

RESOLUTION NO. 2017/35

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FISCAL YEAR 2017/18 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PROGRAM

**WHEREAS**, under the Federal Clean Water Act, prescribed discharges of storm water require a permit from the appropriate California Regional Water Quality Control Board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Antioch (CITY) did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, it is the intent of the CITY to utilize funds received from its Storm Water Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the CITY, the Contra Costa County Flood Control & Water Conservation District (DISTRICT) has completed the process for formation of a SUA, including the adoption of the Storm Water Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment agreement between CITY and DISTRICT requires the CITY, by May 1<sup>st</sup>, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE BE IT RESOLVED**, that the City Council of the City of Antioch does determine that the rate to be assigned to a single ERU for FY 2017/18 shall be set at twenty-five dollars (\$25.00).

**BE IT FUTHER RESOLVED**, that the City Council does hereby request the DISTRICT to adopt SUA levies based on said amount.

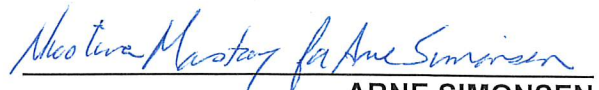
\* \* \* \* \*

**I HEREBY CERTIFY** that the foregoing resolution was passed and adopted by the City Council of the City of Antioch at a regular meeting thereof, held on the 11<sup>th</sup> day of April, 2017, by the following vote:

**AYES:** Council Members Wilson, Thorpe, Tiscareno, Ogorchock and Maycr Wright

**NOES:** None

**ABSENT:** None

  
**ARNE SIMONSEN**  
CITY CLERK OF THE CITY OF ANTIOCH



## *NOTICE OF TEMPORARY APPOINTMENT*

*Acting City Clerk on behalf of the  
City Clerk of the City of Antioch, California*

Notice is hereby given that, *Nicolina Mastay*, is hereby appointed and deputized as the Acting City Clerk for the City of Antioch on this 7<sup>th</sup> day of April, 2017 and authorized to sign all related documents on behalf of the City Clerk. This temporary appointment shall end on April 15, 2017.

Taken and Subscribed at Antioch, California, on April 7, 2017.

*Nicolina Mastay*  
\_\_\_\_\_  
Signature

Acting City Clerk  
(Title of Position)



Administered by:

*Arne Simonsen*  
\_\_\_\_\_  
ARNE SIMONSEN  
City Clerk of the City of Antioch

**RESOLUTION NO. 09-2017**

**A RESOLUTION ESTABLISHING THE RATE PER EQUIVILANT RUN-OFF UNIT (ERU) FOR FY 2017-2018 AND REQUESTING THE CONTRA COSTA FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM**

**THE CITY COUNCIL  
City of Clayton, California**

**WHEREAS**, under the Federal Water Quality Act [33 U.S.C. Section 1342 (p)], certain municipal stormwater discharges require a permit from the appropriate federal or state authorities pursuant to the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Clayton, in conjunction with other affected jurisdictions within Contra Costa County, applied to the State Regional Water Quality Control Board and received a Joint NPDES Permit which requires the implementation of a Storm Water Management Plan and Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

**WHEREAS**, Assembly Bill 2768 ( West's Water Code Appendix, Section 63-12 and 63-12.9) authorizes the Contra Costa County Flood Control and Water Conservation District (District) to establish Stormwater Utility Areas (SUA) and to levy annual benefit assessments for the purpose of carrying our activities required under the NPDES program; and

**WHEREAS**, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and local drainage maintenance activities; and

**WHEREAS**, at the request of the City, the Contra Costa County Flood Control District and Water Conservation District (District) has completed the process for the formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs payment agreement between the City and the District requires that the City of Clayton annually, by May 1, determine its rate to be assigned to a single ERU for the forthcoming fiscal year.

**WHEREAS**, the City Council adopted Resolution 9-93, which established the range of the annual assessment to be imposed by the District within the storm water utility area not to exceed \$29 per ERU.

**WHEREAS**, the City of Clayton has been at its maximum \$29 per ERU rate since FY 1999-2000 (the last seventeen fiscal years) and this same rate is proposed again for FY 2017-2018.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of Clayton, California does hereby determine that its rate to be assigned to a single ERU for FY 2017-2018 shall be set and assessed at \$29.00

**BE IT FURTHER RESOLVED**, that the City Council of Clayton, California, does hereby request the Contra Costa Flood Control and Water Conservation District to adopt the SUA levies based on the above established rate.

Adopted by the City Council of the City of Clayton, California at a regular meeting of thereof held on April 4, 2017, by the following vote:

AYES: Mayor Diaz, Vice Mayor Haydon, Councilmembers Catalano and Pierce.

NOES: None.

ABSENT: Councilmember Shuey.

ABSTAIN: None.

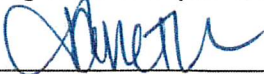
The City Council of Clayton, CA

  
\_\_\_\_\_  
Jim Diaz, Mayor

ATTEST:

  
\_\_\_\_\_  
Janet Brown, City Clerk

I hereby certify that the foregoing resolution was duly and regularly passed by the City Council of the City of Clayton at a regular meeting held on April 4, 2017.

