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Department of Resources Recycling and Recovery

Legacy Disposal Site Abatement Partial Grant Program Application Guidelines and Instructions Fiscal Year 2021–22

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Grant Cycle Overview

The Department of Resources Recycling and Recovery (CalRecycle) offers the Legacy Disposal Site Abatement Partial Grant Program pursuant to Section 48020 of the Public Resources Code. Assembly Bill 2136 (enacted October 1993) required CalRecycle to initiate the Solid Waste Disposal and Co-disposal Site Cleanup Program (program) for cleanup of solid waste sites and solid waste at co-disposal sites where the responsible party either cannot be identified or is unwilling or unable to pay for timely remediation and where cleanup is needed to protect public health and safety and/or the environment. Under the program, local governments can finance a wide range of remediation projects.

Public entities bear a financial responsibility for maintaining public landfill sites in compliance with state regulations and standards. The purpose of the grant is to provide financial assistance in the form of reimbursement grants up to \$750,000 in matching funds for eligible costs to assist public entities requiring financial assistance, and committed to accelerating the pace of cleanup, restoring sites, and protecting public health and safety and the environment.

This resource document provides applicants with instructions to access and complete the application online and information about grant administration. The web-based application is in CalRecycle's [Grants Management System \(GMS\)](http://www.calrecycle.ca.gov/Funding/GMS/) (<http://www.calrecycle.ca.gov/Funding/GMS/>). You will need to sign in to GMS to complete and submit an application.

Timeline

Date	Activity
August 25, 2021 January 12, 2022	Question and Answer Period <ul style="list-style-type: none"> • Questions may be submitted from application release date to this date • Questions must be submitted by email
September 1, 2021 January 19, 2022	<ul style="list-style-type: none"> • All answers will be posted (tentative)
September 29, 2021 February 16, 2022 February 1, 2022 REVISED	Application Due Date <ul style="list-style-type: none"> • Applications must be submitted in GMS by 11:59 p.m. on this date • Customer service will be available until 4:00 p.m. on this date
November 3, 2021 March 23, 2022 March 8, 2022 REVISED	Secondary Due Date <ul style="list-style-type: none"> • Approved Resolution must be uploaded in GMS by this date if it was not submitted with the application • Applicant must have an Environmentally Preferable Purchasing and Practices (EPPP) Policy by this date
January 2022 April 2022	Grants Awarded CalRecycle considers funding recommendations, and if approved, conditionally awards grants during this month (tentative)
June 30, 2024	Grant Term From date of Notice to Proceed to this date
June 30, 2024	Final Report and final Payment Request Deadline

Eligible Applicants

California Labor Code section 1782 prohibits a charter city from receiving state funding or financial assistance for construction projects if that charter city does not comply with Labor Code sections 1770-1782. If any applicants or participating jurisdictions are charter cities or joint powers authorities that include charter cities, the lead participating jurisdiction must certify on the Detail tab of the application that Labor Code section 1782 does not prohibit any included charter city from receiving state funds for the project described in this application. If it is determined after award that an applicant or participating jurisdiction is a charter city prohibited from receiving state funds for this grant project, the grant will be terminated and any disbursed grant funds shall be returned to CalRecycle.

Grants are available to public entities, including counties, cities, districts, state agencies, and Joint Powers Authorities for site cleanup needed to protect public health and safety or the environment. Applicants must provide adequate documentation of financial need for assistance and show evidence of ability to pay for their matching share of costs and costs that are ineligible and/or that exceed the maximum grant amount.

Joint Powers Authority Application Requirements

Joint Powers Authorities (JPA) may submit a grant application as an individual applicant. The JPA must upload a copy of its joint powers agreement giving it authority over solid waste management, listing all member entities, and containing the signature

of all members. An entity may not submit an individual application if that entity is also a member of an applicant JPA.

Eligible Projects/Products

Eligible projects include the remediation of disposal sites closed in accordance with the local laws at the time of the closure and prior to implementation of the state's current permitting and/or closure requirements for landfills and disposal sites.

Available Funds

- \$ 1,500,000 is available for fiscal year 2021–22, subject to funding availability.
- \$ 750,000 is the maximum available for individual grant awards.

Grant Term

The Grant Term begins on the date of the Notice to Proceed. Grant-eligible program expenditures may start no earlier than the date indicated in the Notice to Proceed. The Grant Term ends on June 30, 2024, and all eligible program costs must be incurred by this date.

