

RESOLUTION NO. 2018/45

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FISCAL YEAR 2018/19 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 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 Antioch does determine that the rate to be assigned to a single ERU for FY 2018/19 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 10th day of April, 2018, by the following vote:

AYES: Council Members Wilson, Thorpe, Tiscareno, Ogorchock and Mayor Wright

NOES: None

ABSENT: None


ARNE SIMONSEN, CMC
CITY CLERK OF THE CITY OF ANTIOCH

RESOLUTION NO. 9-2018

A RESOLUTION ESTABLISHING THE RATE PER EQUIVILANT RUN-OFF UNIT (ERU) FOR FY 2018-2019 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 out 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; and

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; and

WHEREAS, the City of Clayton has operated at its maximum \$29 per ERU rate since FY 1999-2000 (the last eighteen fiscal years) and this same rate is proposed again for FY 2018-2019.

NOW, THEREFORE, BE IT RESOLVED the City Council of Clayton, California does hereby determine that its real property assessment rate to be assigned to a single ERU for FY 2018-2019 shall be set and assessed at \$29.00; and

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

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Clayton, California at a regular public meeting of thereof held on March 20, 2018, by the following vote:


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

NOES: None.

ABSENT: None.

ABSTAIN: None.

The City Council of Clayton, CA


Keith Haydon, 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 public meeting held on March 20, 2018.


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 2018-19 for Drainage Maintenance and National
Pollutant Discharge Elimination System Program**

Resolution No. 18-18

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 No. 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.

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

Section 1. Establishing the annual amount of and authorizing the Contra Costa County Flood

Control & Water Conservation District to adopt SUA levies and/or assess ERUs does not constitute a "project," as defined in the California Environmental Quality Act (CEQA) and its Guidelines, under the general rule that CEQA applies only to actions that have the potential to cause a significant effect on the environment. In this case, the Council is only authorizing the amount of the annual parcel assessment for the NPDES program. Additionally, pursuant to Section 15273 of the CEQA Guidelines, the establishment of charges for the purpose of meeting operating expenses is categorically exempt. Projects funded by the annual assessment will undergo CEQA review as necessary.

Section 2. The annual assessment imposed by the DISTRICT within the storm water utility area for Fiscal Year 2018-19 shall remain \$35.00 per Equivalent Runoff Unit (ERU).

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

PASSED AND ADOPTED by the City Council of the City of Concord on February 27, 2018, by the following vote:

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

NOES: Councilmembers - None

ABSTAIN: Councilmembers - None

ABSENT: Councilmembers - None

I HEREBY CERTIFY that the foregoing Resolution No. 18-18 was duly and regularly adopted at a regular meeting of the City Council of the City of Concord on February 27, 2018.

APPROVED AS TO FORM:

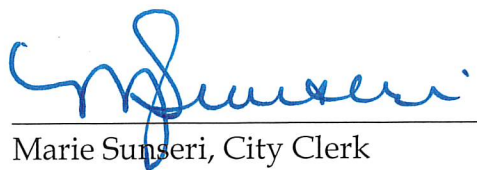

Susanne Meyer Brown
City Attorney


Joelle Fockler, MMC
City Clerk

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


SEAL City Clerk
City of Concord, California

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. 32-2018



Marie Sunseri, City Clerk

RESOLUTION NO. 32-2018

**AUTHORIZING THE CONTRA COSTA COUNTY FLOOD CONTROL AND
WATER CONSERVATION DISTRICT TO ADOPT THE FISCAL YEAR 2018/19 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

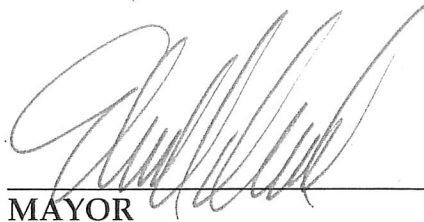
WHEREAS, the Town Council appoints the City Engineer, or his/her designee, as its official representative to the Contra Costa Clean Water Program; and

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 March 20, 2018, by the following vote:

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



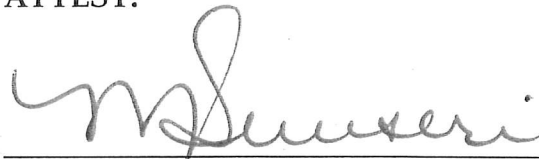
MAYOR

APPROVED AS TO FORM:



CITY ATTORNEY

ATTEST:



CITY CLERK

RESOLUTION NO. 2018-20

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 2018-19

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, 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 15, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of El Cerrito that it hereby determines that the rate to be assigned to a single ERU for Fiscal Year 2018-19 shall be set at \$38.00.

