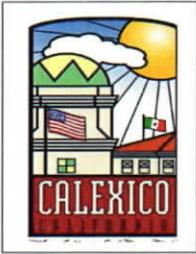


**AGENDA
ITEM**

7



AGENDA STAFF REPORT

DATE: March 18, 2020

TO: Mayor and City Council

APPROVED BY: David Dale, City Manager *DD*

PREPARED BY: David Dale, City Manager

SUBJECT: Transition of Imperial Valley Resource Management Agency (IVRMA) from the City of El Centro to the Regional Umbrella of Imperial Valley Transportation Commission

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Recommendation:

Approve action to designate Imperial County Transportation Commission (ICTC) as the Lead Administrative Agency for the Imperial Valley Resource Management Agency (IVRMA) and thereby authorize the transition of IVRMA from the City of El Centro to ICTC.

Background/Discussion:

The IVRMA was created by a joint powers agreement on January 29, 2008. The JPA was established as part of the California Integrated Waste Management Act of 1989 to develop, implement and support efficient and sustainable programs for waste reduction, reuse, recycling, hazardous waste management, composting and recycled-content purchasing for Imperial Valley citizens in accordance with local, state and federal mandates. The City of Calexico jointed six other incorporated cities and the County of Imperial entering into a JPA in FY 2000, designating the City of El Centro as the lead agency of IVRMA. In FY 2008, the City of El Centro was once again designated as the Lead Administrator, responsible for administrative function of the agency since that time.

Assembly Bill 335 sponsored by Assemblyman Eduardo Garcia proposed to amend ICTC's authority to address non-transportation regional matters. With the Governor's signature, on November 13, 2019, the IVRMA Board of Directors took formal action to transfer the IVRMA to ICTC. Effective March 1, 2020, ICTC will become the lead agency. Approval of the proposed resolution will supersede past action taken by the Calexico City

AGENDA
ITEM

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Council regarding the IVRMA's administration and designate ICTC as the lead agency of IVRMA going forward.

Fiscal Impact:

None

Coordinated with:

City of El Centro
City of Brawley

Attachments:

1. El Centro City Council Resolution

RESOLUTION NO. 20-07

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CENTRO RESCINDING RESOLUTION NO. 00-94 AND TRANSFERING THE IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY ("IVRMA") TO THE IMPERIAL COUNTY TRANSPORTATION COMMISSION TO ADMINISTER THE RESPONSIBILITIES OF LEAD AGENCY OF IVRMA

WHEREAS, by Resolution no. 00-94, the City Council of El Centro ("City"), approved and authorized the execution on a Joint Powers Agreement ("JPA"), to create a public entity known as the Imperial Valley Waste Management Task Force ("IVWMTF"), with the powers, duties and responsibilities of said IVWMTF as set forth in the referenced resolution and in the JPA; and

WHEREAS, pursuant to Resolution No. 00-94, the City, by and through the Mayor, did execute said JPA effective in October, 2000; and

WHEREAS, by and through Resolution No. 05-94 the Parties to the IVWMTF JPA entered into a new agreement creating the Imperial Valley Resource Management Agency ("IVRMA") superseding and thereby terminating IVWMTF; and

WHEREAS, effective January 1, 2020, Public Utilities Code Section 132822 was amended to allow the Imperial County Transportation Commission ("ICTC") to undertake the responsibilities currently performed by IVRMA; and act as Lead Administrator to IVRMA; and

WHEREAS, on November 13, 2019, the ICTC adopted Resolution Number 111319-6B indicating ICTC's desire to take over the role and responsibilities of IVRMA pursuant to the amended California Public Utilities Code; and

WHEREAS, transferring the Lead Administrative duties of IVRMA to ICTC is in the best interest of the City, and transfer will become effective March 1, 2020; and

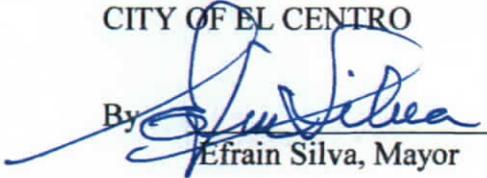
NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF El Centro, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

1. That the above and foregoing recitals are true, correct and adopted.
2. That Resolution No. 00-94 is hereby rescinded. Should a court of competent jurisdiction declare this resolution to be legally invalid, or otherwise legally deficient for any reason, then the provisions of Resolution No. 00-94 as applicable to said regional agency shall not be deemed to have been repealed and shall remain in full force and effect as to said regional agency.
3. That the form and substance of the Joint Powers Agreement of the Imperial Valley Waste Management Agreement creating the Regional Agency is hereby transferred.

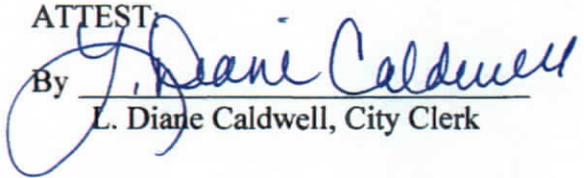
4. It is hereby authorized and approved that, Public Utilities Code Section 13822 as amended, ICTC should hereafter assume and perform the administrative responsibilities of IVRMA.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of El Centro, California held on the 18th day of Feb., 2020.

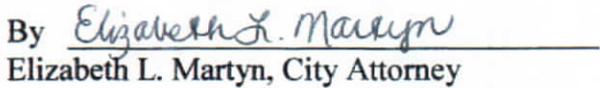
CITY OF EL CENTRO

By 
Efrain Silva, Mayor

ATTEST:

By 
L. Diane Caldwell, City Clerk

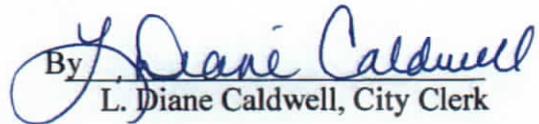
APPROVED AS TO FORM:
Office of the City Attorney

By 
Elizabeth L. Martyn, City Attorney

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL) ss
CITY OF EL CENTRO)

I, L. Diane Caldwell, City Clerk of the City of El Centro, California, do hereby certify that the foregoing Resolution No. 20- 07 was duly and regularly adopted a regular meeting of the City Council of the City of El Centro, California, held on the 18th day of Feb. , 2020 by the following vote:

AYES: Garcia, Jackson, Silva, Oliva
NOES: None
ABSENT: Viegas-Walker
ABSTAINED: None

By 
L. Diane Caldwell, City Clerk

That the Entities have caused this Resolution to be executed on their behalf, respectively, as follows:

County of Imperial

Chairperson of the Board of Supervisors

ATTEST:

County Clerk

City of Brawley

Mayor

ATTEST:

City Clerk

City of Calexico

Mayor

ATTEST:

City Clerk

City of Calipatria

Mayor

ATTEST:

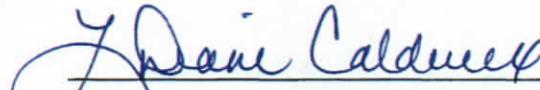
City Clerk

City of El Centro



Mayor, Efrain Silva

ATTEST:



City Clerk, L. Diane Caldwell

City of Holtville

Mayor

ATTEST:

City Clerk

City of Imperial

Mayor

ATTEST:

City Clerk

City of Westmorland

Mayor

ATTEST:

City Clerk