

RESOLUTION NUMBER R- 312943

DATE OF FINAL PASSAGE APR 17 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE EXECUTION OF A STATE WATER RESOURCES CONTROL BOARD GRANT AGREEMENT TO ACCEPT PROPOSITION 68 GRANT FUNDS FOR PHASE 1 NORTH CITY PURE WATER PROJECTS.

WHEREAS, the State of California's 2018 Budget Act allocated \$30 million in Proposition 68 (California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018) grant funds (Grant Funds) as a direct appropriation to the City of San Diego (City) to support the City's Pure Water Program; and

WHEREAS, the Grant Funds are to be administered by the State Water Resources Control Board (SWRCB) pursuant to a grant agreement (Grant Agreement) between the City and the SWRCB; and

WHEREAS, pursuant to the Grant Agreement, the Grant Funds are to be used to assist with the construction of the following Phase 1 North City Pure Water Projects (Projects): North City Pure Water Facility, North City Pure Water Pipeline, North City Water Reclamation Plant Expansion, and North City Morena Blvd Pump Station and Pipelines; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, as follows:

1. That the Mayor or his designee is authorized to take all necessary actions to secure the Grant Funds, including but not limited to executing a Grant Agreement and any amendments thereto for an amount not to exceed \$30 million to assist with the construction of the Projects.

2. That the Chief Financial Officer (CFO) is authorized to accept, appropriate and expend an amount not to exceed \$30 million from the Grant Funds for the construction of the Projects in the following amounts: North City Pure Water Facility (\$12.4 million), North City Pure Water Pipeline (\$5 million), North City Reclamation Plant Expansion (\$9.6 million), and North City Morena Blvd Pump Station and Pipelines (\$3 million).

3. That the CFO is authorized to increase the Capital Improvements Program Budget in CIP ALA00001, Pure Water Program (B15139, North City Pure Water Facility) and to appropriate and expend Grant Funds in an amount not to exceed \$12,400,000 [Fund 710001, State Grant Fund] for the North City Pure Water Facility, contingent upon the receipt of the fully executed Grant Agreement.

4. That the CFO is authorized to decrease the Capital Improvements Program Budget in CIP ALA00001, Pure Water Program (B15139, North City Pure Water Facility) and to de-appropriate an amount not to exceed \$12,400,000 [Fund 700010, Water Utility CIP], for the North City Pure Water Facility, contingent upon the receipt of the fully executed Grant Agreement.

5. That the CFO is authorized to increase the Capital Improvements Program Budget in CIP ALA00001, Pure Water Program (B16035, North City Pure Water Pipeline) and to appropriate and expend Grant Funds in an amount not to exceed \$5,000,000 [Fund 710001, State Grant Fund] for the North City Pure Water Pipeline, contingent upon the receipt of the fully executed Grant Agreement.

6. That the CFO is authorized to decrease the Capital Improvements Program Budget in CIP ALA00001, Pure Water Program (B16035, North City Pure Water Pipeline) and to de-appropriate an amount not to exceed \$5,000,000 [Fund 700010, Water Utility CIP] for the

North City Pure Water Pipeline, contingent upon the receipt of the fully executed Grant Agreement.

7. That the CFO is authorized to increase the Capital Improvements Program Budget in CIP ALA00001, Pure Water Program (B15142, North City Water Reclamation Plant Expansion) and to appropriate and expend Grant Funds in an amount not to exceed \$9,600,000 [Fund 710001, State Grant Fund] for the North City Water Reclamation Plant Expansion, contingent upon the receipt of the fully executed Grant Agreement.

8. That the CFO is authorized to decrease the Capital Improvements Program Budget in CIP ALA00001, Pure Water Program (B15142, North City Water Reclamation Plant Expansion) and to de-appropriate an amount not to exceed \$9,600,000 [Fund 700009, Metro Sewer Utility CIP] for the North City Water Reclamation Plant Expansion, contingent upon the receipt of the fully executed Grant Agreement.

9. That the CFO is authorized to increase the Capital Improvements Program Budget in CIP ALA00001, Pure Water Program (B15141, North City Morena Blvd Pump Station and Pipelines) and to appropriate and expend Grant Funds in an amount not to exceed \$3,000,000 [Fund 710001, State Grant Fund] for the North City Morena Blvd Pump Station and Pipelines, contingent upon the receipt of the fully executed Grant Agreement.

10. That the CFO is authorized to decrease the Capital Improvements Program Budget in CIP ALA00001, Pure Water Program (B15141, North City Morena Blvd Pump Station and Pipelines) and to de-appropriate an amount not to exceed \$3,000,000 [Fund 700009, Metro Sewer Utility CIP] for the North City Morena Blvd Pump Station and Pipelines, contingent upon the receipt of the fully executed Grant Agreement.

11. That the City hereby states its intention and reasonably expects to reimburse expenditures paid prior to the issuance of the obligations or the approval by the SWRCB of the Grant Agreement for the Grant Funds.

12. That this Resolution is being adopted no later than 60 days after the date on which the City will expend monies for the construction portion of the costs of the Projects to be reimbursed with the Grant Funds.

13. That each City expenditure will be of a type properly chargeable to a capital account under general federal income tax principles.

14. That this Resolution is adopted as the official intent of the City in order to comply with Treasury Regulation section 1.150-2 and any other regulations of the Internal Revenue Service relating to the qualification for reimbursement of costs of the Projects.

15. That all the recitals in this Resolution are true and correct and this City so finds, determines and represents.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Bret A. Bartolotta
Bret A. Bartolotta
Deputy City Attorney

BAB:jdf
2/21/2020
Or.Dept:Public Utilities
Doc. No.: 2290534

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 04/14/2020.

ELIZABETH S. MALAND
City Clerk

By /s/ Gil Sanchez
Deputy City Clerk

Approved: 4/17/2020
(date)



KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on APR 14 2020, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage APR 17 2020.

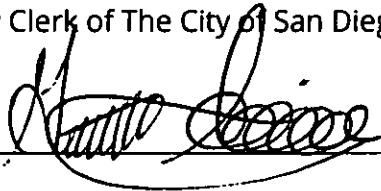
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California

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