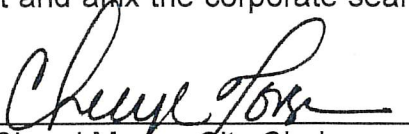
BE IT FURTHER RESOLVED, the City Council of the City of El Cerrito hereby requests the District to adopt SUA levies based on said amount.

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


I CERTIFY that at a regular meeting on April 3, 2018 the City Council of the City of El Cerrito passed this Resolution by the following vote:

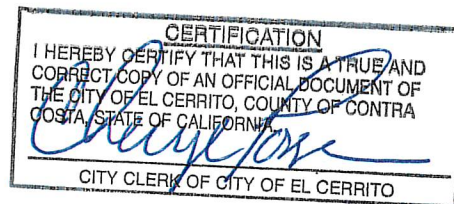
AYES: Councilmembers Abelson, Fadelli, Lyman, Pardue-Okimoto, and Mayor
Quinto
NOES: None
ABSTAIN: None
ABSENT: None

IN WITNESS of this action, I sign this document and affix the corporate seal of the City
of El Cerrito on April 4, 2018.


Cheryl Morse, City Clerk

APPROVED:


Gabriel Quinto, Mayor



RESOLUTION NO. 18-016

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 2018-2019 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 2018-2019 and requests the Contra Costa County Flood Control and Water Conservation District adopt an annual parcel assessment for drainage maintenance and the NPDES Program.

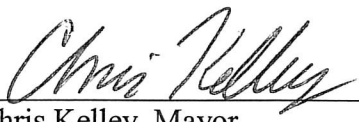
The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the tenth day of April 2018, by the following vote of the Council:

AYES:Council Members: G. Boulanger, M. de Vera, R. Esquivias, Vice Mayor Romero, Mayor Kelley

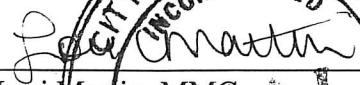
NOES:None.

ABSENT: None.

ABSTAIN: None.


Chris Kelley, Mayor

ATTEST


Lori Martin, MMC
City Clerk





Lori Martin, Administrative Services Director/City Clerk

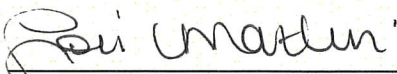
CITY OF HERCULES CERTIFICATION

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. 18-016, 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 11th day of April, 2018.





LORI MARTIN, CITY CLERK
Hercules, California

RESOLUTION 2018-11

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

**ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FISCAL YEAR 2018-2019 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 2018-2019 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 26th of February 2018, by the following vote to wit:

AYES: **Tatzin, Burks, Anderson, Mitchell and Samson**

NOES: **None**

ABSENT: **None**

ABSTAIN: **None**

ATTEST:

APPROVED:


Joanne Robbins, City Clerk

DocuSigned by:

Don Tatzin, Mayor

RESOLUTION NO. 38-18

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARTINEZ
ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FY 2018-19
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, that the City Council of the City of Martinez does determine that the rate to be assigned to a single ERU for Fiscal Year 2018-19 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.

* * * * *

I HEREBY CERTIFY that 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 4th day of April, 2018 by the following vote:

AYES: Vice Mayor Lara DeLaney, Mayor Rob Schroder, Councilmember Noralea Gipner, Councilmember Debbie M^cKillop, and Councilmember Mark Ross.

NOES:

ABSENT:



RICHARD G. HERNANDEZ, CITY CLERK
CITY OF MARTINEZ

BEFORE THE TOWN COUNCIL OF THE TOWN OF MORAGA

In the Matter of:

Continuing the Existing Rate per)
Equivalent Runoff Unit (ERU) for FY)
2018/19 of \$35 per ERU as the Annual)
Assessment for Drainage Maintenance)
and the National Pollutant Discharge)
Elimination System (NPDES) Program)

Resolution No. 31 - 2018

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 2018/19 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 April 25, 2018 by the following vote:

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



Dave Trotter, Mayor

Attest:



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 (ERU) for)
Fiscal Year 2019 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 (NPDES) Program)

Resolution No. 12-18

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 2019 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.