The Final Report and final Payment Request are due on June 30, 2024. CalRecycle recommends reserving the period from May 15, 2024 to June 15, 2024 exclusively for the preparation of the Final Report and final Payment Request, though they may be completed earlier. **Costs incurred to prepare the Final Report and final Payment Request are only eligible for reimbursement during the Grant Term.**

Eligible Costs

Eligible costs may be incurred only during the Grant Term, which starts when the grantee receives a Notice to Proceed from CalRecycle and ends on June 30, 2024. (See "Grant Term" for additional information.)

Eligible costs are limited to the following:

- Waste removal and disposal.
- Security measures such as fences, barriers, and warning signs and other measures to prevent recurring illegal dumping at the remediated sites. These Prevention measures and staff time are limited to no more than 25 percent of the overall grant amount. These measures can include public information materials.
- Site grading and drainage controls to minimize erosion.
- Slope and foundation stabilization.
- Excavation, consolidation, and capping of waste areas.
- Installation of landfill gas and leachate control systems.
- Field and laboratory testing.
- Health and safety measures required for eligible project work.

These costs may include, but are not limited to, expenditures for contractors, public agency labor, rental equipment, preparation of designs, or consultant services directly associated with an eligible cost item.

Ineligible Costs

Ineligible costs include, but are not limited to:

- Staff costs not directly related to grant related eligible activities listed above and

grant administration. This includes any personnel costs incurred as a result of time an employee assigned to the project funded by the grant does not actually work on the project (e.g. use of accrued vacation, sick leave, etc.).

- Costs incurred prior to receipt of the Notice to Proceed letter or after June 30, 2024.
- Expenses for services rendered or goods purchased prior to the date indicated in the Notice to Proceed, or any expenses incurred after the end of the Grant Term.
- Public Agency indirect costs (unless pre-approved in writing by the Grant Manager, but in no event shall exceed 10 percent of the total direct labor costs requested for reimbursement).
- Costs explicitly for the profit of the grantee.
- Bonus payments for early completion of grant project or any phase of the grant project.
- Any portion of a program currently covered or incurred under another CalRecycle contract, loan, grant or grant cycle.
- Overtime costs (except for local government staffing during specially scheduled evening or weekend events that have been pre-approved in writing by the CalRecycle Grant Manager when law or labor contracts require overtime compensation or when such staffing and/or costs are pre-approved in writing by the Grant Manager).
- Cellular phones, personal digital assistants, personal electronic devices, pagers, and similar electronic and telecommunications devices.
- Activities that are not cost effective, as determined by the CalRecycle Grant Manager.
- Travel and per diem expenses (unless pre-approved in writing by the Grant Manager) (See Terms and Conditions, subsection (e) under Payment).
- Any food or beverages (e.g. as part of meetings, workshops, training, events, etc.).
- Equipment or other materials that are not primarily used to implement the approved project.
- Staff training that is not directly related to the implementation of the approved project.
- Interest charges or other payments on bonds or indebtedness required to finance the project.
- Costs associated with relocation of inhabitants or storage of personal property.
- Costs connected with contractor claims/liens against the grantee.
- Fines or penalties due to violation of federal, state or local laws, ordinances, or regulations.
- Permit, inspection and use fees.
- Closure activities as defined by 27 CCR section 20164.
- Ground water remediation.
- Operation and maintenance of monitoring systems.
- Post-closure maintenance activities.
- Preparation of closure and/or post-closure maintenance plans.
- Improvements to property for post-closure land uses.
- Removal, abatement, and cleanup or otherwise handling of only hazardous substances as defined in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 [42 U.S.C. section 9601(14)] not co-disposed with nonhazardous solid waste.

- Any other costs not deemed reasonable or related to the purpose of the grant by the CalRecycle Grant Manager.

Those costs not specifically listed as eligible or ineligible are deemed discretionary and may be considered by CalRecycle for approval. Any deviations from the approved budget and Work Plan will require the pre-approval in writing from the Grant Manager.

CalRecycle may consider costs incurred prior to the submittal and approval of the grant application as part of the match as a factor in CalRecycle's consideration of awarding a grant. These costs may include expenditures for site investigations and project design. However, CalRecycle will not reimburse cost for services rendered prior to grant term.

Cost Recovery Requirements

PRC section 48023 directs CalRecycle to seek reimbursement for monies expended under the program to the extent possible. Expended funds may be recoverable by CalRecycle from the property owners and other responsible parties in a civil action brought by CalRecycle [PRC section 48023(c)] and/or by imposing a lien upon the real property owned by the property owners that is subject to the remedial action [PRC section 48023.5(a)]. Under the program cost recovery policy, CalRecycle may decide not to pursue cost recovery based on factors including, but not limited to:

- Publicly owned sites maintained for public benefit and use.
- The owner did not cause the disposal of waste.
- The owner will not gain a benefit due to condition of property.
- The value of property significantly less than cost of cleanup.
- Hardship to the property owner.
- No responsible party.

