

ATTACHMENT 1

"ELIGIBLE"

AUTHORIZATION & ELIGIBILITY  
REQUIREMENTS

**Authorizing Documentation:**

Please see attached resolution adopted by the San Bernardino County Board of Supervisors on January 29, 2013. The resolution designates an authorized representative to submit the application and execute an agreement with the State of California for a Storm Water Flood Management (SWFM) Grant.

**Eligible Applicant Documentation**

The applicant is a local agency as defined in Appendix B of the guidelines. The applicant is the San Bernardino County Flood Control District.

The San Bernardino County Flood Control District was created by the California Legislature in accordance with the San Bernardino Flood Control District Act, Chapter 73, Statutes of 1939, adopted and effective April 20, 1939.

By the legislative action, the District is empowered with broad functions including flood control and prevention; water supply, its protection, development and conservation; watershed and watercourse protective measures; and other wide powers in harmony with these interests. Associated with these are the further powers necessary in their performance such as taxation, bonded indebtedness, land and water rights acquisition and cooperative undertakings with local, state and federal agencies.

The San Bernardino County Flood Control District is working to ensure the goals and objectives of the proposed project are completed. Currently, only the San Bernardino County Flood Control District is responsible to ensure performance of the proposal and tracking of funds.

**GWMP Compliance**

The Cactus Basin 3 Project will have the capability to serve the dual purposes of a storm water detention basin and a recharge facility.

The San Bernardino Valley Municipal Water District (SBVMWD) is a partner and will coordinate with the Flood Control District in the future to implement the recharge portion of the project. The SBVMWD was formed in 1954 as a regional agency to plan a long-range water supply for the San Bernardino Valley. It imports water into its service area through participation in the State Water Project and manages groundwater storage within its boundaries.

The Santa Ana Watershed Project Authority (SAWPA) Integrated Regional Watershed Management Plan also serves as groundwater management plan (GWMP) and is in compliance with CWC 10753.7. The Flood Control District consents to be subject to the GWMP in accordance with CWC 10753.7.

**Consistency with an adopted IRWM Plan**

The Cactus Basin 3 Project is a priority recharge Basin in the Santa Ana Watershed

Project Authority's OWOW (One Water, One Watershed) Plan (IRWM), approved for Round 1 as of 6/30/2010 and Round 2 as of October 1, 2012.

This plan serves as an Integrated Regional Water Management Plan as well as Groundwater Management Plan and Urban Water Management Plan and meets the requirements of SB 221, SB 610, SB 1938 and AB 901.

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF THE SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT  
AND RECORD OF ACTION**

January 29, 2013

**FROM: GERRY NEWCOMBE, Director  
Flood Control District**

**SUBJECT: GRANT APPLICATION TO THE CALIFORNIA DEPARTMENT OF WATER  
RESOURCES, STORMWATER FLOOD MANAGEMENT PROGRAM - CACTUS  
BASIN 3 PROJECT, CITY OF RIALTO**

**RECOMMENDATION(S)**

Acting as the governing body of the San Bernardino County Flood Control District (District):

1. Approve grant application for California Department of Water Resources, Stormwater Flood Management Program funding in the amount of \$5,719,581 for the construction of Cactus Basin 3 located in the City of Rialto (City).
2. Adopt **Resolution No. 2013-15** authorizing the application and an agreement with the California Department of Water Resources (DWR) to receive the grant and authorizes the Director or the Flood Control Deputy Director, to prepare the necessary data, conduct investigations, file such application, and execute a grant agreement.

(Presenter: Gerry Newcombe, Director, 387-7906)

**BOARD OF SUPERVISORS COUNTY GOALS AND OBJECTIVES**

**Create, Maintain and Grow Jobs and Economic Value in the County.**

**Operate in a Fiscally-Responsible and Business-Like Manner.**

**Ensure Development of a Well-Planned, Balanced, and Sustainable County.**

**Maintain Public Safety.**

**FINANCIAL IMPACT**

Approval of this item will result in no Discretionary General Funding (Net County Cost) as the District is not financed by the General Fund. The District's Cactus Basin 3 project is estimated at a total cost of approximately \$12.4 million. Should this application compete successfully, up to approximately \$5.72 million may be awarded to the District to mitigate the cost of this project. The remaining costs are being financed by funds available in the District's Zone 2 Budget.

