

PUBLIC UTILITIES COMMISSION

City and County of San Francisco

RESOLUTION NO. 16-0001

WHEREAS, On behalf of numerous local public agencies including the San Francisco Public Utilities Commission (SFPUC), The Association of Bay Area Governments (ABAG) applied for and received a Proposition 84 Integrated Regional Water Management Grant from the State of California, Department of Water Resources (DWR) to help fund the implementation and operation of various regional drought relief, water conservation, water recycling, ecosystem restoration, green infrastructure, and flood management-watershed projects; and

WHEREAS, DWR awarded ABAG a total grant of \$32,178,423 in State funds of which nearly \$6 million is for regional water conservation projects located in the San Francisco Bay Area; and

WHEREAS, DWR and ABAG have entered into Grant Agreement No. 46000010575, whereby State grant funds will be disbursed by DWR to ABAG, the fiscal agent for the grant funds, on a reimbursement basis; and

WHEREAS, StopWaste and ABAG have entered into an Implementation Agreement by which ABAG agrees to disburse funding from the State grant to StopWaste for StopWaste to administer and monitor performance of eligible Water Conservation Projects under the State grant; and

WHEREAS, The SFPUC desires to receive State grant funds, and is willing to cooperate in fulfilling ABAG and StopWaste obligations under the State grant requirements; and

WHEREAS, The SFPUC and StopWaste desire to enter into a Memorandum of Understanding (MOU) in which StopWaste agrees to disburse the grant funds to the SFPUC to assist with implementation of the SFPUC's high-efficiency toilet and urinal incentive programs in accordance with the provisions of the implementation agreement; and

WHEREAS, The State grant funds for assistance with the implementation SFPUC high-efficiency toilet and urinal incentives are up to \$535,000 or more; and

WHEREAS, Approval of the proposed MOU or other funding mechanisms for the replacement of inefficient toilets and urinals does not fall within the definition of a "project" under California Environmental Quality Act Guidelines Section 15378(b)(4) related to the creation of government funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment. Implementation of specific toilet or urinal replacements under the SFPUC high-efficiency toilet and urinal incentive Program would be subject to issuance of building and/or plumbing permits by the Department of Building Inspection and environmental review by the San Francisco Planning Department, as necessary; and

WHEREAS, The total implementation cost of SFPUC high-efficiency toilet and urinal incentive programs through December 2018 are available in through the Water Enterprise's Water Conservation operating budget, Water Conservation Index Code 470701, of which up to \$535,000 or more will be provided through State grant funds to help offset costs, with the SFPUC's estimated cost-share match being \$384,195; now, therefore, be it

RESOLVED, That this Commission hereby authorizes the General Manager of SFPUC to execute a MOU with StopWaste for the purpose of disbursing State grant funds to the SFPUC for assistance with its high-efficiency toilet and urinal incentive programs for an amount of up to \$535,000 or more with estimated matching funds of \$384,195 available in Water Conservation Index Code 470701.

I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of January 12, 2016.



Secretary, Public Utilities Commission