  
\_\_\_\_\_  
Janet Brown, City Clerk

**BEFORE THE CITY COUNCIL OF THE CITY OF CONCORD  
COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA**

**A Resolution Authorizing the Contra Costa County  
Flood Control & Water Conservation District to  
Establish an Annual Parcel Assessment for Fiscal  
Year 2017-18 for Drainage Maintenance and National  
Pollutant Discharge Elimination System Program**

**Resolution No. 17-14**

**WHEREAS**, under the Federal Water Pollution Control Act, [33 U.S.C. Section 1342(p)], certain municipal storm water discharges require a permit from the appropriate federal or state authorities pursuant to the National Discharge Elimination System (NPDES) Program; and

**WHEREAS**, the City of Concord, in conjunction with other affected jurisdictions within Contra Costa County, applied to the State Regional Water Quality Control Board and received a Joint NPDES Permit to discharge storm water and developed a Storm Water Management Plan; and

**WHEREAS**, Assembly Bill 2768 (West's Water Code Appendix, Section 63-12 and 63-12.9) authorizes the Contra Costa Flood Control and Water Conservation District (DISTRICT) to establish storm water utility areas and to impose annual benefit assessments for the purpose of carrying out the activities required under the NPDES Program; and

**WHEREAS**, the DISTRICT has completed the process for formation of a Concord Storm Water Utility Area (SUA), including the adoption of Storm Water Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment Agreement between the City of Concord and DISTRICT requires the City of Concord annually to determine the rate to be assessed per Equivalent Runoff Unit (ERU) for the forthcoming fiscal year; and

**WHEREAS**, the City Council adopted Resolution 93-14, which established the range of annual assessment to be imposed by the DISTRICT within the storm water utility area not to exceed \$35 per ERU.

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1           **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CONCORD DOES**  
2 **RESOLVE AS FOLLOWS:**

3           **Section 1.** The annual assessment imposed by the DISTRICT within the storm water utility  
4 area for Fiscal Year 2017-18 shall remain \$35.00 per Equivalent Runoff Unit (ERU).

5           **Section 2.** The City Council requests the DISTRICT to adopt storm water utility area levies  
6 based on said amount per ERU.

7           **Section 3.** This resolution shall become effective immediately upon its passage and adoption.

8           **PASSED AND ADOPTED** by the City Council of the City of Concord on February 28, 2017,  
9 by the following vote:

10 **AYES:**           Councilmembers - E. Birsan, R. Leone, T. McGallian, C. Obringer, L. Hoffmeister

11 **NOES:**           Councilmembers - None

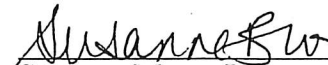
12 **ABSTAIN:**       Councilmembers - None

13 **ABSENT:**        Councilmembers - None

14           **I HEREBY CERTIFY** that the foregoing Resolution No. 17-14 was duly and regularly  
15 adopted at a regular meeting of the City Council of the City of Concord on February 28, 2017.

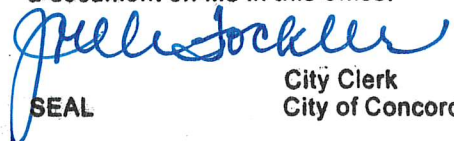
16  
17  
18   
19 Joelle Fockler, MMC  
City Clerk

20 **APPROVED AS TO FORM:**

21   
22 Susanne Meyer Brown  
City Attorney

23  
24 cc:       Contra Costa County Flood Control and Water Conservation District

25 I certify that this is a true copy of  
26 a document on file in this office.

27   
28 Joelle Fockler  
City Clerk  
City of Concord, California

**RESOLUTION NO. 27-2017**

**AUTHORIZING THE CONTRA COSTA COUNTY FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT TO ADOPT THE FISCAL YEAR 2017-18 FEE  
FOR THE TOWN OF DANVILLE STORMWATER UTILITY AREA**

**WHEREAS**, the Federal Water Pollution Control Act requires dischargers of stormwater to obtain a National Pollutant Discharge Elimination System (NPDES) permit from the San Francisco Regional Water Quality Control Board; and

**WHEREAS**, Danville, the Contra Costa County cities, the County, and the Contra Costa County Flood Control and Water Conservation District have joined under the Contra Costa Clean Water Program to secure the required NPDES permit; and

**WHEREAS**, the San Francisco Regional Water Quality Control Board adopted NPDES Permit No. CAS612008 in order to develop a Municipal Regional Permit that applies to all nine Bay Area Counties; and

**WHEREAS**, the Town complies with the NPDES permit requirements by operating a local Clean Water Program, participating in the Contra Costa Clean Water Program and implementing Best Management Practices to minimize or eliminate pollutants from stormwater; and

**WHEREAS**, the funding necessary to implement this permit has been established at a range of \$22 to \$30 per Equivalent Residential Unit (ERU) through the Stormwater Utility Assessment (Town of Danville Resolution No. 24-93); and

**WHEREAS**, said assessment rate must be set each year by the Town Council; and

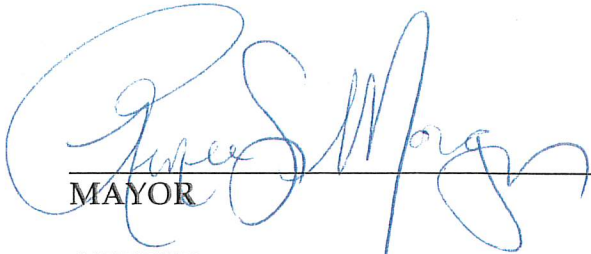
**WHEREAS**, the Town Council appoints the City Engineer, or his/her designee, as its official representative to the Contra Costa Clean Water Program; and

**WHEREAS**, the Town Council wishes to continue to participate in the Clean Water program and continue to fund the program through the assessment of individual properties; now, therefore, be it

**RESOLVED**, that the Danville Town Council authorizes continuance of the Stormwater Utility Assessment to be set at \$30 per ERU for all properties within Danville.


APPROVED by the Danville Town Council at a regular meeting on April 4, 2017, by the following vote:

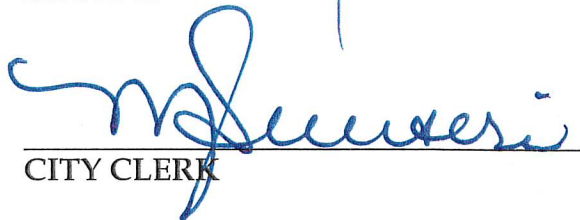
AYES: Blackwell, Morgan, Stepper, Storer  
NOES: None  
ABSTAINED: None  
ABSENT: Arnerich

  
MAYOR

APPROVED AS TO FORM:


ATTEST:

  
CITY ATTORNEY

  
CITY CLERK



I, Marie Sunseri, City Clerk of the Town of Danville, hereby certify that this is a true and correct copy of Town Council Resolution No. 27-2017



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Marie Sunseri, City Clerk

RESOLUTION NO. 2017-17

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CERRITO ESTABLISHING THE ANNUAL PARCEL ASSESSMENT FOR THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PROGRAM AND DRAINAGE MAINTENANCE ACTIVITIES AT THE CURRENT RATE OF \$38.00 PER EQUIVALENT RUNOFF UNIT, AND AUTHORIZING THE CONTRA COSTA COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT TO ADOPT STORMWATER UTILITY AREA LEVIES BASED ON SAID AMOUNT IN FISCAL YEAR 2017-18.