**BACKGROUND INFORMATION**

Approval of this item will approve a grant application for the DWR Stormwater Flood Management Program funding in the amount of \$5,719,581 for the construction of the District's Cactus Basin located in the City. Approval of this item will also adopt a resolution that authorizes the application

Page 1 of 2

w/resolution:  
cc: **Flood Control-Necombe w/one original  
transmittal**  
CAO-Valdez  
File - Flood Control w/one original  
transmittal, resolution & CD  
ml 01/30/13

**ITEM 77**

Record of Action of the Board of Supervisors

**APPROVED (CONSENT CALENDAR)**

**COUNTY OF SAN BERNARDINO  
County Flood Control District**

MOTION	<u>AYE</u>	<u>AYE</u>	<u>MOVE</u>	<u>SECOND</u>	<u>AYE</u>
	1	2	3	4	5

LAURA H. WELCH, CLERK OF THE BOARD

BY \_\_\_\_\_

DATED: January 29, 2013

**GRANT APPLICATION TO THE CALIFORNIA DEPARTMENT OF WATER  
RESOURCES, STORMWATER FLOOD MANAGEMENT PROGRAM -  
CACTUS BASIN 3 PROJECT, CITY OF RIALTO  
JANUARY 29, 2013  
PAGE 2 OF 2**

and an agreement with the DWR to receive the grant and authorizes the Director or the Flood Control Deputy Director, to prepare the necessary data, conduct investigations, file such application, and execute a grant agreement. The resolution is necessary for this grant application as it is a requirement of the DWR grant application instructions.

DWR has Stormwater Flood Management Program grant funding available pursuant to the Disaster Preparedness and Flood Prevention Bond Act of 2006 pursuant to and subject to all the terms and provisions of California Public Resources Code Section 75032. The grant has a 50% match requirement.

The District has prepared a grant application for the construction of Cactus Basin 3. This project is currently under environmental review. This basin is an essential flood control facility that will aid in providing adequate storm protection infrastructure to the City. This basin will provide flood protection not only to the immediate vicinity, but also to the areas downstream because the basin creates a reduction in the peak outlet flow. This reduction allows the outlet and downstream facilities to flow at a lower peak rate, and therefore to be designed with smaller maximum capacities.

Secondary benefits include the potential increase in water supply due to additional recharge capacity and improved water quality due to decreased floodwater contamination. The Stormwater Flood Management Program is administered by DWR.

Submittal of an application will not guarantee allocation of funds. The grant application submittal is due on February 1, 2013.

**REVIEW BY OTHERS**

This item has been reviewed by County Counsel (Charles S. Scolastico, Principal Assistant County Counsel, 387-5455) on January 8, 2013 and the County Administrative Office (Beatriz Valdez, Public Works Chief Financial Officer, 387-1852) on January 11, 2013.



**San Bernardino County  
Flood Control District**

**F A S**

**CONTRACT TRANSMITTAL**

**FOR OFFICIAL USE ONLY**

<input checked="" type="checkbox"/> New	FAS Vendor Code	SC	Dept.	A	Contract Number	
<input type="checkbox"/> Change						
<input type="checkbox"/> Cancel						
ePro Vendor Number				ePro Contract Number		
<b>Flood Control District</b>			Dept.	Orgn.	Contractor's License No.	
			092	092		
Contract Representative			Telephone		Total Contract Amount	
Melissa Walker, Chief, FC Planning Division			909-387-8120			
Contract Type						
<input type="checkbox"/> Revenue <input type="checkbox"/> Encumbered <input type="checkbox"/> Unencumbered <input checked="" type="checkbox"/> Other: Grant						
If not encumbered or revenue contract type, provide reason: _____						
Commodity Code		Contract Start Date	Contract End Date	Original Amount	Amendment Amount	
				\$		
Fund	Dept.	Organization	Appr.	Obj/Rev Source	GRC/PROJ/JOB No.	Amount
RFQ	092	092				
Project Name			Estimated Payment Total by Fiscal Year			
Cactus Basin 3			FY	Amount	I/D	
Proposition 1E Grant						

CONTRACTOR California Department of Water Resources (DWR)

Federal ID No. or Social Security No. \_\_\_\_\_

Contractor's Representative Paula Landis - Chief, Division of IRWM

Address P.O. Box 942836 Sacramento CA 94236-0001

Phone (916) 651-9220

Nature of Contract: Grant application for California Department of Water Resources (DWR) Stormwater Management Program for funding in the amount of \$5,719,581 for construction of the San Bernardino County Flood Control District's Cactus Basin located in the City of Rialto.