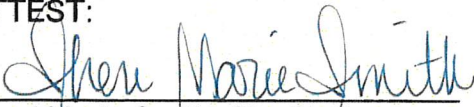
ADOPTED by the City Council of the City of Orinda at a regular meeting of said Council held on March 20, 2018, by the following vote:

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



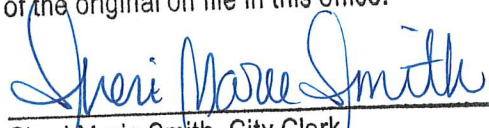
Amy Worth, Mayor

ATTEST:



Sheri Marie Smith, City Clerk

I, Sheri Marie Smith, 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 Smith, City Clerk

RESOLUTION NO. 2018-19

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 2018-19 AND REQUESTING 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

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 Pinole did apply 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 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 City of Pinole and 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.

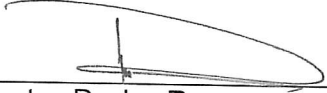
NOW, THEREFORE BE IT RESOLVED, that the City of Pinole Council of the City of Pinole approves the rate of \$35.00 per equivalent runoff unit for FY2018-19 and request that the Contra Costa Flood Control and Water Conservation District adopt an annual parcel assessment for drainage maintenance and the National Pollutant Discharge Elimination System (NPDES) Program.

BE IT FURTHER RESOLVED, that the CITY OF PINOLE 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 20th day of February, 2018 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 regularly introduced, passed, and adopted on this 20th day of February, 2018.



Hector De La Rosa
Deputy 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: 

March 26, 2018

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. 18-13430, adopted at a regular meeting of the City Council of the City of Pittsburg on February 20, 2018, on file in this office of said City.

WITNESS, my hand, and Official Seal
This 26th day of March, 2018.



Alice E. Evenson
City Clerk

BEFORE THE CITY COUNCIL OF THE CITY OF PITTSBURG

In the Matter of:

Establishment of the FY 2018/2019)
Annual Stormwater Utility Area Fee)

RESOLUTION NO. 18-13430

The Pittsburgh 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 Pittsburgh (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 2018/2019 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 Pittsburgh at a regular meeting on the 20th day of February, 2018 by the following vote:

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



Dwaine "Pete" Longmire, Mayor

ATTEST:

Alice E. Evenson, City Clerk



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

DATE: 2/9/2018
TO: Mayor and Council Members
FROM: Joe Sbranti, City Manager
SUBJECT: Adoption of a City Council Resolution to Establish the 2018/2019 Annual Stormwater Utility Area Fee
MEETING DATE: 2/20/2018

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 2018/2019. The annual revenue to be generated from this assessment is projected to be \$1.2million. 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 on the City 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 2018/2019 and request the Contra Costa County Flood Control and Water

Conservation District to 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 (County 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 County Program costs for regional compliance activities and costs for City permit compliance 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. The City annually authorizes the Contra Costa Board of Supervisors to direct the Contra Costa County Flood Control and Water Conservation District to establish a stormwater utility area fee for Pittsburg and to impose assessments on parcels within the City of Pittsburg.

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 its NPDES permit obligations. 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. Staff expects efforts to reduce these pollutants and others will continue to increase with each subsequent permit re-issuance.

NPDES revenues pay for staff, material costs for maintenance of the City's existing drainage infrastructure, maintenance of creek channels, stream bank erosion control, and inspection and monitoring programs to eliminate illicit discharges and illegal connections to the storm drain system.

ATTACHMENTS: Resolution

Report Prepared By: Jolan Longway
Clean Water Program Coordinator

RESOLUTION NO. 13-18

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 2018/19 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 (MRP 2.0), 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 2018/19 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 said Council held on the 19th day of March, 2018, by the following vote:

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

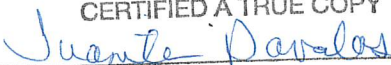

TIMOTHY M. FLAHERTY, Mayor

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 2018-036

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ESTABLISHING THE STORMWATER UTILITY ASSESSMENT RATE FOR FY 2018/19 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 per ERU;

WHEREAS, the SUA rate adopted for the current fiscal year (2017/18) is \$45 per ERU and has remained at that rate for the last 7 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 2018/19 shall remain at \$45 for each ERU; and

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.