WHEREAS, under the Federal Water Pollution Control Act, prescribed discharges of storm water require a permit from the appropriate California Regional Water Quality Board under the National Pollutant Discharge Elimination System (NPDES) program; and

WHEREAS, Order No. R2-2015-0049, NPDES Permit No. CAS12008, issuing waste discharge requirements under the San Francisco Bay Municipal Regional Stormwater Permit (MRP) to the Cities, Flood Control Districts and County agencies located in Alameda, Contra Costa, Santa Clara, San Mateo Counties, as well as the cities of Fairfield, Suisun and Vallejo, includes the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

WHEREAS, it is the intent of the City of El Cerrito to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

WHEREAS, at the request of the City of El Cerrito, the Contra Costa County Flood Control and Water Conservation District (District) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

WHEREAS, the SUA and Program Group Costs Payment Agreement between the City of El Cerrito and the District requires that the City of El Cerrito annually, by April 15th, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of El Cerrito does determine that the rate to be assigned to a single ERU for Fiscal Year 2017-8 shall be set at \$38.00.

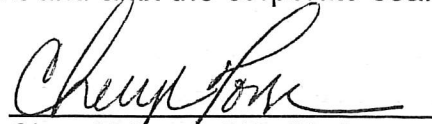
BE IT FURTHER RESOLVED, that the City Council of the City of El Cerrito does hereby request the District to adopt SUA levies based on said amount.

BE IT FURTHER RESOLVED, that this resolution shall become effective immediately upon passage and adoption.

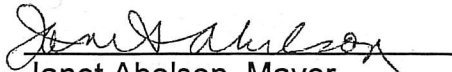
I CERTIFY that at a regular meeting on April 4, 2017 the City Council of the City of El Cerrito passed this resolution by the following vote:


AYES: Councilmembers Fadelli, Lyman, Pardue-Okimoto, Quinto, and Mayor Abelson  
NOES: None  
ABSTAIN: None  
ABSENT: None

IN WITNESS of this action, I sign this document and affix the corporate seal of the City of El Cerrito on April 05, 2017.

  
Cheryl Morse, City Clerk

APPROVED:

  
Janet Abelson, Mayor

CERTIFICATION  
I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF AN OFFICIAL DOCUMENT OF THE CITY OF EL CERRITO, COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA.  
  
CITY CLERK OF CITY OF EL CERRITO

**RESOLUTION NO. 17-021**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES APPROVING THE CONTINUANCE OF THE PARCEL ASSESSMENT RATE OF \$35.00 PER EQUIVALENT RUNOFF UNIT (ERU) FOR FY 2017-2018 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT THIS ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PROGRAM**

**WHEREAS**, Under Federal Water Pollution Control Act, prescribed discharges of storm water require a permit from the appropriate California Regional Water Quality Control Board under the National Pollution Discharge Elimination System (NPDES) Program; and

**WHEREAS**, the City of Hercules, County of Contra Costa did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, it is the intent of the City of Hercules to utilize funds received from its Storm water Utility Area (SUA) for implementation of NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the City of Hercules, Contra Costa County Flood Control and Water Conservation District (District) has completed the process for formation of a SUA, including Stormwater Utility Assessment Drainage Ordinance 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment Agreement between the City of Hercules and the District requires that the City of Hercules determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) annually before May 1 of the forthcoming fiscal year.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Hercules as follows:

1. The City Council hereby approves the continuance of the \$35.00 rate per ERU for FY 2017-2018 and requesting the Contra Costa County Flood Control and Water Conservation District to adopt an annual parcel assessment for drainage maintenance and the NPDES Program.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the eleventh day of April 2017, by the following vote of the Council:


AYES: COUNCIL MEMBERS: Esquivias, Boulanger, Romero, Vice-Mayor Kelley, Mayor de Vera

NOES: COUNCIL MEMBERS: None.

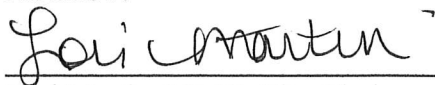
ABSTAIN: COUNCIL MEMBERS: None.

ABSENT: COUNCIL MEMBERS: None.

By:

  
\_\_\_\_\_  
Myrna de Vera, Mayor

ATTEST:

  
\_\_\_\_\_  
Lori Martin, MMC, City Clerk





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Lori Martin, Administrative Services Director/City Clerk

## CITY OF HERCULES

### CERTIFICATION

STATE OF CALIFORNIA                    )  
COUNTY OF CONTRA COSTA         ) ss.  
CITY OF HERCULES                     )

I, LORI MARTIN, City Clerk of the City of Hercules, California, DO HEREBY CERTIFY that the attached is a true and correct copy of City Council Resolution No. 17-021, the original of which is on file in my office, and that I have carefully compared the same with the original.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Hercules, California, this 20<sup>th</sup> day of April 2017.



  
\_\_\_\_\_  
LORI MARTIN, CITY CLERK  
Hercules, California

RESOLUTION 2017-07

BEFORE THE CITY COUNCIL OF THE CITY OF LAFAYETTE  
IN THE MATTER OF:

**ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FISCAL YEAR 2017-2018 AND  
REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION  
DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE  
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM**

WHEREAS, under the Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the National Pollutant Discharge Elimination System (NPDES) program; and

WHEREAS, the City of Lafayette (City) did apply for, and did receive, an NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

WHEREAS, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

WHEREAS, at the request of the City, the Contra Costa County Flood Control and Water Conservation District (District) has completed the process for formation of an SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

WHEREAS, the SUA and Program Group Costs Payment Agreement between City and District requires that City annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW, THEREFORE BE IT RESOLVED THAT the City Council of the City of Lafayette does determine that the rate to be assigned to a single ERU for FY 2017-2018 shall be set at \$35 (thirty-five dollars).

