



Legislation Details (With Text)

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**File created:** 3/8/2023      **In control:** Public Works  
**On agenda:** 6/7/2023      **Final action:** 6/7/2023

**Title:** Dept/ Agency: Public Works/Division of Parks and Grounds  
Action:  Ratifying  Authorizing  Amending  
Type of Service: Acceptance of Grant Funds  
Purpose: 2020 Recycling Tonnage Grant Funds  
Entity Name: New Jersey Department of Environmental Protection Agency  
Entity Address: 401 East State Street, P.O. Box 420, Trenton, New Jersey 08625  
Grant Amount: \$264,896.70  
Funding Source: New Jersey Department of Environmental Protection Agency  
Total Project Cost: \$0.00  
City Contribution: \$0.00  
Other Funding Source/Amount: \$0.00  
Grant Period: Not Applicable  
Contract Basis:  Bid  State Vendor  Prof. Ser.  EUS  
 Fair & Open  No Reportable Contributions  RFP  RFQ  
 Private Sale  Grant  Sub-recipient  n/a  
Additional Information:  
There is no specific timeframe within which the grant funds must be fully expended.  
The grant funds are to be used solely utilized for the City's Recycling Program.

**Sponsors:**

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
6/7/2023	1	Municipal Council	Adopt	Pass

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The grant funds are to be used solely utilized for the City's Recycling Program.

**WHEREAS**, the New Jersey "Clean Communities and Recycling Act" of 1981, created the Municipal Recycling Tonnage Grant Program, whereby municipalities could receive a grant for the amount of materials documented as being recycled during the previous calendar year; and

**WHEREAS**, in 1987, the New Jersey "Mandatory Source Separation and Recycling Act," specifically N.J.S.A. 13:1E-99.16, mandated that municipalities submit an annual Recycling Tonnage Report summarizing the amount of material recycled during the previous calendar year; and

**WHEREAS**, in January 2008, the "Recycling Enhancement Act," specifically N.J.S.A. 13:1E-96.2, et seq. reestablished the State of New Jersey Recycling Fund as a non-lapsing, revolving fund, administered by the New Jersey Department of Environmental Protection ("NJDEP"), from which a tonnage grant may be provided to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, the Municipal Recycling Tonnage Grant Program does not require the submission of an official application to receive an award nor does the NJDEP issue official award letters, rather grant funds are provided to the City via direct deposit; and

**WHEREAS**, in order to remain eligible for a direct recycling grant, municipalities need only submit an annual recycling tonnage report to the NJDEP for the previous calendar year's recycling; and

**WHEREAS**, on April 30, 2020, the City of Newark (the "City"), caused a 2020 Annual Recycling Tonnage Report to be filed with the NJDEP (see "Tonnage Report" attached hereto and made a part hereof); and

**WHEREAS**, the NJDEP issued a check to the City of Newark, dated February 10, 2023, for the 2020 Recycling Tonnage Grant funds awarded to the City in the amount of Two Hundred Sixty-Four Thousand Eight Hundred Ninety-Six Dollars and Seventy Cents (\$264,896.70), which was directly deposited into the City's account on March 3, 2023 (see "Deposit Summary" report attached hereto and made a part hereof); and

**WHEREAS**, the Director of the Department of Public Works, wishes to accept said 2020 Recycling Tonnage Grant funds; and

**WHEREAS**, no grant agreement is required in order to accept the 2020 Recycling Tonnage Grant funds; and

**WHEREAS**, no matching municipal funds are required for acceptance of the 2020 Recycling Tonnage Grant funds; and

**WHEREAS**, there is no timeframe for which the City of Newark may expend Tonnage Grant Funds, as long as all recycling tonnage grant funds received are expended only for the City's Recycling Program, pursuant to the Recycling Enhancement Act.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF**

**NEWARK, NEW JERSEY, THAT:**

1. The Mayor of the City of Newark and/or his designee, the Director of the Department of Public Works, are hereby authorized to submit the City of Newark's 2020 Annual Recycling Tonnage Report to the New Jersey Department of Environmental Protection ("NJDEP"), for use for the City's Recycling Program (a copy of the "Tonnage Report" is attached hereto and made a part hereof).

2. The Municipal Council hereby ratifies its authorization of the submission of the annual Recycling Tonnage Report from the date of submission to the date of adoption of this authorizing Resolution.

3. The Mayor of the City of Newark and/or his designee, the Director of the Department of Public Works, are hereby authorized to accept the 2020 Recycling Tonnage Grant in the amount of Two Hundred Sixty-Four Thousand Eight Hundred Ninety-Six Dollars and Seventy Cents (\$264,896.70), from the NJDEP for use for the City's Recycling Program (a copy of the "Deposit Summary" report is attached).

4. The acceptance of the 2020 Recycling Tonnage Grant from the NJDEP is hereby ratified from March 3, 2023, to the date of adoption of this authorizing Resolution.

5. No grant agreement is required to accept the 2020 Recycling Tonnage Grant funds.

6. No matching municipal funds are required for acceptance of the 2020 Recycling Tonnage Grant funds.

7. There is no timeframe for which the City of Newark may expend the 2020 Tonnage Grant Funds, as long as all recycling tonnage grant funds received are expended only for the City's Recycling Program, pursuant to the Recycling Enhancement Act.

8. The Director of the Department of Public Works shall file a fully executed copy of the 2020 Annual Recycling Tonnage Report, and the "Deposit Summary" report from the NJDEP in the Office of City Clerk.

**STATEMENT**

This Resolution ratifies and authorizes the Mayor of the City of Newark and/or his designee, the Director of the Department of Public Works to submit the 2020 Annual Recycling Tonnage Report with the NJDEP and accept the 2020 Recycling Tonnage Grant funds in the amount of \$264,896.70 from the NJDEP for use for the City's Recycling Program. No municipal funds are required.