ADOPTED this 19th day of March 2018, by the following vote:

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

ATTEST:

APPROVED:

/s/ Elizabeth Pabon-Alvarado
Elizabeth Pabon-Alvarado, City Clerk

/s/ Genoveva Garcia Calloway
Genoveva Garcia Calloway, Mayor

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

LaTonya Fisher, Exec. Asst.
for Lehy M. Corbin, Deputy City Clerk

RESOLUTION NO. 2018-035

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN RAMON
ESTABLISHING A RATE OF \$35 PER EQUIVALENT RUNOFF UNIT FOR
FY 2018/19 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 1st, 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 2018/19 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.

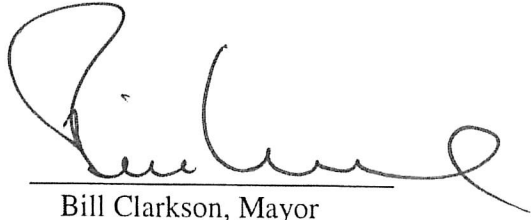
PASSED, APPROVED, AND ADOPTED, at the meeting of March 27, 2018 by the following vote:

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

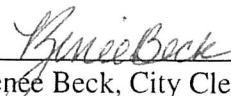
NOES:

ABSENT:

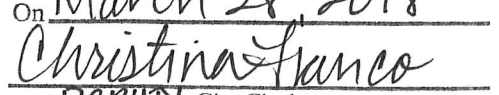
ABSTAIN:


Bill Clarkson, Mayor

ATTEST:


Renee Beck, City Clerk

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 March 28, 2018

Christina Franco
Deputy City Clerk

**CITY OF WALNUT CREEK
RESOLUTION NO. 18-19**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WALNUT CREEK
ESTABLISHING THE CLEAN WATER PROGRAM RATE FOR FY 2018/2019 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 2018/2019 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 3rd day of April, 2018 by the following called vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

/s/ Justin Wedel

Justin Wedel
Mayor of the City of Walnut Creek

Attest:

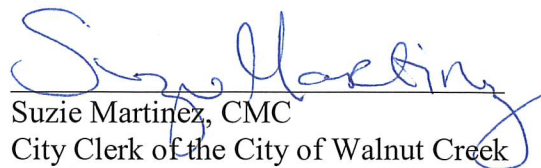
/s/ Suzie Martinez

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. 18-19 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 3rd day of April, 2018.




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 03/13/2018 by the following vote:

AYE: ☒ 5 **John Gioia**
Candace Andersen
Diane Burgis
Karen Mitchoff
Federal D. Glover

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2018/92

In The Matter of: ESTABLISH the rate per equivalent runoff unit for Stormwater Utility Area 17 (Unincorporated County) for Fiscal Year 2018–2019 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.

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 2018–2019 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: Cece Sellgren, (925) 313-2296

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 13, 2018

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's Office, Dorothy L... Auditor–Controller's Office, Tim Jensen, Flood Control, Cece Sellgren, Flood Control, Patrick Melgar, Flood Control, Catherine Windham, Flood Control

RESOLUTION NO. 43-18

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OAKLEY
ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FY 2018/19
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 2018/19 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, APPROVED AND ADOPTED this 10th day of April, 2018 by the following vote:

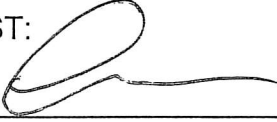
AYES: Alaura, Hardcastle, Higgins, Pope, Romick

NOES:

ABSENT:


ABSTENTIONS:

ATTEST:



Libby Vreonis, City Clerk

APPROVED:

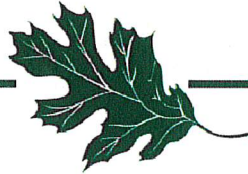


Randy Pope, Mayor

4/10/18

Date

OAKLEY



CALIFORNIA

I, Libby Vreonis, City Clerk of the City of Oakley, do hereby certify that this is a true and accurate copy of Resolution No.43-18, which was adopted by the Oakley City Council on April 10, 2018.

A handwritten signature in blue ink, consisting of a large, stylized 'L' followed by a horizontal stroke.

Libby Vreonis, City Clerk