BE IT FURTHER RESOLVED THAT: the City Council of the City of Lafayette does hereby request the District to adopt SUA levies based on said amount.

PASSED AND ADOPTED by the City Council of the City of Lafayette at a regular meeting on the 27<sup>th</sup> of February 2017, by the following vote to wit:

AYES: Anderson, Tatzin, Burks, Mitchell and Samson

NOES: None

ABSENT: None

ABSTAIN: None

ATTEST:

APPROVED:

  
Joanne Robbins, City Clerk

  
Mike Anderson, Mayor

RESOLUTION NO. 038-17

ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FY 2017-18 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM

**WHEREAS**, under Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Martinez (CITY) did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

**WHEREAS**, it is the intent of the CITY to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the CITY, the Contra Costa County Flood Control & Water Conservation District (DISTRICT) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment agreement between City and DISTRICT requires that CITY annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE, BE IT RESOLVED** the City Council of the City of Martinez does determine that the rate to be assigned to a single ERU for Fiscal Year 2017-18 shall be set at \$30.00.

**BE IT FURTHER RESOLVED** the City Council does hereby request the DISTRICT to adopt SUA levies based on said amount.

\* \* \* \* \*

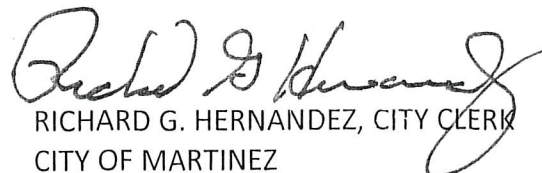
**I HEREBY CERTIFY** the foregoing is a true and correct copy of a resolution duly adopted by the City Council of the City of Martinez at a regular meeting of said Council held on the 5th day of April, 2017, by the following vote:

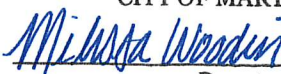
AYES: Councilmembers Lara DeLaney, Noralea Gipner, Mark Ross, Vice Mayor Debbie McKillop, and Mayor Rob Schroder

NOES: None

ABSENT: None

I HEREBY CERTIFY that this instrument is a true and correct copy of the original on file in this office.  
RICHARD G. HERNANDEZ, CITY CLERK  
CITY OF MARTINEZ

  
RICHARD G. HERNANDEZ, CITY CLERK  
CITY OF MARTINEZ

  
Deputy

BEFORE THE TOWN COUNCIL OF THE TOWN OF MORAGA Marty C. McEntarf  
Town Clerk

In the Matter of:

)  
Continuing the Existing Rate per )  
Equivalent Runoff Unit (ERU) for FY )  
2017/18 of \$35 per ERU as the Annual )  
Assessment for Drainage Maintenance )  
and the National Pollutant Discharge )  
Elimination System (NPDES) Program )

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Resolution No. 24 - 2017

**WHEREAS**, under the Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California Regional Water Quality Board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the Town of Moraga applied for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, it is the intent of the Town to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the Town, the Contra Costa County Flood Control & Water Conservation District (District) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment agreement between the Town and District requires that the Town annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

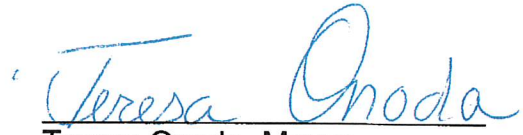
**NOW, THEREFORE BE IT RESOLVED**, that the Town Council of the Town of Moraga continues the existing rate per Equivalent Runoff Unit (ERU) for FY 2017/18 of \$35 per ERU as the annual assessment for drainage maintenance and the National Pollutant Discharge Elimination System (NPDES) program.

**BE IT FURTHER RESOLVED**, that the Town Council of the Town of Moraga does hereby request the District to adopt SUA levies based on said amount.



**PASSED AND ADOPTED** by the Town Council of the Town of Moraga at a regular meeting held on March 8, 2017 by the following vote:

**AYES:** Mayor Onoda, Vice Mayor Wykle, Councilmembers Fritzky, Korpus and Trotter  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** None

  
Teresa Onoda  
Teresa Onoda, Mayor

Attest:

  
Marty C. McInturf  
Marty C. McInturf, Town Clerk

BEFORE THE CITY COUNCIL OF THE CITY OF ORINDA

In the Matter of:

Establishing the Rate per Equivalent)  
Runoff Unit for Fiscal Year 2018 )  
and requesting the Contra Costa )  
County Flood Control and Water )  
Conservation District to Adopt )  
an Annual Parcel Assessment for )  
Drainage Maintenance and the )  
National Pollutant Discharge )  
Elimination System Program )

Resolution No. 25 -17

WHEREAS, under the Federal Water Pollution Control Act, prescribed discharges of Stormwater require a permit from the appropriate California regional water quality control board, under the National Pollutant Discharge Elimination System (NPDES) program; and

WHEREAS, the City of Orinda did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices (BMPs) to minimize or eliminate pollutants from entering storm waters; and

WHEREAS, it is the intent of the City of Orinda to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

WHEREAS, at the request of the City of Orinda, the Contra Costa County Flood Control and Water Conservation District ("District") has completed the process as required in order to form an SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

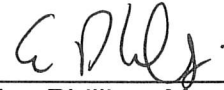
WHEREAS, the SUA and Program Group Costs Payment Agreement between the City of Orinda and the District requires that the City of Orinda annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Orinda does hereby determine that the rate to be assigned to a single ERU for FY 2018 shall be set at \$35.00.

BE IT FURTHER RESOLVED that the City of Orinda does hereby request the District to adopt SUA levies based on said amount.

