

1 [Accept and Expend Grant - California State Water Resources Control Board - Baker Beach
2 Green Street Early Implementation Project - Not to Exceed \$3,759,822]

3 **Resolution authorizing the San Francisco Public Utilities Commission to accept and**
4 **expend a grant in an amount not to exceed \$3,759,822 from the California State Water**
5 **Resources Control Board for planning, design, and construction of the Sewer System**
6 **Improvement Program Baker Beach Green Street Early Implementation Project for the**
7 **period of November 4, 2017, through March 21, 2022.**

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9 WHEREAS, The Sewer System Improvement Program (SSIP) Phase 1 planning
10 process identified the Baker Beach Green Street Project (the Project) as a possible green
11 infrastructure project in the Richmond Watershed to reduce stormwater runoff into the City's
12 combined sewer system and improve streetscape, utilizing permeable paving, bio-retention
13 bulbout, detention galleries, infiltration galleries and rain gardens; and

14 WHEREAS, The San Francisco Public Utilities Commission (SFPUC) applied for and
15 has been awarded a Proposition 1 Storm Water Grant using re-appropriated Proposition 50
16 funds from the State Water Resources Control Board (State Water Board) in the amount of
17 \$3,759,822 for the planning, design and construction of the Project; and

18 WHEREAS, As a condition of receiving the grant funds, the State Water Board
19 requires the City enter into an agreement (Grant Agreement), a copy of which is on file with
20 the Clerk of the Board of Supervisors in File No. 190766, which is hereby declared to be a
21 part of this Resolution as if set forth fully herein; and

22 WHEREAS, The SFPUC desires to receive the State grant funds and is willing to
23 cooperate in fulfilling State Water Board obligations under the State grant requirements set
24 forth in the Prop 50 Clean Beaches Program Storm Water Construction/Implementation
25 Grant agreement (Grant Agreement), a copy of which is attached hereto; and

1 WHEREAS, On June 4, 2015, the Environmental Review Office approved a
2 Categorical Exemption for the Project under Section 15301 of the California Environmental
3 Quality Act (CEQA); and

4 WHEREAS, The Grant Agreement requires SFPUC to maximize use of available grant
5 funds on program expenditures by not including indirect costs in the grant budget; and

6 WHEREAS, SFPUC matching funds for implementation of the Project of at least 50%
7 of the total grant eligible project costs are available through SSIP Project Baker Beach Green
8 Street Project Fund No. CWWSIPFCDB05; and

9 WHEREAS, The grant does not require an Annual Salary Ordinance Amendment; and

10 WHEREAS, On March 12, 2019, the SFPUC Commission voted, by Resolution No.
11 19-0050, to recommend that the Board of Supervisors accept this grant; now, therefore, be it

12 RESOLVED, That the Board of Supervisors authorizes the SFPUC to accept and
13 expend grant funds not to exceed \$3,759,822 from the State Water Board for the Baker
14 Beach Green Street Early Implementation Project, and authorizes the SFPUC General
15 Manager or designee to enter into the Grant Agreement on behalf of the City; and, be it

16 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
17 indirect costs in the grant budget; and, be it

18 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the SFPUC
19 General Manager or designee to execute the Grant Agreement and any amendments with
20 the State Water Board for an amount not to exceed \$3,759,822; and, be it

21 FURTHER RESOLVED, That the Board of Supervisors authorizes the SFPUC
22 General Manager, Deputy General Manager and Chief Operating Officer, Assistant General
23 Manager of Wastewater Enterprise, Chief Financial Officer, other officers of the Commission,
24 or the Sewer System Improvement Program Director, or their designee to take such actions
25 to deliver and execute such certificates, agreements, requests, or other documents as they

1 may deem necessary or desirable to facilitate the execution and delivery of the Grant
2 Agreement, and to carry out the responsibilities under the Grant Agreement, including
3 certifying disbursement requests on behalf of SFPUC and complying with applicable
4 requirement; and, be it

5 FURTHER RESOLVED, That the Board of Supervisors authorizes the SFPUC
6 General Manager or designee to enter into any modifications to the Grant Agreement,
7 including, but not limited to, an increase in duration, that the General Manager determines, in
8 consultation with the City Attorney, are in the best interests of the City and do not materially
9 increase the obligations or liabilities of the City, are necessary or advisable to effectuate the
10 purposes of the Grant or this Resolution, and are in compliance with all applicable laws,
11 including the City's Charter.

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Recommended:

HARLAN L. KELLY
General Manager, SFPUC

Approved: _____

LONDON N. BREED
Mayor

Approved: _____

BEN ROSENFELD
Controller