Applicants are advised that cost recovery must be addressed as part of the **Goals and Objectives** and **Work Plan** sections of the Narrative Proposal document.

Applicants cleaning up public property for the public benefit where no responsible party can be identified may request a waiver of cost recovery. Examples of types of projects where CalRecycle elected to waive cost recovery include cleanup of sites on public rights-of-way, public parks, public lands, and other sites owned by public entities for the benefit of and use by the public.

Applicants not requesting a waiver must address cost recovery, either through their own mechanisms on behalf of CalRecycle, or by assisting CalRecycle in pursuing cost recovery through its own statutorily authorized mechanisms. See the cost recovery instructions in the Goals and Objectives Section of the application for additional information.

Environmentally Preferable Purchases and Practices Policy Requirement

Consistent with CalRecycle's core values, CalRecycle requires all applicants to have or develop, adopt, and implement an Environmentally Preferable Purchasing and Practices (EPPP) Policy for their organizations.

Applicants who have an EPPP Policy in place prior to submitting their application must certify to this fact on the Detail tab in the application. If applicants do not have an EPPP

Policy in place prior to submitting their application, they must certify to the fact that a Policy will be adopted by the secondary due date on the Detail tab in the application.

Some additional practices that CalRecycle encourages organizations to include in their EPPP Policies include:

- Buildings and Grounds
 - All building and renovations follow the green building practices for design, construction and operation, where appropriate, as described in the Leadership in Energy and Environmental Design [Green Building Rating System](https://www.usgbc.org/resources/leed-v4-building-design-and-construction-current-version) (<https://www.usgbc.org/resources/leed-v4-building-design-and-construction-current-version>).
- Continual Improvement
 - Training is provided to new and existing employees.
 - Organization regularly evaluates and/or improves implementation of EPPP policy.

Additional EPPP Policy resources include:

- [Tools and Resources](https://www.calrecycle.ca.gov/EPP/Resources/) (<https://www.calrecycle.ca.gov/EPP/Resources/>)
- [Laws and Policies](https://www.calrecycle.ca.gov/EPP/LawPolicy/) (<https://www.calrecycle.ca.gov/EPP/LawPolicy/>)
- [Responsible Purchasing Network](http://www.responsiblepurchasing.org/purchasing_guides/all/policies/) (http://www.responsiblepurchasing.org/purchasing_guides/all/policies/)

Note: In Joint Applications, the lead and the participants will each need an EPPP Policy. If a Joint Powers Authority (JPA) applies, only the JPA needs an EPPP Policy.

For more information, visit the [EPPP Frequently Asked Questions web page](https://www.calrecycle.ca.gov/Funding/EPPPQandA) (<https://www.calrecycle.ca.gov/Funding/EPPPQandA>).

Question-and-Answer Process

Questions regarding the application and its requirements must be in writing and emailed to Steve.SantaCroce@calrecycle.ca.gov. Questions must be received by the date identified in the timeline or they will not be accepted.

Periodically during the Question and Answer (Q&A) period, Q&As will be posted on the Q&As website. The Q&A website can be accessed from the Notice of Funds Available or from the application. Similar or related questions may be grouped together or reworded for clarity and responded to as one question. All Q&As will be posted approximately two weeks after the deadline and are subject to updates. It is the applicant's responsibility to check this website for the latest information.

Public Records Requests

It is the policy of CalRecycle to make records requested by the public promptly available in accordance with the laws governing disclosure of records and information to the public. In general, all records in the possession of a state agency are public records subject to disclosure, unless a law provides that a particular kind of record or information is not a public record or is exempt or prohibited from disclosure.

Upon request, the entire contents of the submitted application are subject to public records requests. This may include contact information, project summary, uploaded documents, and scoring information. Public records may be requested from CalRecycle

through the [California Public Records Act Requests web page](https://www2.calrecycle.ca.gov/Forms/ContactUs/PublicRecordsRequest/) (https://www2.calrecycle.ca.gov/Forms/ContactUs/PublicRecordsRequest/).

Confidentiality

The following describes the treatment of certain confidential or proprietary information under the California Public Records Act (Government Code 6250, et seq.) and related regulations. It also describes how questions are resolved on whether information is truly confidential, the legal protections for confidential information, and internal and program procedures to maintain confidentiality.

