

RESOLUTION NO. XXX-XXX

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH
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**

(AUTHORIZING RESOLUTION)

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); and

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 ~~(LACFCD)~~, a body corporate and politic (collectively referred to as "PARTIES") as permittees that are responsible for compliance with the MS4 Permit requirements; and

Comment [DJ1]: Deleted the abbreviation as it is not used again in the document

WHEREAS, the PARTIES executed a Memorandum of Understanding ~~(MOU)~~ 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; and

Comment [DJ2]: Same as previous comment.

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 ~~(EWMP Approval Letter)~~ 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; and

Comment [DJ3]: Same as previous comment

WHEREAS, the Beach Cities EWMP identifies regional structural watershed control measures (REGIONAL STRUCTURAL PROJECTS) that when implemented together with specified distributed structural control measures ~~(DISTRIBUTED STRUCTURAL PROJECTS)~~ and baseline and enhanced minimum control measures are predicted by the reasonable assurance analysis (RAA) to achieve compliance with water quality based effluent limitations (WQBELs) set forth in the MS4 Permit for the Beach Cities EWMP Area; and

Comment [DJ4]: Deleted as the term is not used again

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

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

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

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

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

1. That the City Manager is designated as the "Authorized Representative" of the City of Hermosa Beach (City) in order to enter into a financial assistance agreement with the State Water Resources Control Board for the HERMOSA GREENBELT PROJECT;
- ~~1.2. That the City Manager (the "Authorized Representative") or his/her~~ designee is hereby authorized and directed to sign and file, for and on behalf of the CityEntity, a Financial Assistance Application for a financial assistance agreement from the State Water Resources Control Board for the planning, design, and construction of (the HERMOSA GREENBELT PROJECT "Project");
- ~~2.3. That the~~ This Authorized Representative, or his/her designee, is authorized and directeddesignated to provide the assurances, certifications, and commitments required for the financial assistance application, including executing a financial assistance agreement from the State Water Resources Control Board and any amendments or changes thereto: and-
- ~~3.4. That the~~ The Authorized Representative, or his/her designee, is authorized and directeddesignated to represent the CityEntity in carrying out the CityEntity's responsibilities under the assistance agreement, including certifying disbursement requests on behalf of the CityEntity and compliance with applicable requirements.

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the held on _____. This Resolution shall be effective upon its adoption.

By: _____

Justin Massey
Mayor

Date: _____

ATTEST:

By: _____

Elaine Doerfling
City Clerk