

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

Adopted this Resolution on 12/08/2020 by the following vote:

AYE:

NO:

ABSENT:

ABSTAIN:

RECUSE:



Resolution No. 2020/325

In The Matter Of: Executing and Meeting Requirements for Disbursement of Funds under the Grant Agreement between the San Francisco Bay Restoration Authority (Authority) and the Contra Costa County Flood Control and Water Conservation District (Flood Control District).

WHEREAS, the Flood Control District manages the area of Walnut and Pacheco Creeks commonly referred to as Lower Walnut Creek; and

WHEREAS, the San Francisco Bay Restoration Authority Act, Government Code §§ 66700-66706, establishes the Authority as a regional entity to generate and allocate resources for the protection and enhancement of tidal wetlands and other wildlife habitat in the San Francisco Bay and along its shoreline, and authorizes the Authority to award grants to public and private entities to achieve these purposes; and

WHEREAS, the Authority awards grants for eligible projects consistent with Government Code § 66704.5, the Authority's Grant Program Guidelines, first adopted in May 2017, and the Authority's San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure ("Measure AA"), passed by the voters in June 2016; and

WHEREAS, the Flood Control District's desire to restore Lower Walnut Creek matches closely with the intent of the Authority's Measure AA Grant Program; and

WHEREAS, the Board previously authorized the Chief Engineer, Flood Control District, or designee, to apply for this grant program; and

WHEREAS, at its December 6, 2019, meeting, the Authority adopted a resolution authorizing a grant to the Flood Control District ("grantee") for the Lower Walnut Creek Restoration Project ("the project"). The resolution was adopted by the Authority pursuant to, and is included in, the Authority's December 6, 2019, staff recommendation, a copy of which is on file with the grantee and with the Authority; and

WHEREAS, the Authority requires that the governing body of the grantee certify, through a resolution, that it approves the award of Authority grant funding and authorizes the execution by a representative of the grantee of a grant agreement on terms and conditions required by Authority Grant Agreement No. SFB0017-RA013 (the "grant agreement").

NOW, THEREFORE, BE IT RESOLVED that the Governing Board of the Flood Control District:

1. Approves the grant agreement and Accepts the \$7,929,855 in Authority grant funds offered for the Lower Walnut Creek Restoration Project (Project No. 7520-6B8285); and
2. Acknowledges that it has or will have sufficient funds to complete the project and to operate and maintain, for the period set forth in the grant agreement, any property acquired or improvements constructed as a part of the project; and
3. Agrees to be bound by all terms and conditions of the grant agreement and any other agreement or instrument as may be required by the Authority and as may be necessary to fulfill the terms of the grant agreement; and.
4. Authorizes and Directs any person holding any of the following positions with the Flood Control District to act as a representative of the grantee and to negotiate and execute, on behalf of the grantee, the grant agreement and related documents, payment requests and instruments necessary to complete the project: Chief Engineer, Deputy Chief Engineer, Assistant Chief Engineer, Senior Civil Engineer / Project Manager, and Supervising Accountant.

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.

Contact: Paul Detjens, (925) 313-2394

ATTESTED: December 8, 2020

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

By: , Deputy

cc: Paul Detjens, Flood Control, Beth Balita, Finance, Catherine Windham, Flood Control