Confidential or Proprietary Information

Title 14 of the California Code of Regulations (14 CCR), [sections 17041-17046](https://www.calrecycle.ca.gov/Laws/Regulations/Title14/) (https://www.calrecycle.ca.gov/Laws/Regulations/Title14/), states that confidential or proprietary information shall include, but is not limited to:

- Personal or business-related financial data, customer client lists, supplier lists and other information of a proprietary or confidential business nature provided by persons in applications, reports, returns, certifications or other documents submitted to [CalRecycle] which if released would result in harmful effects on the person's competitive position
- Tax information prohibited from disclosure, pursuant to the Revenue and Taxation Code

Accordingly, appropriate documents submitted with an application that are clearly marked, on each page, "confidential or proprietary information" will be treated by CalRecycle pursuant to the procedures set forth in 14 CCR sections 17041-17046. However, the law does not treat documents marked as "confidential or proprietary information" (such as sales brochures, promotional literature and other general non-financial documents) as confidential if they do not fall within the categories of protected financial documents listed above.

What if there is a question about what is confidential?

If CalRecycle receives a request to disclose data claimed by the applicant to be confidential, CalRecycle would notify the applicant of the request and state that the documents were under review to determine whether information was correctly identified as "confidential." If there was any question as to whether specific information was confidential, CalRecycle would contact the person(s) identified in the application to provide a justification and statement why the information is confidential. The process for evaluating confidentiality claims is set forth in section 14 CCR 17046.

What program procedures will keep information confidential?

Financial information will be evaluated and analyzed only by CalRecycle staff, kept confidential, and will be maintained with restricted access. Grantee businesses agree to provide specific key financial information for three years to develop benchmarks to evaluate the program. Records no longer needed to provide the services offered under the grant program are periodically destroyed, when allowed by audit policies and state law.

Application Instructions

Application Access

The application is available in CalRecycle's web-based Grants Management System (GMS). Access to GMS is secure; therefore, you must have a CalRecycle WebPass to log in to the system. Those who have not previously obtained a CalRecycle WebPass can create an account at the [CalRecycle WebPass page](https://secure.calrecycle.ca.gov/WebPass/) (<https://secure.calrecycle.ca.gov/WebPass/>).

To start an application:

1. Log in to [GMS](https://secure.calrecycle.ca.gov/Grants/) (<https://secure.calrecycle.ca.gov/Grants/>).
2. Select **Apply for a Grant** on the left.
 - All open grant cycles are displayed in a table.
3. Find Legacy Disposal Site Abatement Partial Grant Program and select **Start Application**.
 - A pop-up window will appear asking for contact information. If you have an existing GMS Account, the information may be auto populated.
 - GMS will automatically add you as the Primary Contact for the new grant application however, you may update this later.
4. Click **Save**.

GMS Tabs - Application Contents and Instructions

The components of the application are divided into tabs. To fill out an application, click on each tab and complete the sections in each tab as required. General directions are on the top of each tab and detailed information about the requirements for each tab is listed below.

The applicant is responsible for a complete application. This includes signing documents, uploading required documents, and submitting the application by the due date(s). Failure to do so will result in disqualification from the Legacy Disposal Site Abatement Partial Grant Program. Examples of disqualifications may include:

- Applicant does not meet the eligibility requirements.
- Project is not eligible.
- Failure to use required CalRecycle documents or forms.
- Uploading incomplete or blank documents to the Documents tab.
- Signature Authority fails to sign Application Certification or any document that requires a signature.
- The online application is incomplete or missing information.
- Applicant fails to adopt an EPPP policy and submit the EPPP Notification by the secondary due date.

Summary Tab

This tab provides a summary of the application, due dates, resource documents and links, application documents, and the Application Submission section. It is the applicant's responsibility to ensure that all required documents, based on the individual grant application/project, are submitted by the appropriate due date.

Applicant/Participant Tab

The applicant name is the legal name of the jurisdiction/organization that is legally responsible for grant administration, if awarded. Do not enter your personal name.

- Select the Add Applicant/Participant button and type in the Applicant Name and County.
- Search the table for the correct applicant name and select Add Applicant/Participant.
- Choose the Lead Participant radio button. Every application must have a Lead Participant even if it is an individual application with no participating jurisdictions.
- If it is not listed, click on Add New Applicant/Participant. Complete the items marked with a red asterisk and save the information.
- Enter the applicant/participant name as it appears on the Resolution or Letter of Commitment. Do not include the department or unit name.
- County names must be listed with the name first followed by the word “County,” e.g., “Sacramento County.”
- City names must be listed as “City of” followed by the city’s name, e.g., “City of Sacramento.”

