## RESOLUTION NO. RES-2022-186

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE APPLICATION, ACCEPTANCE, AND EXECUTION OF A DEPARTMENT OF WATER RESOURCES URBAN STREAMS RESTORATION PROGRAM GRANT FOR DESIGN, CONSTRUCTION, AND EDUCATION AND OUTREACH FOR THE LOWER COLGAN CREEK RESTORATION – PHASE 3 PROJECT

WHEREAS, the California Department of Water Resources (DWR) manages the Urban Streams Restoration Program (USRP), a competitive grant program for planning and implementation of projects that restore streams, creeks and rivers to enhance the environment for fish, wildlife, and people; and

WHEREAS, DWR began accepting applications for the USRP in June of 2022 for the 2022 round of funding, and the City of Santa Rosa, and its project partner Laguna de Santa Rosa Foundation (the Laguna Foundation), are planning to submit an application for design, construction, and education and outreach for the Lower Colgan Creek Restoration Project – Phase 3 (Project); and

WHEREAS, DWR will accept applications for the USRP on a rolling monthly basis, and will award funding quarterly starting in October 2022, until USRP funds are depleted; and

WHEREAS, Santa Rosa Water has identified construction of the entire Lower Colgan Creek Restoration Project as a priority to implement the City's 2035 General Plan Chapter 7-3 Biological Resources and Waterways and the Citywide Creek Master Plan; and

WHEREAS, the Project meets the criteria for the USRP grant, as a restoration project that will provide approximately 2,450 linear feet of restored creek habitat in southwest Santa Rosa and recontour channels to improve flood capacity; and

WHEREAS, the Project likely qualifies for exemption from the USRP 20% matching fund requirement because it serves a Disadvantaged Community (DAC) based on the DWR DAC Mapping Tool at the Census Block Group level (Census Tract 1532.02, Block Group 1; ACS: 2016-2020 data); and

WHEREAS, if it is determined by DWR that the Project does not adequately meet the DAC exemption such that a 20% match is required, the estimated matching funds (\$1,276,000) would come from local grants and/or the Storm Water Enterprise fund; and

WHEREAS, staff is requesting grant funding for design, construction, and public education and outreach costs for the Project.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa hereby finds, determines, declares and orders as follows:

1. The foregoing recitations are true and correct; and

- 2. That pursuant and subject to all of the terms and provisions of the Budget Act of 2021 (Stats. 2021, ch. 240, § 81) and the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access For All Act of 2018 (Pub. Resources Code, § 80000 et seq.), the Santa Rosa Water Director (Director), or designee is hereby authorized and directed to prepare and file an application for funding with the Department of Water Resources, and take such other actions as necessary or appropriate to obtain grant funding; and
- 3. The Director, or designee, is hereby authorized and directed to execute the grant agreement with the Department of Water Resources and any amendments thereto; and
- 4. The Director, or designee, is hereby authorized and directed to submit any required documents, invoices, and reports required to obtain grant funding; and
- 5. The Project is consistent with the City's 2035 General Plan; and
- 6. The City of Santa Rosa has reviewed, understands, and agrees to the provisions contained in the USRP Guidelines; and
- 7. The City of Santa Rosa acknowledges that if the Project is funded, it will be required to comply with all federal, state, and local laws.

BE IT FURTHER RESOLVED that the Council, upon approval of the grant agreement, directs the Chief Financial Officer to increase appropriations in JL Key 54030, Lower Colgan Creek Restoration Phase 3, equal to the approved grant amount.

IN COUNCIL DULY PASSED this 23rd day of August, 2022.

| AYES:                              | (6) Mayor C. Rogers, Vice Mayor Alvarez, Council Members Fleming,<br>N. Rogers, Sawyer, Schwedhelm |       |
|------------------------------------|--|-------|
| NOES:                              | (0)  |       |
| ABSENT:                            | (1) Council Member MacDonald   |       |
| ABSTAIN:                           | (0)  |       |
| ATTEST:                            | APPROVED:<br>City Clerk  | Mayor |
| APPROVED AS TO FORM: City Attorney |  |       |