ADOPTED by the City Council of the City of Orinda at a regular meeting of said Council held on March 21, 2017, by the following vote:


AYES: COUNCILMEMBERS: Gee, Miller, Orr, Phillips, Worth  
NOES: COUNCILMEMBERS: None  
ABSENT: COUNCILMEMBERS: None  
ABSTAIN: COUNCILMEMBERS: None



\_\_\_\_\_  
Eve Phillips, Mayor

ATTEST:

  
\_\_\_\_\_  
Sheri M. Spediacci, City Clerk

I, Sheri Marie Spediacci, City Clerk of the City of Orinda, do hereby certify that the foregoing is a true and correct copy of the original on file in this office  
  
\_\_\_\_\_  
Sheri Marie Spediacci, City Clerk

**RESOLUTION NO. 2017-14**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PINOLE, COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA APPROVING THE RATE OF \$35.00 PER EQUIVALENT RUNOFF UNIT FOR FY 2017-18 AND REQUESTING THAT THE CONTRA COSTA FLOOD CONTROL AND WATER CONSERVATION DISTRICT ADOPT AN ANNUAL PARCEL ASSESMENT FOR DRAINAGE MAINTANENCE AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATIN SYSTEM (NPDES) PROGRAM**

**WHEREAS**, under the Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California Regional Water Quality Board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Pinole did apply for and received, an NPDES permit which requires the implementation of selected best management practices to minimize or eliminate pollutants from entering stormwaters; and

**WHEREAS**, it is the intent of the City of Pinole to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the City of Pinole, the Contra Costa County Flood Control & Water Conservation District has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment Agreement between the City of Pinole and the Water Conservation District requires that the City of Pinole, annually by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

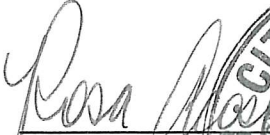
**NOW, THEREFORE BE IT RESOLVED**, that the City of Pinole City Council of the City of Pinole approves the rate of \$35.00 per equivalent runoff unit for FY 2017-18 and requests that the Contra Costa Flood Control and Water Conservation District adopt an annual parcel assessment for drainage maintenance and the National Pollutant Discharge Elimination System (NPDES) Program.

**BE IT FURTHER RESOLVED**, that the City of Pinole City Council does hereby request the Water Conservation District to adopt SUA levies based on said amount.

**PASSED AND ADOPTED** at a regular meeting of the Pinole City Council held on the 4<sup>th</sup> day of April 2017 by the following vote:

AYES: COUNCILMEMBERS: **Banuelos, Long, Murray, Swearingen, Toms**  
NOES: COUNCILMEMBERS: **None**  
ABSENT: COUNCILMEMBERS: **None**  
ABSTAIN: COUNCILMEMBERS: **None**

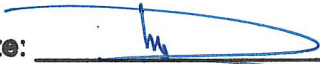
I hereby certify that the foregoing resolution was introduced, passed and adopted on this 4<sup>th</sup> day of **April, 2017**.

  
Rosa G. Acosta  
City Clerk



**I hereby certify that the foregoing is a true and correct copy of the original document on file in the City Clerk's Office, City of Pinole, Contra Costa County, State of California.**

**Hector De La Rosa**  
**Deputy City Clerk of the City of Pinole**

Date: 

April 12, 2017

State of California            )  
County of Contra Costa       )  
City of Pittsburg             )

I, Alice E. Evenson, City Clerk in and for said City Council, City of Pittsburg, County of Contra Costa, State of California, do hereby certify that the hereto attached and foregoing document is a full, true and correct copy of Resolution No. 17-13307, adopted at a regular meeting of the City Council on April 3, 2017, on file in this office of said City.

WITNESS, my hand, and Official Seal  
This 12<sup>th</sup> day of April 2017.



Alice E. Evenson  
City Clerk

BEFORE THE CITY COUNCIL OF THE CITY OF PITTSBURG

In the Matter of:

Establishment of the FY 2017/2018 )  
Annual Stormwater Utility Area Fee )

RESOLUTION NO. 17-13307

The Pittsburg City Council DOES RESOLVE as follows:

WHEREAS, under federal Water Pollution Control Act (Clean Water Act), prescribed discharges of stormwater require a permit from the appropriate California Regional Water Quality Control Board under the National Pollutant Discharge Elimination System (NPDES) program; and

WHEREAS, the City of Pittsburg (City) has an NPDES permit that requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

WHEREAS, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) fee for implementation of the NPDES program and drainage maintenance activities; and

WHEREAS, at the request of the City, the Contra Costa County Flood Control & Water Conservation District (District) has completed the process for formation of an SUA fee, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

WHEREAS, the SUA fee and Program Group Costs Payment agreement between City and District requires that the City annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW, THEREFORE, the City Council finds and determines as follows:

Section 1. The above recitals are true and correct and are incorporated herein.

Section 2. The rate to be assigned to a single ERU for FY 2017/2018 shall be set at \$30.00, and the City Council hereby requests the District to adopt the SUA fee levies based on said amount.

PASSED, AND ADOPTED by the City Council of the City of Pittsburg at a regular meeting on the 3rd day of April, 2017, by the following vote:

AYES: Banales, Evola, Killings, Longmire, Craft  
NOES: None  
ABSTAINED: None  
ABSENT: None

  
Marilyn Craft, Mayor

ATTEST:  
  
Alice E. Evenson, City Clerk



**OFFICE OF THE CITY MANAGER/EXECUTIVE DIRECTOR  
65 Civic Avenue  
Pittsburg, CA 94565**

**DATE:** 3/8/2017  
**TO:** Mayor and Council Members  
**FROM:** Joe Sbranti, City Manager  
**SUBJECT:** Adoption of a City Council Resolution to Establish the FY 2017/2018 Annual Stormwater Utility Area Fee  
**MEETING DATE:** 4/3/2017

**EXECUTIVE SUMMARY**

The Stormwater Utility Area (SUA) fee was established in 1993 to finance implementation of the National Pollutant Discharge Elimination System (NPDES) program and drainage maintenance activities. Each year the City Council establishes the amount of the Stormwater Utility Area fee assessed on properties to finance activities necessary to comply with the federal Clean Water Act and the City's Joint Municipal NPDES permit. Staff recommends continuing to charge the current fee of \$30.00 per Equivalent Runoff Unit (ERU). No increase is proposed.

