FILE NO. 190766

[Accept and Expend Grant - California State Water Resources Control Board - Baker Beach Green Street Early Implementation Project - Not to Exceed \$3,759,822]

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in an amount not to exceed \$3,759,822 from the California State Water Resources Control Board for planning, design, and construction of the Sewer System Improvement Program Baker Beach Green Street Early Implementation Project for the period of November 4, 2017, through March 21, 2022.

WHEREAS, The Sewer System Improvement Program (SSIP) Phase 1 planning process identified the Baker Beach Green Street Project (the Project) as a possible green infrastructure project in the Richmond Watershed to reduce stormwater runoff into the City's combined sewer system and improve streetscape, utilizing permeable paving, bio-retention bulbout, detention galleries, infiltration galleries and rain gardens; and

WHEREAS, The San Francisco Public Utilities Commission (SFPUC) applied for and has been awarded a Proposition 1 Storm Water Grant using re-appropriated Proposition 50 funds from the State Water Resources Control Board (State Water Board) in the amount of \$3,759,822 for the planning, design and construction of the Project; and

WHEREAS, As a condition of receiving the grant funds, the State Water Board requires the City enter into an agreement (Grant Agreement), a copy of which is on file with the Clerk of the Board of Supervisors in File No. 190766, which is hereby declared to be a part of this Resolution as if set forth fully herein; and

WHEREAS, The SFPUC desires to receive the State grant funds and is willing to cooperate in fulfilling State Water Board obligations under the State grant requirements set forth in the Prop 50 Clean Beaches Program Storm Water Construction/Implementation Grant agreement (Grant Agreement), a copy of which is attached hereto; and

Mayor Breed; Supervisor Stefani BOARD OF SUPERVISORS WHEREAS, On June 4, 2015, the Environmental Review Office approved a Categorical Exemption for the Project under Section 15301 of the California Environmental Quality Act (CEQA); and

WHEREAS, The Grant Agreement requires SFPUC to maximize use of available grant funds on program expenditures by not including indirect costs in the grant budget; and

WHEREAS, SFPUC matching funds for implementation of the Project of at least 50% of the total grant eligible project costs are available through SSIP Project Baker Beach Green Street Project Fund No. CWWSIPFCDB05; and

WHEREAS, The grant does not require an Annual Salary Ordinance Amendment; and WHEREAS, On March 12, 2019, the SFPUC Commission voted, by Resolution No. 19-0050, to recommend that the Board of Supervisors accept this grant; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the SFPUC to accept and expend grant funds not to exceed \$3,759,822 from the State Water Board for the Baker Beach Green Street Early Implementation Project, and authorizes the SFPUC General Manager or designee to enter into the Grant Agreement on behalf of the City; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect costs in the grant budget; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the SFPUC General Manager or designee to execute the Grant Agreement and any amendments with the State Water Board for an amount not to exceed \$3,759,822; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the SFPUC General Manager, Deputy General Manager and Chief Operating Officer, Assistant General Manager of Wastewater Enterprise, Chief Financial Officer, other officers of the Commission, or the Sewer System Improvement Program Director, or their designee to take such actions to deliver and execute such certificates, agreements, requests, or other documents as they

Mayor Breed; Supervisor Stefani BOARD OF SUPERVISORS may deem necessary or desirable to facilitate the execution and delivery of the Grant Agreement, and to carry out the responsibilities under the Grant Agreement, including certifying disbursement requests on behalf of SFPUC and complying with applicable requirement; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the SFPUC General Manager or designee to enter into any modifications to the Grant Agreement, including, but not limited to, an increase in duration, that the General Manager determines, in consultation with the City Attorney, are in the best interests of the City and do not materially increase the obligations or liabilities of the City, are necessary or advisable to effectuate the purposes of the Grant or this Resolution, and are in compliance with all applicable laws, including the City's Charter.

Approved: Recommended: LONDON N. BREED fr Mayor HARLAN L. KELLY General Manager, SFPUC Approved: **BEN ROSENFIELD** Controller Mayor Breed; Supervisor Stefani BOARD OF SUPERVISORS

Page 4



## City and County of San Francisco Tails Resolution

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

File Number: 190766

## Date Passed: July 30, 2019

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in an amount not to exceed \$3,759,822 from the California State Water Resources Control Board for planning, design, and construction of the Sewer System Improvement Program Baker Beach Green Street Early Implementation Project for the period of November 4, 2017, through March 21, 2022.

July 24, 2019 Budget and Finance Sub-Committee - RECOMMENDED

July 30, 2019 Board of Supervisors - ADOPTED

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton and Yee

File No. 190766

I hereby certify that the foregoing Resolution was ADOPTED on 7/30/2019 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo Clerk of the Board

London N. Breed Mayor

8.9.19

**Date Approved**