For Joint Powers Authority Applications

- Add the name of each eligible participating jurisdiction and choose the Participating Jurisdiction radio button.

For a list of eligible applicants, please see the Grant Cycle Overview section titled “Eligible Applicants.”

Detail Tab

Complete this tab as follows:

- Enter a dollar amount in the Grant Funds Requested field. Do not exceed the maximum grant award amount of \$750,000. Please round all amounts to the nearest whole dollar.
- Enter the amount of matching funds.
- Enter the Assembly Districts and Senate Districts. To select more than one district hold the “Ctrl” key while selecting the numbers.
- Enter the applicant’s department name, e.g. “General Services.” If the applicant does not have a department the applicant’s name may be entered.
- Enter the grant payment mailing address.
- Project Summary/Statement of Use: Provide a brief description of the project in 3-5 sentences.
- Select the appropriate option for the Resolution Requirement and optional Letter of Designation.
- Select the appropriate option for the Environmentally Preferable Purchasing and Practices Policy.
- Select the appropriate answer for Program Questions.

Contacts Tab

The application is required to have only one Primary Contact and at least one Signature Authority. Each contact entered into the application may be granted access by checking the box on the top of the contact’s detail screen. The contact will be able to log into GMS using his/her own CalRecycle WebPass and access the application.

- Primary Contact.** One person who has been authorized by the Signature Authority/Designee to manage and oversee the grant. This person will be the first contact with whom the Grant Manager will communicate.
- Signature Authority.** The person(s) authorized to sign CalRecycle documents, such as grant applications, grant agreements, etc., as authorized by a board/council-adopted Resolution, Letter of Designation, or Letter of Commitment (if applicable).
- Secondary Contact.** A person authorized (by the Primary Contact or Signature Authority/Designee) as the alternate person with whom the Grant Manager will communicate. (Not required)
- Consultant.** A professional who provides advice in a particular area of expertise. If the applicant is awarded a grant, the consultants may manage the grant or only conduct specific activities, based on a written agreement between the applicant and the consultant outlining work to be performed. (Not required.)

Budget Tab

Select the applicable budget category and enter a dollar amount and budget detail information as listed below. The Total must equal the Grant Funds Requested amount shown on the Detail tab.

- Clean-Up/Removal
- Construction/Application
- Disposal
- Planning/Design/Development/Fabrication

Site(s) Tab

Add an entry for each grant project/site. Enter a site name, choose a site type from the drop-down menu, and enter a county.

Documents Tab

See the Application Documents section for documents that must be uploaded in the Documents tab. When uploading a document, enter a document title, select the appropriate document type from the drop-down list, and enter the date that it was executed/signed, if applicable, or select “today’s date.”

After all the application documents are uploaded, return to the **Summary Tab** and print the **Application Certification** from the **Application Submission** section.

Application Submittal and Deadline

The **Submit Application** button will be enabled after all required documents have been uploaded. Click the **Submit Application** button and the application status will change to **Submitted**. The application can only be submitted once; however, you will be able to upload documents until the secondary due date.

Applications must be submitted no later than 11:59 p.m. on the date identified in the Timeline for the specific cycle. Customer service will be available until 4:00 p.m. on the application due date either by emailing grantassistance@calrecycle.ca.gov or calling (916) 341-6534.

Note: Applications that are not submitted by the due date will be automatically deleted from GMS.

Application Documents

Electronic and Original Signatures

CalRecycle now allows for certified e-Signature or original wet signature on documents or forms that certify legally binding information.

Note: The e-Signature must be the Adobe Digital ID or through another certified digital signature program, and cannot be the “Fill and Sign” function within Adobe. Any documents using the “Fill and Sign” method, will be considered as incomplete and may be sent back to the applicant.

Once the document(s) have been signed by the Signature Authority, you must scan the wet signature, or upload the digitally signed document and save it to GMS. Retain the original document for potential CalRecycle audits (see Audit Consideration section of the Procedures and Requirements document for more information).

If you have questions, email grantassistance@calrecycle.ca.gov.

CalRecycle Documents

CalRecycle documents are on the Summary tab in the Application Documents section. To access a document, click on the link, open it up, fill it out, save it to your computer, and upload it to the Documents tab. Below is a list of the documents. Unless a document specifies that it may be reproduced as necessary, **do not** alter CalRecycle documents. If you are having trouble with a document, email grantassistance@calrecycle.ca.gov or call (916) 341-6534. Altered or reproduced CalRecycle documents or templates may result in automatic disqualification of your application.

