

1 [Memorandum of Agreement Modification - United States Department of the Interior, National
2 Park Service - Not to Exceed \$26,904,364]

3 **Resolution authorizing the General Manager of the San Francisco Public Utilities**
4 **Commission to execute an amendment to a Memorandum of Agreement with the United**
5 **States Department of the Interior, National Park Service, Yosemite National Park, for**
6 **comprehensive management of watersheds supplying the San Francisco Regional**
7 **Water System for an amount not to exceed \$26,904,364 and a total duration of four**
8 **years from July 1, 2016, through June 30, 2020, pursuant to Charter, Section 9.118.**

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10 WHEREAS, On May 10, 2016, the San Francisco Public Utilities Commission (SFPUC)
11 adopted Resolution No. 16-0089 approving a Memorandum of Agreement with the National
12 Park Service (NPS) for the comprehensive management of watersheds in Yosemite National
13 Park that supply water to the San Francisco Regional Water System (2016 MOA); and

14 WHEREAS, The 2016 MOA has a two year term that expires on June 30, 2018, with a
15 total cost of \$12,326,507 requiring Board of Supervisors approval under Charter,
16 Section 9.118; and

17 WHEREAS, The 2016 MOA was approved by Board of Supervisors in Resolution
18 No. 276-16, File No. 160538; and

19 WHEREAS, The SFPUC and the NPS wish to continue their cooperation concerning
20 their common goal of watershed protection within Yosemite National Park and acknowledge
21 the SFPUC's financial commitment and the NPS' commitment to implement watershed
22 protection, environmental stewardship and security programs using funding provided by the
23 SFPUC; and

1 WHEREAS, The SFPUC and the NPS desire to extend the term of the 2016 MOA
2 through June 30, 2020, and to add additional SFPUC funding of \$14,677,857 for a total
3 Agreement amount not to exceed \$26,904,364, and a total duration of four years; and

4 WHEREAS, The SFPUC approved Modification No. 1 to the 2016 MOA on
5 April 24, 2018, in Resolution No. 18-0070, and has requested Board approval of Modification
6 No. 1 to the 2016 MOA under Charter, Section 9.118; and

7 WHEREAS, The SFPUC Bureau of Environmental Management has determined
8 adoption of the Resolution does not constitute a “project” under California Environmental
9 Quality Act (CEQA) Guidelines, Section 15378 subsection (b) (2) which includes continuing
10 administrative or maintenance activities and subsection (b) (4) which includes creation of a
11 government funding mechanism or other government fiscal activities which do not involve any
12 commitment to any specific project which may result in a potentially significant physical impact
13 on the environment; and

14 WHEREAS, Should funding authorized under the Modification No. 1 to the 2016 MOA
15 involve activities other than personnel-related functions, approval and implementation of those
16 activities by the National Park Service, Yosemite National Park would be subject to
17 compliance with the National Environmental Policy Act (NEPA); and

18 WHEREAS, Funds for this agreement will be available from the Hetch Hetchy
19 operating budget as appropriated through the City and County of San Francisco’s two-year
20 budget process; now, therefore, be it

21 RESOLVED, That the Board of Supervisors hereby authorizes the General Manager of
22 the SFPUC to execute Modification No. 1 to the 2016 MOA with the United States Department
23 of the Interior, National Park Service, Yosemite National Park, for comprehensive
24 management of watersheds within Yosemite National Park supplying the San Francisco
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1 Regional Water System for an amount not to exceed \$26,904,364 and a total duration of four
2 years, pursuant to Charter, Section 9.118; and, be it

3 FURTHER RESOLVED, That within thirty (30) days of the agreement being fully
4 executed by all parties, the General Manager of the SFPUC shall provide the final agreement
5 to the Clerk of the Board for inclusion into the official file.

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