

## RESOLUTION NO. XXX

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO FILE A FINANCIAL ASSISTANCE APPLICATION WITH THE STATE WATER RESOURCES CONTROL BOARD TO FUND THE CITY'S GREENBELT INFILTRATION PROJECT**

**WHEREAS**, the Regional Water Quality Control Board, Los Angeles Region (REGIONAL BOARD) adopted the National Pollutant Discharge Elimination System Municipal Separate Storm Sewer System Permit Order No. R4-2012-0175 as amended by Order WQ 2015-0075 (MS4 Permit);

**WHEREAS**, the MS4 Permit became effective on December 28, 2012, and identified the CITY OF HERMOSA BEACH, a California municipal corporation, the CITY OF MANHATTAN BEACH, a California municipal corporation, the CITY OF REDONDO BEACH, a chartered municipal corporation, the CITY OF TORRANCE, a California municipal corporation, and THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic (collectively referred to as "PARTIES") as permittees that are responsible for compliance with the MS4 Permit requirements;

**WHEREAS**, the PARTIES executed a Memorandum of Understanding on December 26, 2013 to collaborate in the development of a Draft and Final Enhanced Watershed Management Program for the Beach Cities Watershed Management Group (Beach Cities EWMP) to comply with MS4 Permit requirements;

**WHEREAS**, the final Beach Cities EWMP was submitted to the REGIONAL BOARD by the PARTIES on February 9, 2016 and was approved by the Executive Officer of the REGIONAL BOARD via letter dated April 18, 2016 that directed the PARTIES to begin implementation of the Beach Cities EWMP immediately including all actions per associated schedules set forth in the Beach Cities EWMP;

**WHEREAS**, the Beach Cities EWMP identifies regional structural watershed control measures (REGIONAL STRUCTURAL PROJECTS) that when implemented together with specified distributed structural control measures and baseline and enhanced minimum control measures, are predicted by the reasonable assurance analysis (RAA) to achieve compliance with

1 water quality based effluent limitations (WQBELs) set forth in the MS4 Permit for the Beach Cities  
2 EWMP Area;

3 **WHEREAS**, the Beach Cities EWMP identifies the Herondo Drain subwatershed (SMB 6-  
4 01 analysis region) as a high priority area for implementing REGIONAL STRUCTURAL  
5 PROJECTS in order to meet compliance deadlines for WQBELs according to the schedule set forth  
6 in the Beach Cities EWMP; and

7 **WHEREAS**, the CITY OF HERMOSA BEACH in partnership with the other PARTIES  
8 submitted a successful application to the State Water Resources Control Board (SWRCB) Division  
9 of Financial Assistance under the Water Quality, Supply and Infrastructure Improvement Act of  
10 2014 Storm Water Grant Program Round 1 Implementation funding (PROP 1 STORMWATER  
11 IMPLEMENTATION GRANT) for the design and construction of the Hermosa Beach Greenbelt  
12 Infiltration Project (HERMOSA GREENBELT PROJECT) which is the highest priority JOINT  
13 REGIONAL STRUCTURAL PROJECT identified within the SMB 6-01 analysis region of the  
14 Beach Cities EWMP Area;

15 **WHEREAS**, the awarded PROP 1 STORMWATER IMPLEMENTATION GRANT amount  
16 of \$3,099,400 represents approximately one half of the estimated total project cost of \$6,435,000 for  
17 the HERMOSA GREENBELT PROJECT, and as such the balance of the total project cost must be  
18 provided as local matching funds; and

19 **WHEREAS**, the CITY OF HERMOSA BEACH is willing to execute a grant agreement with  
20 the SWRCB to accept the PROP 1 STORMWATER IMPLEMENTATION GRANT and to serve as  
21 the lead agency for the design and construction of the HERMOSA GREENBELT PROJECT if the  
22 other PARTIES will contribute a proportionate share of the local matching funds.

23  
24 **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HERMOSA  
25 BEACH, CALIFORNIA DOES RESOLVE AS FOLLOWS:**  
26  
27  
28

1           **1.** That the City Manager is designated as the “Authorized Representative” of the City of  
2 Hermosa Beach (City) in order to enter into a financial assistance agreement with the State Water  
3 Resources Control Board for the HERMOSA GREENBELT PROJECT.

4           **2.** That the Authorized Representative or his/her designee is hereby authorized and directed  
5 to sign and file, for and on behalf of the City, a Financial Assistance Application for a financial  
6 assistance agreement from the State Water Resources Control Board for the planning, design, and  
7 construction of the HERMOSA GREENBELT PROJECT;

8           **3.** That the Authorized Representative, or his/her designee, is authorized and directed to  
9 provide the assurances, certifications, and commitments required for the financial assistance  
10 application, including executing a financial assistance agreement from the State Water Resources  
11 Control Board and any amendments or changes thereto; and

12           **4.** That the Authorized Representative or his/her designee, is authorized and directed to  
13 represent the City in carrying out the City’s responsibilities under the assistance agreement,  
14 including certifying disbursement requests on behalf of the City and compliance with applicable  
15 requirements

16           **5.** That Resolution No. 17-7092 is hereby rescinded.  
17

18           This Resolution shall take effect immediately. The City Clerk shall certify to the passage  
19 and adoption of this Resolution, shall cause the original of the same to be entered among the original  
20 resolutions of the City Council and shall make a minute of the passage and adoption thereof in the  
21 minutes of the City Council meeting at which the same is passed and adopted.

22  
23           **PASSED, APPROVED and ADOPTED** this 26th day of September, 2017.

24  
25  
26  
27           \_\_\_\_\_  
**PRESIDENT** of the City Council and **MAYOR** of the City of Hermosa Beach, California  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
City Attorney