



City of Arts & Innovation

City Council Memorandum

City of Arts & Innovation

TO: HONORABLE MAYOR AND CITY COUNCIL **DATE: SEPTEMBER 17, 2019**

FROM: FIRE DEPARTMENT **WARDS: ALL**

SUBJECT: AGREEMENT ESTABLISHING RESPONSIBILITIES OF EACH PARTY IN CERTIFIED UNIFIED PROGRAM AGENCY WITH COUNTY OF RIVERSIDE, ENVIRONMENTAL HEALTH DEPARTMENT, HAZARDOUS MATERIALS DIVISION FOR A TERM FROM JULY 1, 2017 THROUGH JUNE 30, 2022

ISSUE:

Approve the Agreement establishing the responsibilities of each party in the Certified Unified Program Agency with the County of Riverside, Environmental Health Department, Hazardous Materials Division, retroactively, for a term from July 1, 2017 through June 30, 2022.

RECOMMENDATION:

That the City Council approve the Agreement establishing the responsibilities of each party in the Certified Unified Program Agency with the County of Riverside, Environmental Health Department, Hazardous Materials Division, retroactively, for a term from July 1, 2017 through June 30, 2022.

BACKGROUND:

Due to an increase in hazardous materials incidents over the past several years, regulatory programs and legislature have been implemented impacting the business communities. In an effort to streamline the process, hazmat regulations were consolidated under one program called the Certified Unified Program Agency (CUPA). The program consolidates the administration, permit, inspection, and enforcement activities that are overseen by the Riverside County Department of Environmental Health RCDEH Hazardous Materials Division.

CUPA initially gave local jurisdictions an option to become either an Administering Agency or a Participating Agency. In 1998, Riverside City Council approved an Agreement with RCDEH Hazardous Materials Division establishing Riverside as a Participating Agency. The Agreement also established the responsibilities of each party in the program and required the City of Riverside to develop and implement a program for administering, permitting, inspecting and enforcing the storage of hazardous materials in the business community. The program requires inspections be performed once every three (3) years with a reconciliation of costs to administer the program. The RCDEH implemented a single fee billing system, which incorporated fees and surcharges necessary to cover the costs incurred by the City of Riverside to operate the program.

DISCUSSION:

The Agreement has been renewed by the City of Riverside's City Council and the Riverside County Board of Supervisors every five (5) years since 1998. The most current agreement was drafted and approved in April 2017 by the Riverside County Board of Supervisors; however, the item was not brought before the City of Riverside City Council for final approval at that time. Staff is requesting that City Council approve the Agreement retroactively for a term from July 1, 2017 through June 30, 2022.

FISCAL IMPACT:

There is no fiscal impact to the City's General Fund. The City receives fees for all costs associated with the Program. Fees collected by Riverside County are dispersed to the City of Riverside within 45 days, or as mandated by state statute and regulations.

Prepared by: Michael Moore, Fire Chief

Certified as to

availability of funds: Edward Enriquez, Chief Financial Officer/Treasurer

Approved by: Lea Deesing, Assistant City Manager

Approved as to form: Gary G. Geuss, City Attorney

Attachments:

1. CUPA Agreement
2. Riverside County Board of Supervisors Approval