

**RESOLUTION NO. \_\_\_\_\_**

RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AUTHORIZING THE DESIGNATION OF THE AB 939 MOU COMMITTEE TO SERVE IN THE CAPACITY AND PERFORM THE FUNCTIONS OF THE LTF, IN ORDER TO FACILITATE THE DEVELOPMENT OF AB 939-RELATED PLANS AND PROGRAMS THAT ARE BEST ACCOMPLISHED AND COORDINATED ON A REGIONAL BASIS

WHEREAS, the California Integrated Waste Management Act of 1989 (Assembly Bill 939, Sher, Chapter 1095, Statutes of 1989) (AB 939) requires each city and county in the State to prepare and implement a jurisdiction-specific plan to divert 50% of solid waste generated within its jurisdiction from disposal; and

WHEREAS, the State of California has established a goal of 75% source reduction, recycling, and composting by 2020; and

WHEREAS, required programs include Source Reduction, Recycling, Composting, Hazardous Waste Management and Public Education that are best coordinated on a regional basis; and

WHEREAS, new State rules are currently being promulgated pursuant in Senate Bill 1383 (Lara, Chapter 395, Statutes of 2016 [SB 1383]) that will increase the need for regional programs to reduce methane generation by diverting 50% of organics from landfill by 2020 and 75% by 2025; and

WHEREAS, AB 939 authorized the County of Fresno, along with the fifteen incorporated cities within the County, to join together to prepare and implement plans and programs to establish integrated management of solid waste on a regional basis; and

Page 1 of 4

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: ABF

Resolution No.

WHEREAS, sub-regional solid waste management plans and programs had previously been implemented by the FCMSWC, but can be coordinated more efficiently on a countywide basis; and

WHEREAS, AB 939 requires the designation of an Integrated Waste Management Local Task Force (LTF) for reviewing local and regional plans, which was formed by action of the Board in 1990 in accordance with the provisions of Public Resources Code Section 40950; and

WHEREAS, on July 24, 1990, the County Board of Supervisors approved formation of a Countywide Task Force (LTF) utilizing members of the Fresno-Clovis Metropolitan Solid Waste Commission (FCMSWC) for the preparation of the County Integrated Waste Management Plan; and

WHEREAS, the participating jurisdictions have expressed a desire to dissolve the FCMSWC, restructure the current LTF and designate the existing AB 939 MOU Committee to serve in the capacity and perform the functions of the LTF; and

WHEREAS, the County of Fresno and the cities within the County previously have formed the AB 939 MOU Committee to oversee ongoing planning and implementation of countywide programs; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. Approves the restructuring of the LTF, and recognizes that this action is subject to and conditioned upon the subsequent concurrence of a majority of the cities which contain a majority of the population of the incorporated area of the County, in accordance with the provisions of Public Resources Code Section 40950(b), hereby authorizes the designation of the AB 939 MOU Committee to serve in the capacity and

perform the functions of the LTF, in order to facilitate the development of AB 939-related plans and programs that are best accomplished and coordinated on a regional basis.

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STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

YVONNE SPENCE, CMC  
City Clerk

By: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By: \_\_\_\_\_  
Amanda Freeman (date)  
Deputy City Attorney