Application Certification

The Application Certification is a required application document that must be generated from GMS.

After you have completed each tab of the application and uploaded the required documents, generate the Application Certification from the Summary tab. Once the Application Certification is signed, upload it to the Documents tab.

Budget

Create your own Budget document and include the total anticipated project costs broken down by each task outlined in the Work Plan and identify **eligible** and **ineligible** project costs. Include a list of funding sources required to complete the project. Show the value of the applicant’s efforts to achieve project cost savings through volunteer labor/equipment, in-kind services, reduced or waived tipping fees, and other savings. Be sure to identify separately the costs for which grant funds are requested and any participating costs by the applicant and/or others.

For each itemized task, show the estimated cost for labor, equipment, materials, contracts, consultants, and other costs (e.g., donated resources). Itemize work that is **eligible** and **ineligible** for grant funds. Include the cost of all activities directly related to implementing and completing the project, using the following guidelines.

Public Agency indirect costs (e.g. costs not directly associated with the project including accounting, office space rental, communications, etc.) are ineligible unless pre-approved in writing by the Grant Manager. If a justification is provided and approved, the indirect costs shall not exceed 10 percent of the total Public Agency direct labor costs requested for reimbursement. Note that actual staff time used directly towards the implementation of any eligible cost items including administering the grant is eligible.

If an applicant proposes to utilize its own resources for the site cleanup activities and to be reimbursed with grant funds, allowable costs shall be determined in accordance with procedures in *State Department of Transportation Standard Specifications* Section 9-1.03, Force Account Payment, except that overhead and profit markups to direct cost of labor, materials, equipment or subcontractors will not be allowed; or the applicant shall submit its proposed costs along with any justification for review and approval and personnel rate breakdown (i.e. actual salaries, benefits, overheads, etc.) must be provided.

The evaluation of this section will be based on the following:

- The documentation that the project is cost effective and maximizes the use of available funds through cost savings, such as use of volunteer labor, in-kind or matching services, and recycling options.
- Detail that expenses are reasonable with all Work Plan tasks itemized in the budget.
- The applicant's ability to adequately.

Narrative Proposal

The Narrative Proposal is a **required** application document and it is used to describe your proposed project. Altered or reproduced CalRecycle documents or templates may result in automatic disqualification of your application. Applicants must score a minimum of 70 points out of 100 to be considered for funding. For a point breakdown, see the approved *Scoring Criteria for Solid Waste Disposal and Co-disposal Site Cleanup Grant Program, FY 2020–21 and 2021–22*. This document can be located on the Summary Tab, in the Resources Document section.

Site Characterization

This is a **required** application document. Altered or reproduced CalRecycle documents or templates may result in automatic disqualification of your application. Complete one document for each site proposed for cleanup under the application under the Sites tab. Provide the CalRecycle Solid Waste Information System (SWIS) number (if applicable), location, parcel numbers, and acreage. Describe the method of disposal, types and estimated quantity of waste to be disposed, period of operation and owners/operators. Topography, proximity to populated areas, environmentally sensitive areas, and other important information should also be included. Attach a copy of the grant deed with legal description of the property on which the site is located. Attach site investigation reports and regulatory inspections, investigations, and enforcement orders. All relevant information is required for each site proposed for cleanup and for which grant funds are requested.

The information in the Site Characterization document and the accompanying information should:

- Summarize actions taken to characterize/cleanup site prior to submittal of application (e.g., site investigation reports, regulatory inspections, investigations, enforcement orders, etc.).
- Provide evidence that the sites pose a significant risk to public health and safety or the environment.
- Provide sufficient detail to substantiate that remedial actions proposed for funding are eligible work as defined in the program regulations.
- Provide documentation that responsible parties cannot be identified or located, are unable to pay for timely and proper remediation, or are unwilling to pay for timely and proper remediation.

Work Plan

Create your own Work Plan document and include a specific list of all procedures or tasks necessary to complete the project. Include major work items, field supervision, health and safety requirements, testing bonds, permits, cost recovery, etc. Each task must be itemized separately and listed as specifically **eligible** or **ineligible** for grant funds, as described on pages 4, 5 and 6 of these instructions.

For more complicated and engineering types of projects, the proposed Work Plan must be prepared under the supervision of a registered civil engineer or other persons appropriately experienced and qualified, and it should contain the major elements of the proposed remediation. Include in the Work Plan each site proposed for cleanup.

