

1 [Approval of Joint Powers Agreement for North Bayside System Unit facilities with the Cities of
2 San Francisco, South San Francisco, San Bruno, Millbrae, and Burlingame.]

3 **Resolution approving and authorizing the execution of an Agreement between the**
4 **Cities of San Francisco, South San Francisco, San Bruno, Millbrae, and Burlingame**
5 **pertaining to capacity ownership, operation, maintenance and capital projects cost**
6 **sharing for North Bayside System Unit (NBSU) Facilities.**

7 WHEREAS, pursuant to Board Order No. 74-205, the Regional Water Quality Control
8 Board required the Airport to remove all residual chlorine from its treated sewage effluent
9 being discharged to the Bay through the deep-water outfall in 1974; and

10 WHEREAS, on October 14, 1975, the Regional Board directed the Airport to join
11 together with the Cities of Burlingame, Millbrae, San Bruno, and South San Francisco for the
12 construction, operations and maintenance of a new Dechlorination Facility, or Federal and
13 State grant funds would not be considered; and

14 WHEREAS, on April 5, 1977, pursuant to Commission Resolution No. 77-0089, the
15 Airport Commission declared its intent to comply with the zero chlorine residual requirements,
16 and to participate jointly with the four other cities to construct the facility. The Airport Director
17 was also authorized to negotiate a new Joint Powers Agreement to achieve this additional
18 work. On September 12, 1977, pursuant to Commission Resolution No. 77-0243, the Airport
19 Commission approved this new Joint Powers Agreement, which addressed the construction,
20 maintenance, and operation of a new Dechlorination Facility; and

21 WHEREAS, after South San Francisco updated their Treatment Facilities in 2001, a
22 new agreement covering all aspects of the deep-water outfall facilities was needed. In doing
23 so, the City of San Francisco, and the Cities of South San Francisco, Millbrae, San Bruno and
24 Burlingame want to define ownership of capacity, establish cost sharing for administration,
25 operation, maintenance, and Capital Projects for the NBSU Facilities (South San Francisco

1 Effluent Pump Station, the South San Francisco Outfall Force Main, the South San Francisco
2 Submarine Outfall, the Switchgear Building and the Dechlorination Facility) by the Agencies,
3 and supercede all existing Joint Powers Agreements. Under this agreement the Airport would
4 have a capacity ownership of 7.55% of the NBSU Facilities. Additionally, the city of South
5 San Francisco would be responsible to the operation and maintenance of the NBSU facilities;
6 and

7 WHEREAS, on April 19, 2006, pursuant to Resolution No. 06-0064, the Airport
8 Commission approved the joint powers agreement with the Cities of San Francisco, South
9 San Francisco, San Bruno, Millbrae and Burlingame for the NBSU facilities. A copy of the
10 form of the Agreement is on file with the Clerk of the Board of Supervisors in File No. 061239,
11 which is hereby declared to be a part of this resolution as if set forth fully herein; now,
12 therefore, be it

13 RESOLVED, that this Board of Supervisors hereby approves the Twenty Year Joint
14 Powers Agreement pertaining to capacity ownership, operation, maintenance and capital
15 projects cost sharing of the NBSU facilities with the cities of San Francisco, South San
16 Francisco, San Bruno, Millbrae and Burlingame.

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ATTACHMENT A

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