Approved as to Legal Form (sign in blue ink)	Reviewed as to Contract Compliance	Presented to Board for Signature
Counsel		
Date <u>1-17-13</u>	Date <u>1/17/13</u>	Date <u>1/18/13</u>

(Attach this transmittal to all contracts not prepared on the "Standard Contract" form.)

**Auditor-Controller/Treasurer/Tax Collector Use Only**

<input type="checkbox"/> Contract Database	<input type="checkbox"/> FAS
Input Date	Keyed By

RESOLUTION NO. 2013-15

RESOLUTION OF THE BOARD OF SUPERVISORS  
SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT  
AUTHORIZING GRANT APPLICATION AND EXECUTION  
OF ANY RESULTING AGREEMENT WITH  
THE CALIFORNIA DEPARTMENT OF WATER RESOURCES REGARDING THE STORMWATER FLOOD  
MANAGEMENT GRANT PROGRAM

On Tuesday January 29, 2013, on motion of Supervisor Ramos, duly seconded by Supervisor Ovitt and carried, the following resolution is adopted by the Board of Supervisors of the San Bernardino County Flood Control District, State of California.

**WHEREAS**, the California Department of Water Resources (DWR) has Stormwater Flood Management Program grant funding available pursuant to the Disaster Preparedness and Flood Prevention Bond Act of 2006 pursuant to and subject to all the terms and provisions of California Public Resources Code Section 75032; and,

**WHEREAS**, the San Bernardino County Flood Control District seeks to obtain Stormwater Flood Management grant funding from the DWR pursuant to the Disaster Preparedness and Flood Prevention Bond Act of 2006 for the Cactus Basin 3 project, which is currently in the design and environmental phase, consisting of the construction of an unlined detention basin and a system of basin inlets and outlets to route storm runoff in a controlled manner.

**BE IT FURTHER RESOLVED** that the Director or the Flood Control Deputy Director of the San Bernardino County Flood Control District is hereby authorized and directed to prepare the necessary data, conduct investigations, file such application, and execute a grant agreement with the California Department of Water Resources.

**PASSED AND ADOPTED** by the Board of Supervisors of the San Bernardino County Flood Control District, State of California, by the following vote:

- AYES: SUPERVISORS: Lovingood, Rutherford, Ramos, Ovitt, Gonzales
- NOES: SUPERVISORS: None
- ABSENT: SUPERVISORS: None

\*\*\*\*\*

STATE OF CALIFORNIA                    )  
   )  
 COUNTY OF SAN BERNARDINO        )        ss.

I, **LAURA H. WELCH**, Clerk of the Board of Supervisors of the San Bernardino County Flood Control District, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of January 29, 2013. Item no. 77, ml.

LAURA H. WELCH  
 Clerk of the Board of Supervisors



By \_\_\_\_\_  
 Deputy







380 East Vanderbilt Way  
San Bernardino, CA 92408  
phone: 909.387.9200  
fax: 909.387.9247  
www.sbvmd.com

January 10, 2013

California Department of Water Resources  
Flood Corridor Program  
Sacramento, California

**RE: Letter of Support Regarding San Bernardino County Flood Control District's Application for Proposition 1E Stormwater Flood Management Round 2 Grant for the Cactus Basin 3 Stormwater Flood Reduction Project**

To Whom It May Concern:

This letter is to express San Bernardino Valley Municipal Water District (Valley District) support for San Bernardino County Flood Control District's (SBCFCD) application for Proposition 1E Stormwater Flood Management (SWFM) Round 2 Grant for the Cactus Basin 3 Stormwater Flood Reduction project, located in the City of Rialto.

The City of Rialto and SBCFCD have been jointly pursuing the Cactus Basin 3 project to reduce flooding and provide water recharge to the Rialto-Colton Basin Area. Cactus Basin 3 has been identified in the Master Plan of Drainage as a vital component to achieving the goals and objectives outlined in the Santa Ana Watershed Project Authority (SAWPA) IRWMP for the Santa Ana region.

Valley District and its partners are committed to paying for all incremental costs for recharge components associated with the Cactus Basins.

Please accept this letter as evidence of our strong support of the Cactus Basin 3 Stormwater Flood Reduction project and request that DWR consider approving funds toward SBCFCD's grant proposal.

Sincerely,

A handwritten signature in blue ink that reads 'Douglas D. Headrick'.

Douglas D. Headrick  
General Manager

**Board of Directors and Officers**

ED KILLGORE  
Division 1

GIL NAVARRO  
Division 2

C. PATRICK MILLIGAN  
Division 3

MARK BULOT  
Division 4

STEVE COPELAN  
Division 5

DOUGLAS D. HEADRICK  
General Manager