**FISCAL IMPACT**

Annual assessments are determined by issuing an "Equivalent Runoff Unit (ERU) multiplier" depending on what "ERU Group" a specific land use falls under. For example, a single family home on a parcel between 5,000 to 20,000 sq. ft. (ERU Group "A") = 1.0 ERU. That results in the homeowner paying \$30.00 annually on their property tax. For most commercial parcels, including supermarkets, restaurants, car dealerships, etc. (ERU Group "J") = 12 ERU/acre. Maintaining the SUA fee at \$30.00 per ERU will allow the City to collect the maximum amount of NPDES funds to run the NPDES program as required. This rate allows the City to meet ongoing permit costs for fiscal year 2017/2018, estimated to be approximately \$1.15 million. The annual revenue to be generated from this assessment is projected to be \$1.1million. Supplemental funds from the City's solid waste fund will be used to help offset expected increases in ongoing program costs caused by the new provisions imposed by the Municipal Regional Permit (MRP).

**RECOMMENDATION**

City Council adopt the attached resolution re-establishing a SUA fee rate of \$30.00 per ERU for fiscal year 2017/2018, and request the Contra Costa County Flood Control and Water



Conservation District adopt an annual parcel assessment based on that rate to cover City costs associated with its NPDES activities.

## **BACKGROUND**

In 1987, the U.S. Congress began requiring NPDES permits for all non-point source discharges of stormwater runoff entering waters of the state. Permit compliance responsibilities are vested with the State Water Quality Control Board (SWQCB). In 1993, the City of Pittsburg joined with the Contra Costa County Flood Control and Water Conservation District, Contra Costa County, and 18 other cities to create the Contra Costa Clean Water Program to effectively respond to federal and state requirements regulating local discharges of stormwater into the San Joaquin / Sacramento River Delta and other waters of the state.

As a member of the County program, the City is required to fund its pro-rata share of the countywide program costs and the cost of its own City staff to carry out many of the mandates at the local level. In 1993, the City Council adopted Resolution 93-7913, authorizing the County Board of Supervisors to hold a public hearing and adopt Ordinance No. 93-47 to establish the Stormwater Utility Assessment Drainage Fee to help finance administrative and program activities necessary to comply with the NPDES Permit. At that time, \$30.00 was established as the maximum ERU rate for the City of Pittsburg. The City established the initial ERU rate at \$24.00. In 2005, the City Council, by Resolution 05-10273, increased the rate to \$30.00 for fiscal year 2005/2006, because program costs were higher than revenues generated by the \$24.00 assessment. This rate has been re-established each year since 2005.

Under the terms of the county program, each jurisdiction may establish an annual Stormwater Utility Area Fee to be assessed on developed properties to pay its pro-rata program costs and local costs of complying with the federal Clean Water Mandates. The fee is to be based on a single ERU. The Contra Costa County Flood Control and Water Conservation District requests that each jurisdiction submit its annual fee rate to the District each year for adoption by the County as a parcel assessment.

## **SUBCOMMITTEE FINDINGS**

Not applicable

## **STAFF ANALYSIS**

Maintaining the ERU at the maximum \$30.00 is necessary for the City to continue to comply with the unfunded, NPDES regulations imposed on the City. The current permit was adopted on November 19, 2015 and became effective January 1, 2016. This permit has a five year term, which requires increased efforts to meet benchmark reductions for pollutants such as trash, PCBs, and mercury. Efforts to reduce these pollutants and others will continue to increase with each subsequent permit re-issuance.

NPDES funds pay for staff, material costs for maintenance of the City's existing drainage infrastructure, and implementation of mandated NPDES permit requirements.

ATTACHMENTS: Resolution

Report Prepared By: Jolan Longway  
Civil Engineer II

RESOLUTION NO. 26-17

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLEASANT HILL  
APPROVING CONTINUED PARTICIPATION IN THE STORMWATER POLLUTION  
MANAGEMENT UTILITY DISTRICT AND AUTHORIZING  
THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION  
DISTRICT TO ADOPT THE FISCAL YEAR 2017/18 STORMWATER UTILITY AREA  
FEE FOR THE CITY OF PLEASANT HILL

WHEREAS, the Federal Water Pollution Control Act requires that stormwater discharges in urbanized areas be regulated by a National Pollution Discharge Elimination System (NPDES) permit; and

WHEREAS, in 1993, the City of Pleasant Hill authorized the Contra Costa County Flood Control and Water Conservation District (Flood Control District) to establish a Stormwater Pollution Management Utility District to fund NPDES permit activities; and

WHEREAS, the Flood Control District established Stormwater Utility Areas under Contra Costa County's Stormwater Utility Assessment (SUA) Drainage Ordinance No. 93-47; and

WHEREAS, in 2003, the City of Pleasant Hill and the Flood Control District executed a Stormwater Utility Area Agreement which specifies that revenue be used for NPDES activities; and

WHEREAS, the City of Pleasant Hill, as a member of the Contra Costa Clean Water Program, is required to implement NPDES permit activities that minimize the discharge of pollutants; and

WHEREAS, the Stormwater Utility Area agreement between the City of Pleasant Hill and the Flood Control District requires the City of Pleasant Hill to determine the annual SUA rate in its Stormwater Utility Area; and

WHEREAS, the SUA rate is based on the Equivalent Runoff Unit (ERU); and

WHEREAS, it is the intent of the City of Pleasant Hill to utilize funds received from its Stormwater Utility Area for complying with NPDES permit conditions (preventing stormwater pollution) and performing drainage system maintenance activities.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pleasant Hill that:

1. The City Council desires to continue participation in the Stormwater Pollution Management Utility District and determines that the SUA rate to be assigned to a single ERU for fiscal year 2017/18 shall be set at \$30.
2. The City Council authorizes the Flood Control District to adopt Stormwater Utility Area fees on behalf of the City of Pleasant Hill.

