

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA

and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 07/19/2016 by the following vote:

AYE: 4 **John Gioia**
Candace Andersen
Mary N. Piepho
Federal D. Glover

NO:

ABSENT: 1 **Karen Mitchoff**

ABSTAIN:

RECUSE:



Resolution No. 2016/459

In The Matter Of: Adopt Resolution approving the application to the California Department of Fish and Wildlife (CDFW) to obtain Proposition 1 (Water Quality, Supply, and Infrastructure Improvement Act of 2014) Grant Funds, Martinez/Pacheco area. (50% CDFW Prop 1 Funds and 50% Flood Control and Water Conservation District Funds)

WHEREAS, the Contra Costa County Flood Control and Water Conservation District (FC District) manages Walnut and Pacheco Creeks; and

WHEREAS, this area is commonly referred to as Lower Walnut Creek; and

WHEREAS, the FC District's request to have four miles of Lower Walnut Creek removed from the Corps of Engineer's system was recently granted; and

WHEREAS, the FC District's desire to restore Lower Walnut Creek matches closely with the intent of the state's grant program for multi-benefit ecosystem restoration and protection projects that meet the priorities of: more reliable water supplies, the restoration of important species and habitat, and a more resilient, sustainably managed water resources system (e.g., water supply, water quality, flood protection, and environment) that can better withstand inevitable and unforeseen pressures in the coming decades; and

WHEREAS, these grant funds are available for water quality, river, and watershed protection and restoration projects of statewide importance outside of the Delta. Funding shall only be used for projects that will provide fisheries or ecosystem benefits or improvements; and

WHEREAS, the FC District, if selected, will enter into an agreement with the state of California to carry out the project.

NOW, THEREFORE, BE IT RESOLVED that the Governing Board of the Contra Costa County Flood Control and Water Conservation District:

1. Approves the filing of a grant application for Lower Walnut Creek; and
2. Certifies that the FC District understands the assurances and certification in the application; and
3. Certifies that the FC District or title holder will have sufficient funds to operate and maintain the project(s) consistent with the land tenure requirements or will secure the resources to do so; and
4. Certifies that the project will comply with any laws and regulations, including, but not limited to, the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, and disabled access laws, and that prior to commencement of construction, all applicable permits will have been obtained; and
5. Appoints the Chief Engineer, FC District, or designee, as agent to conduct all negotiations, execute and submit all documents, including, but not limited to, applications, agreements, payment requests, and so on, which may be necessary for the completion of the aforementioned project(s).

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: July 19, 2016

Contact: Paul Detjens, (925) 313-2374

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

By: Stacey M. Boyd, Deputy

Handwritten signature of Stacey M. Boyd in blue ink.

cc: Steve Kowalewski, Deputy Chief Engineer, Paul Detjens, Flood Control, Catherine Windham, Flood Control