Examples of Work Plan elements include, but are not limited to:

- Site description and history. Discuss prior site/land uses, ownership, and previous site investigations and characterizations.
- Proposed project goals and objectives, and proposed remediation. Also indicate if a Remediation Action Plan to evaluate remedial alternatives was prepared and approved for the site.
- Regulatory approvals. Include a discussion of all the required regulatory agency approvals and permits and the status of these approvals and permits.
- Site Access. Indicate the owner/responsible party has granted access to the site for remediation. Upload a copy of the consent form, signed by the owner/responsible party, granting access to the site for the purpose of remediation. If the owner/responsible party has not granted site access at time of application for grant funds, outline measures to be taken by the Applicant to obtain site access.
- Mobilization/logistical preparation.
- Health and safety requirements.
- Quantity estimates by site (e.g. tires, solid waste for disposal, metals for recycling, fencing, revegetation, earthwork, etc.).
- Excavation, sorting, loading and halting of solid waste to disposal or recycling facilities.
- Sampling and Analysis Plans, if applicable.
- Construction management/ quality control/ quality assurance/inspection.
- Work to be performed by participating organizations (e.g., County Vehicle Abatement Program, County Hazardous Materials Teams, etc.).
- A project schedule from award of grant funds to project completion prior to the expiration of the Grant Term. The schedule should include major elements of the Work Plan, including obtaining necessary contracts, final inspection, and preparation of final project documents.

- Documentation that the project complies with the California Environmental Quality Act (CEQA). This requires a properly executed Notice of Exemption, Negative Declaration, or Environmental Impact Report.
- Discussion of cost recovery activities, if applicable.

Additional Scoring Documents

You may upload additional scoring documents needed for your application. These types of documents may include reports, investigations, drawings, specifications, photographs, and other material. The maximum file size is 35 megabytes (MB). If your document is larger than 35 MB, it can be mailed. Mailed documents should be on 8.5 inch by 11 inch 100 percent recycled content paper and double sided. Furnish any engineering drawings preferably on 11 inch by 17 inch paper, but not on paper larger than 24 inches by 36 inches.

Applicant's Documents

Below is a list of documents that the applicant is responsible for preparing and uploading to their application. For examples of these documents, please see the **Resolution and Letter Examples** link found on the **Summary Tab** under **Resource Links**.

Resolution

Any applicant that is subject to a governing body must upload a Resolution that authorizes specific grant-related matters. A copy of the authorizing Resolution is a required application document that must be uploaded no later than the secondary due date or the application will be deemed incomplete and will be disqualified. Resolution requirements vary for individual and regional applications. See the **Resolution and Letter Examples** link for more information. CalRecycle staff are available to answer questions about the Resolution or letter examples, or to review your draft Resolution to ensure it meets the requirements of the grant program. You may upload the Resolution to your application as a Draft Resolution or for immediate review email it to grantassistance@calrecycle.ca.gov.

Note: Some publicly held businesses or private companies with a governing body may submit a Letter of Commitment, see Letter of Commitment section below

Individual Application Requirements:

1. The Resolution must authorize submittal of an application for one or more specifically named CalRecycle grant(s) or for all CalRecycle grants for which the applicant is eligible.
2. The Resolution must identify the period of time, up to five years, during which the authorizations are valid. Five years is encouraged; however, periods of less than five years are acceptable. If a Resolution does not specifically identify a period of time, it will be considered valid for one year from the date of adoption.
3. The Resolution must identify the Signature Authority by listing the job title of the person(s) authorized to sign all grant-related documents necessary to implement and close-out the grant(s).

(Optional but encouraged) The Resolution should authorize the Signature Authority to delegate his/her signature authority to another person identified by job title.

Note: The Signature Authority must sign a Letter of Designation **prior** to the Designee's exercise of his/her authority.

Joint Powers Agreement

Joint Powers Authorities (JPA) must upload a copy of its joint powers agreement giving it authority to conduct the project, listing all member entities, and containing the signature of all members. Letters of Authorization are not required for JPA applicants.

Letter of Designation

A Letter of Designation is required only when the authorized Signature Authority title identified in the approved Resolution delegates his/her authority to another person. First, the approved Resolution must indicate the Signature Authority's ability to delegate or designate his/her authority. Second, the letter must be uploaded **prior** to the Designee's exercise of his/her authority. For example, if the Designee signs the Application Certification in place of the Signature Authority, the letter must be uploaded when the Application Certification is submitted. The letter must be on the applicant's letterhead, signed by the Signature Authority, and include the information below.

