman of the Board, pursuant to resolution, to sign three (3) copies of the agreement with Cal/EPA.

SUMMARY:

Assembly Bill AB 2286 (Statutes 2008) went into effect January 1, 2009 and requires all local government Unified Program Agencies (UPAs) and businesses regulated under the Unified Program to report electronically by January 1, 2013. The new law specifies that all information gathered by UPAs and required to be

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reported by the businesses regulated is subject to this requirement.

Per AB 2286 reporting requirements, all regulated businesses will be expected to submit Unified Program Consolidated Forms (UPCFs) information electronically via the Decade Portal by January 1, 2013. In order to exchange data with the California Environmental Reporting System (CERS), the Tulare County CUPA will transition from Envision 3.4 to Envision Connect.

The California Environmental Protection Agency, Office of the Secretary, Unified Program (Cal/EPA) is making funds available for outreach and training; migration from Envision 3.4 to Envision Connect; and Decade Portal implementation; licensing and support. These funds will allow Tulare County Certified Unified Program Agency (CUPA) to comply with AB 2286.

FISCAL IMPACT/FINANCING:

HHSA will apply for one time only funds in the amount of \$104,324. No match is required. No Net County Cost.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic plan includes promotion of the Safety and Security of its citizens. Approval to accept Cal/EPA funds for implementation of CERS requirements fulfill this initiative by ensuring continuous regulatory compliance concerning hazardous materials management within the County.

ALTERNATIVES:

The Board may choose not to apply for this funding. This alternative is not recommended as the Tulare County CUPA is mandated to provide the electronic reporting system in order to comply with AB 2286 reporting requirements. Selection of this alternative will result in the citizens of Tulare County incurring the cost of compliance.

INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:

Information Technology
County Counsel

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ADMINISTRATIVE SIGN-OFF:

John M. Davis
Agency Director

Cc: Auditor/Controller
County Counsel
County Administrative Office (3)

Agreement

BEFORE THE BOARD OF SUPERVISORS COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF Acceptance of)
Funds from the California)
Environmental Protection Agency)
(Cal/EPA)

RESOLUTION NO. _____
AGREEMENT NO. _____

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

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1. Ratified and approved the agreement with Cal/EPA regarding the acceptance and use of grant funds retroactive to January 1, 2010 through March 31, 2013 in an amount not to exceed \$104,324. This agreement is retroactive due to inadvertent delays in obtaining authorized signatures on the agreement. It was impracticable for the Board to take action due to the time needed to process, prepare and submit the agenda item;
2. Found that the Board had the authority to enter into the proposed agreement as of January 1, 2010 and that it was in the County's best interest to enter into the agreement on that date; and

3. Authorized the Chairman of the Board, pursuant to resolution, to sign three (3) copies of the agreement.