3. The City of Pleasant Hill shall continue to participate in the implementation of the NPDES permit activities and agrees to provide support and to share costs associated with the implementation of countywide activities.

ADOPTED by the City Council of the City of Pleasant Hill at a regular meeting of the Council held on the 20<sup>th</sup> day of March, 2017, by the following vote:

AYES: Flaherty, Noack, Rinn, Harris  
NOES: None  
ABSENT: Carlson  
ABSTAIN: None



\_\_\_\_\_  
MICHAEL G. HARRIS, OD, Mayor

ATTEST:



\_\_\_\_\_  
CAROL W. WU, City Clerk

APPROVED AS TO FORM;



\_\_\_\_\_  
JANET E. COLESON, City Attorney

CERTIFIED A TRUE COPY  
  
\_\_\_\_\_  
DEPUTY CITY CLERK, CITY OF PLEASANT HILL

**RESOLUTION 2017-048**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ESTABLISHING THE STORMWATER UTILITY ASSESSMENT RATE FOR FY2017/18 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM**

WHEREAS, as a result of amendments to the Federal Clean Water Act, prescribed discharges of municipal stormwater require a permit from the San Francisco Regional Water Quality Control Board under the National Pollutant Discharge Elimination System (NPDES) program;

WHEREAS, the City of San Pablo NPDES permit requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwater;

WHEREAS, it is the intent of the City to utilize funds received from its Stormwater Utility Assessment (SUA) for implementation of the NPDES program and drainage maintenance activities;

WHEREAS, at the request of the City, the Contra Costa County Flood Control & Water Conservation District (District) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47;

WHEREAS, the SUA and Program Group Costs Payment agreement between the City and the District requires that the City annually by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year;

WHEREAS, in 1993 the City Council of the City of San Pablo adopted Resolution No. 93-21 establishing a maximum SUA rate of \$45.00 per ERU;

WHEREAS, the SUA rate adopted for the current fiscal year (2016/17) is \$45 per ERU and has remained at that rate for the last 6 years; and

WHEREAS, establishing the SUA does not trigger CEQA since it is not a project per Section 15378 which states that a project does not include continuing administrative or maintenance activities, or the creation of government funding mechanisms or other government fiscal activities.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of San Pablo hereby determines that the SUA rate for Fiscal Year 2017/18 shall remain at \$45 for each ERU;

**I hereby certify that the foregoing is a full, true and correct copy of the original document.**

  
\_\_\_\_\_  
**Lehny M. Corbin, Deputy City Clerk**

BE IT FURTHER RESOLVED that the City Council of the City of San Pablo hereby requests the District to adopt SUA levies based on the \$45 per ERU; and

BE IT FURTHER RESOLVED that the City Council of the City of San Pablo hereby declares that the foregoing recitations are true and correct, and are included herein by reference as findings.

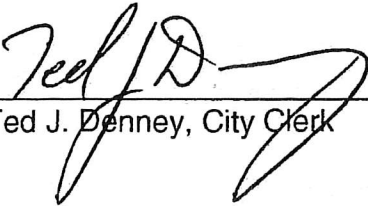
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Adopted this 20<sup>th</sup> day of March, 2017, by the following vote:

AYES:	COUNCILMEMBERS:	Cruz, Kinney, Morris and Valdez
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	Calloway
ABSTAIN:	COUNCILMEMBERS:	None

ATTEST:

APPROVED:

  
\_\_\_\_\_  
Ted J. Denney, City Clerk

  
\_\_\_\_\_  
Cecilia Valdez, Mayor

RESOLUTION NO. 2017-038

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN RAMON  
ESTABLISHING A RATE OF \$35 PER EQUIVALENT RUNOFF UNIT FOR  
FY 2017/18 FOR THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM  
(NPDES) STORMWATER PROGRAM AND REQUESTING THAT THE  
CONTRA COSTA COUNTY FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT ADOPT AN ANNUAL PARCEL ASSESSMENT**

**WHEREAS**, under the Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California Regional Water Quality Board under the National Pollutant Discharge Elimination System (NPDES) Stormwater Program; and

**WHEREAS**, the City of San Ramon (City) applied for and received a NPDES permit, which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

**WHEREAS**, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES Stormwater Program and drainage maintenance activities; and

**WHEREAS**, at the request of the City, the Contra Costa County Flood Control and Water Conservation District (Flood Control District) has completed the process for the formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment Agreement between the City and the Flood Control District require that the City annually, by May 1<sup>st</sup>, determine the rate to be assessed for a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE BE IT RESOLVED** that the City Council of the City of San Ramon does determine that the rate to be assigned to a single ERU for FY 2017/18 shall be set at \$35.00.

**BE IT FURTHER RESOLVED** that the City Council does hereby request that the Flood Control District adopt SUA levies based on said amount.

**PASSED, APPROVED, AND ADOPTED**, at the meeting of April 25, 2017 by the following vote:


**AYES:** *Cm O'Loane, Perkins, Sachs, and Mayor Clarkson*

**NOES:**


**ABSENT:** *Cm. Hudson*

**ABSTAIN:** I hereby certify that this is a full, true and accurate copy of a Resolution adopted by the City Council of the City of San Ramon, CA

On April 25, 2017

  
Bill Clarkson, Mayor

**ATTEST:**

  
Renee Beck, City Clerk

  
City Clerk

**CITY OF WALNUT CREEK  
RESOLUTION NO. 17-26**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WALNUT CREEK  
ESTABLISHING THE CLEAN WATER PROGRAM RATE FOR FY 2017-2018 AND  
REQUESTING THE MAINTENANCE OF THE CITY'S STORMWATER  
UTILITY AREA FEE**

**WHEREAS**, under Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Walnut Creek (CITY) did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

**WHEREAS**, it is the intent of the CITY to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the CITY, the Contra Costa County Flood Control & Water Conservation District (DISTRICT) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, The SUA and Program Group Costs Payment agreement between CITY and DISTRICT requires that CITY annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE BE IT RESOLVED**, that the City Council of the City of Walnut Creek does determine that the rate to be assigned to a single ERU for FY 2017/2018 shall be set at \$35.00.