- Identify the job title of the Designee and the scope of the Designee's authority.
- Identify the period during which the Designee may exercise the authority. The Designee's authority may not extend beyond the effective date of the approved Resolution or Letter of Commitment. For example, if the Resolution is effective until December 31, 2019, then the Letter of Designation may not be effective beyond December 31, 2019. If the letter does not identify a valid time period, the letter will follow the same time frame as the Resolution.

Letters of Support

Letters of Support are optional documents. Applicants are encouraged to include letters, endorsements, and reports from local enforcement agencies, and regulatory/advisory agencies in support of the project. The letter must be on the letterhead from the supporting agency, be project specific, and include the relationship of the supporting agency to the applicant.

Grant Review and Award Process

Grant Application Review Process

After the close of the application period, CalRecycle staff will review the applications for completeness and eligibility. Only complete applications can be considered for award. Grant applications will be evaluated and scored by a CalRecycle review panel based on the approved *Scoring Criteria for Solid Waste Disposal and Co-disposal Site Cleanup Grant Program, FY 2020–21 and 2021–22*. This document is located on the Summary tab of the application.

All eligible proposals will be ranked according to the total number of points received. An application may receive a maximum of 100 points, with a minimum of 60 points required to be considered for funding. Applications receiving a passing score in each cycle will be ranked and funds distributed from highest to lowest score until funds are exhausted.

Grant Award Process

For qualifying applications, CalRecycle staff will develop funding recommendations for the consideration and approval of CalRecycle's Director, or their designee. See the Timeline for Grant Award for the tentative date of a specific cycle. CalRecycle reserves the right to partially fund or fund individual phases of selected proposals, and CalRecycle may fund an amount less than requested.

CalRecycle reserves the right to not award any grant funds under one or more cycles.

Grant Award Conditions

When awarded, this grant will be subject to two conditions:

- 1) The recommended grantee must a) pay all outstanding debts due CalRecycle, or b) bring current outstanding payments owed to CalRecycle, within 60 days from the date CalRecycle conditionally awarded the grant.
- 2) The recommended grantee's Signature Authority (or where delegation is authorized, his or her Designee) must sign and return the Grant Agreement to CalRecycle. The signed Grant Agreement must be received by CalRecycle within 60 days of the date of the award email.

Failure to comply with either condition will void the grant award.

Grant Program Administration

Grant Agreement

The Grant Agreement binds the Grantee to CalRecycle's requirements as outlined in the Grant Agreement documents. CalRecycle now sends the Grant Agreement Cover Sheet electronically to allow for a certified e-signature using Adobe Sign.

These documents shall guide the grantee's administration of the grant project.

Following CalRecycle's conditional approval of the grant awards, we will email grantees the information below.

- **Award email**
- **Grant Agreement Cover Sheet (CalRecycle 110)**
- **Exhibit A: Terms and Conditions**
 - Contain CalRecycle standard legal requirements for grants
- **Exhibit B: Procedures and Requirements**
 - Contain specific requirements for administering this grant, including but not limited to project, reporting, and audit requirements
- **Exhibit C: Grantee's approved application with revisions, if any, and any amendments**
- **e-Signature Instructions for Awardees**
 - Contains instruction on how to sign the Grant Agreement Cover Sheet using Adobe Sign

Reporting Process

A Grant Manager may request a Progress Report at any time during the grant term. The Final Report is due on June 30, 2024. Detailed reporting information is included in the Procedures and Requirements (Exhibit B).

Payment Request Process

Eligible costs are authorized for reimbursement upon the Grant Manager's approval of the Payment Request, and if required, the accompanying Progress/Final Report. Payment Requests must include itemized documentation of claimed expenses (e.g., itemized receipts and proof of payment of invoices). CalRecycle will retain 10 percent of each approved Payment Request amount until the Grant Manager approves the Final Report, the final Payment Request, and all required supporting documentation. Failure to submit these final documents by the deadline specified in the Procedures and Requirements (Exhibit B) or failure to receive the Grant Manager's approval of these documents by June 30, 2024, may result in the nonpayment of otherwise eligible costs. Detailed payment information is included in the Procedures and Requirements (Exhibit B).

All payments are reimbursed in arrears and based on verified actual costs and proof of payment as well as compliance with the grant agreement. Only expenses identified in the approved budget and Work Plan will be reimbursed. Eligible costs are authorized for reimbursement upon the Grant Manager's approval of the Payment Request, and the accompanying Progress/Final Report. Payment Requests must include itemized documentation of claimed expenses (e.g., itemized receipts and proof of payment of invoices).