

**Appendix 1-1**

**Resolution to Apply for Proposition 84 Implementation – 2015 Integrated  
Regional Water Management Grant Funds**



GAIL FARBER, Director

**COUNTY OF LOS ANGELES  
DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

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ADDRESS ALL CORRESPONDENCE TO:  
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May 12, 2015

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

41 May 12, 2015

  
PATRICK O'GARA  
ACTING EXECUTIVE OFFICER

**RESOLUTION TO APPLY FOR PROPOSITION 84 IMPLEMENTATION -  
2015 INTEGRATED REGIONAL WATER MANAGEMENT GRANT FUNDS  
(ALL SUPERVISORIAL DISTRICTS)  
(3 VOTES)**

**SUBJECT**

This action is to adopt a resolution to authorize the Los Angeles County Flood Control District to file an application for Proposition 84 Implementation - 2015 Integrated Regional Water Management Grant funds with the California Department of Water Resources on behalf of itself and the other local entities participating in the Greater Los Angeles County Integrated Regional Water Management Group and to negotiate and execute agreements with the local entities to facilitate reimbursement of their share of the grant application costs.

**IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Adopt a resolution approving the filing of an application for grant funds of up to \$40,039,355 with the California Department of Water Resources, on behalf of the Los Angeles County Flood Control District and other local entities in the Greater Los Angeles County Integrated Regional Water Management, for Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Act of 2006 Proposition 84 Implementation - 2015 Integrated Regional Water Management Grant funds for the implementation of projects in the Greater Los Angeles County Region.
2. Authorize the Chief Engineer of the Los Angeles County Flood Control District or her designee to file an application with the California Department of Water Resources on behalf of the entities participating in the Greater Los Angeles County Integrated Regional Water Management.

3. Authorize the Chief Engineer of the Los Angeles County Flood Control District or her designee to negotiate and execute Memoranda of Understanding with the local entities whereby the local entities will reimburse the Los Angeles County Flood Control District for their share of the grant application costs.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

In November 2006, the voters of California enacted the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) adding provisions to the California Public Resources Code. Proposition 84 amended the Public Resources Code to include Section 75026 et seq., which authorizes the Legislature to appropriate \$1 billion for an Integrated Regional Water Management (IRWM) Program. The IRWM Program is managed by the California Department of Water Resources (DWR).

The intent of the IRWM Program is to encourage integrated regional strategies for the management of water resources and to provide funding through competitive grants for projects that protect communities from drought, improve water reliability, protect and improve water quality, and improve local water security by reducing dependence on imported water. The implementation grants are designed for projects that are ready or nearly ready to proceed to implementation.

On September 14, 2010, under Agenda Item No. 31, the Board authorized the Chief Engineer of the Los Angeles County Flood Control District (LACFCD) to apply for Proposition 84 Round 1 Implementation Grant funds on behalf of the Greater Los Angeles County (GLAC) IRWM. The LACFCD was consequently awarded a \$25.6 million grant to partially fund 13 projects within the County of Los Angeles area. Subsequently, on March 19, 2013, under Agenda Item No. 35, the Board authorized the LACFCD to apply for Proposition 84 Round 2 Implementation Grant funds on behalf of the GLAC IRWM. This action resulted in a grant award of another \$23.4 million to partially fund another 13 projects within the County of Los Angeles area. Again, on May 13, 2014, under Agenda Item No. 42, the Board authorized the LACFCD to apply for Proposition 84 Round 3 Implementation Grant funds on behalf of the GLAC IRWM. The LACFCD was consequently awarded a \$27.3 million grant to partially fund 13 projects within the County of Los Angeles area.

On March 12, 2015, the DWR released the Draft Project Solicitation Package and revised IRWM Program Guidelines for the Proposition 84 Implementation - 2015 IRWM grants cycle and announced a grant application deadline of August 2015. Similar to previous rounds of solicitations, the Project Solicitation Package and IRWM Program Guidelines indicate that eligible grant applications must provide regional benefits and originate from an IRWM. The Proposition 84 Implementation - 2015 IRWM Grant solicitation will lead to the Statewide distribution of \$231 million in grant funds, which are to be distributed through an expedited grant solicitation process.

As lead agency for the GLAC IRWM, the LACFCD intends to submit a 2015 IRWM Implementation Grant application on behalf of itself and the other local entities, which will include several projects, and will identify the required minimum funding match of at least 25 percent of total project costs. Due to the expedited nature of this solicitation, the projects have not yet been selected. These projects will be selected by the GLAC IRWM from hundreds of proposed projects through a mutually agreed upon project prioritization process.

Prior to being selected for inclusion in the grant application, the local entities agreed to collectively contribute toward the cost of preparing the grant application. The cost to prepare the grant

application is estimated to be \$20,000 per project. The LACFCD requests the Board to delegate authority to the Chief Engineer of the LACFCD or her designee to negotiate and execute Memoranda of Understanding (MOUs) with the local entities to allow LACFCD to collect reimbursements from the local entities for their share of the grant application costs. Any such MOUs will be reviewed and approved by County Counsel prior to execution.