**BE IT FURTHER RESOLVED**, that the City Council does hereby request the DISTRICT to adopt SUA levies based on said amount.

**PASSED AND ADOPTED** by the City Council of the City of Walnut Creek at a regular meeting thereof held on the 4th day of April, 2017 by the following called vote:

AYES: Councilmembers: Haskew, Silva, Wedel, Mayor Carlston

NOES: Councilmembers: None

ABSENT: Councilmembers: Wilk

/s/ Richard G. Carlston

\_\_\_\_\_  
Richard G. Carlston  
Mayor of the City of Walnut Creek

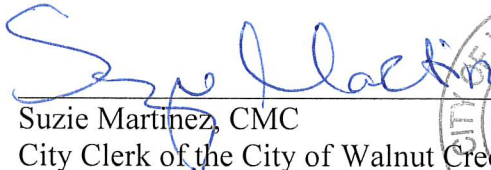


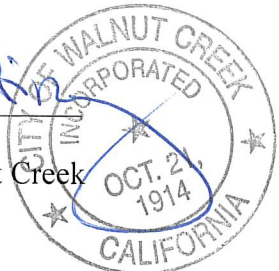
Attest:

/s/ Suzie Martinez

\_\_\_\_\_  
Suzie Martinez, CMC  
City Clerk of the City of Walnut Creek

**I HEREBY CERTIFY** the foregoing to be a true and correct copy of Resolution No. 17-26 duly passed and adopted by the City Council of Walnut Creek, County of Contra Costa, State of California, at a regular meeting of said Council held on the 4th day of April, 2017.

  
\_\_\_\_\_  
Suzie Martinez, CMC  
City Clerk of the City of Walnut Creek



**THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA**  
**and for Special Districts, Agencies and Authorities Governed by the Board**

Adopted this Resolution on 03/21/2017 by the following vote:

**AYE:**  3 **Candace Andersen**  
**Diane Burgis**  
**Federal D. Glover**

**NO:**

**ABSENT:**  2 **John Gioia**  
**Karen Mitchoff**

**ABSTAIN:**

**RECUSE:**



**Resolution No. 2017/97**

In The Matter of: ESTABLISH the rate per equivalent runoff unit for Stormwater Utility Area 17 (Unincorporated County) for Fiscal Year 2017-2018 and request that the Contra Costa County Flood Control & Water Conservation District (FC District) ADOPT an annual parcel assessment for drainage maintenance and the National Pollutant Discharge Elimination System (NPDES) Program, Countywide. (100% Stormwater Utility Area 17 Funds)

The Board of Supervisors of Contra Costa County RESOLVES THAT;

WHEREAS, under the Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the NPDES Program; and

WHEREAS, the COUNTY of CONTRA COSTA (County) did apply for, and did receive, an NPDES permit, which requires the implementation of selected Best Management Practices (BMPs) to minimize or eliminate pollutants from entering stormwaters; and

WHEREAS, it is the intent of the County to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES Program and drainage maintenance activities; and

WHEREAS, at the request of the County, the FC District has completed the process for formation of an SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance NO. 93-47; and

WHEREAS, the SUA and Program Group Costs Payment agreement between the County and the FC District requires that the County determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year in the Unincorporated County; and

NOW, THEREFORE BE IT RESOLVED, that the County Board of Supervisors does determine that the rate to be assigned to a single ERU for Fiscal Year 2017-2018 shall be set at \$30.

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby request the FC District to adopt SUA 17 levies based on said amount.

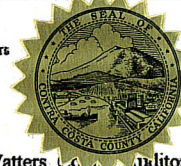
Contact: Crystal O'Dell, (925) 313-2023

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 21, 2017

David J. Twa, County Administrator and Clerk of the Board of Supervisors

*Stacey M. Boyd*  
By: Stacey M. Boyd, Deputy



cc: Laura Strobel, County Administrator's Office, Bob Campbell, County Auditor-Controller, Letitia Watters, County Auditor-Controller's Office, Tim Jensen, Flood Control, Cece Sellgren, County Watershed Program, Crystal O'Dell, Flood Control, Catherine Windham, Flood Control

**RESOLUTION NO. 31-17**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OAKLEY  
ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FY 2017/18  
AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL  
ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL  
POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM**

**WHEREAS**, under Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Oakley (City) did apply for, and did receive, an NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the City, the Contra Costa County Flood Control & Water Conservation District (DISTRICT) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, The SUA and Program Group Costs Payment agreement between City and DISTRICT requires that the City annually, by May 1st, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Oakley does determine that the rate to be assigned to a single ERU for FY 2017/18 shall be set at \$30.00.

**BE IT FURTHER RESOLVED** that the City Council does hereby request the DISTRICT to adopt SUA levies based on said amount.

**PASSED AND ADOPTED** by the City Council of the City of Oakley at a meeting held on the 28<sup>th</sup> of March, 2017 by the following vote:

AYES: Alaura, Hardcastle, Higgins, Pope, Romick

NOES:

ABSENT:

ABSTENTIONS:

APPROVED:

  
Sue Higgins, Mayor

ATTEST:

  
\_\_\_\_\_  
Libby Vreonis, City Clerk

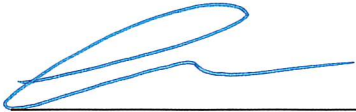
3/30/17  
\_\_\_\_\_  
Date

# OAKLEY



CALIFORNIA

I, Libby Vreonis, do hereby certify that this is a true and accurate copy of Resolution No. 31-17, which was adopted by the Oakley City Council on March 28, 2017.



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Libby Vreonis, City Clerk  
City of Oakley, California