The enclosed resolution will allow the Chief Engineer of the LACFCD or her designee to apply for up to \$40,039,355 in Proposition 84 Implementation - 2015 IRWM Grant funds. If awarded grant funds, we will return to the Board for acceptance of the grant funds and to request authority to negotiate and execute agreements with the other local entities that would be responsible for implementing each of the individual projects as well as providing the matching funds required as stated on the grant application. The Board's approval, including approval of appropriate environmental documentation, will also be required to proceed with the LACFCD's projects.

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness/Fiscal Sustainability (Goal 1) by actively seeking grant funds to augment the County's funding sources and Integrated Services Delivery (Goal 3) since the implementation of the projects in the grant application would leverage resources and improve the quality of life for residents in the County of Los Angeles.

### **FISCAL IMPACT/FINANCING**

The estimated grant application cost of up to \$500,000 is budgeted in the Fiscal Year 2014-15 LACFCD Budget. The estimate includes cost to enter into a contract with an As-Needed Contractor to assist in the preparation and submittal of the application to the DWR. Up to 100 percent of this amount will be reimbursed by the local entities whose projects are included in the application.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The Proposition 84 Implementation - 2015 IRWM Grant funds each requires grant applications to include a resolution from the jurisdiction's governing body identifying the representative authorized to file the applications and execute the grant agreements. The enclosed resolution has been reviewed and approved as to form by County Counsel.

The MOUs between the LACFCD and local entities will provide for reimbursement of the local entities' share of the grant application costs. These MOUs will be approved as to form by County Counsel prior to execution by the Chief Engineer of the LACFCD or her designee.

### **ENVIRONMENTAL DOCUMENTATION**

The recommended actions do not constitute a project subject to the requirements of the California Environmental Quality Act (CEQA) because it is activity that is excluded from the definition of a project by Section 15378(b) of the CEQA Guidelines. The funding, preparation, and submission of an application for grant funding involves the creation of a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project, which may result in potentially significant physical impact on the environment. If selected for grant funding, we will return to the Board to request authority to accept the grant funds and to approve the LACFCD projects, along with the appropriate documentation under CEQA and the National Environmental Policy Act, as applicable. No activities that would be considered a project under CEQA or National

The Honorable Board of Supervisors

5/12/2015

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Environmental Policy Act, if applicable, will be undertaken prior to the Board's approval of environmental documentation, or for non-LACFCD projects approval by the governing body of the local entity sponsoring that project.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

The implementation of these projects will enhance the quality of life for residents in the region by improving water quality and water reliability while reducing dependence on imported water.

**CONCLUSION**

Please return three adopted copies of this letter and three copies of the signed resolution to the Department of Public Works, Watershed Management Division.

Respectfully submitted,



GAIL FARBER

Director

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Enclosures

c: Chief Executive Office (Rochelle Goff)  
County Counsel  
Executive Office

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF LOS ANGELES, CALIFORNIA, ACTING AS THE GOVERNING BODY  
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,  
APPROVING THE FILING OF APPLICATIONS FOR INTEGRATED REGIONAL  
WATER MANAGEMENT IMPLEMENTATION GRANTS

WHEREAS, the Legislature and the Governor of the State of California have provided funds for the Integrated Regional Water Management (IRWM) Grant Program pursuant to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Act of 2006 (Proposition 84); and

WHEREAS, this grant program is administered by the California Department of Water Resources (DWR); and

WHEREAS, the DWR requires the governing body of a grant applicant to designate, by Resolution, an authorized representative for filing grant applications and executing grant agreements; and

WHEREAS, the Los Angeles County Flood Control District (LACFCD) intends to submit an application for Proposition 84 Implementation - 2015 IRWM Grant funds of up to the maximum amount allowable (not-to-exceed \$40,039,355) for projects under the IRWM Grant Program on behalf of local entities in the Greater Los Angeles County IRWM; and

WHEREAS, the Greater Los Angeles County IRWM will identify projects to be included in the LACFCD's Implementation Grant Proposal.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Los Angeles, acting as the governing body of the LACFCD:

1. That an application be made to the DWR on behalf of the local entities to obtain IRWM Implementation Grants pursuant to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Act of 2006 for the implementation of projects that protect communities from drought, conserve and improve water quality, restore habitat, and reduce dependency on imported water.
2. That the Board of Supervisors authorizes and directs the Chief Engineer of the LACFCD or her designee to file such applications for Proposition 84 Implementation - 2015 IRWM Grant funds and designates the Chief Engineer or her designee to act as the authorized representative of the LACFCD when conducting business with the DWR on any and all matters related to these grants, including negotiating and executing the grant agreements and any amendments and signing requests for payment/reimbursement.



The foregoing Resolution was adopted on the 12th day of May, 2015, by the Board of Supervisors of the County of Los Angeles acting as the governing body of the Los Angeles County Flood Control District.

PATRICK OGAWA  
Acting Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles



By Carla Little  
Deputy

APPROVED AS TO FORM:

MARK J. SALADINO  
County Counsel

By Mark J. Saladino  
Deputy

VMF:av

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