

RESOLUTION NO. RES-2025-060

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE PURCHASE OF MITIGATION CREDITS FOR THE LOWER COLGAN CREEK RESTORATION – PHASE 3 AND NEIGHBORHOOD PARK PROJECTS; APPROVING PURCHASE AGREEMENTS TO BUY MITIGATION CREDITS FOR CALIFORNIA TIGER SALAMANDER AND SEASONAL WETLAND HABITAT BOTH FROM TRI DEVELOPMENT SERVICES, LLC; AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION AND PUBLIC WORKS TO EXECUTE THE AGREEMENTS AND RELATED DOCUMENTS

WHEREAS, the Transportation and Public Works, Water, and Recreation and Parks Departments are collaborating on adjacent projects, the Lower Colgan Creek Restoration Project – Phase 3, and the Lower Colgan Creek Neighborhood Park Project; and

WHEREAS, both project limits are located within the Santa Rosa Plain Conservation Strategy Area that covers the endangered California tiger salamander (CTS), and the projects may impact upland CTS habitat; and

WHEREAS, a California Department of Fish and Wildlife (CDFW) Incidental Take Permit (ITP) is being obtained, and consultation with United States Fish and Wildlife Service (USFWS) is occurring through Section 7 of the Endangered Species Act; and

WHEREAS, as part of the ITP permit, regulatory agencies require purchase of CTS mitigation credits prior to commencement of the project activities; and

WHEREAS, all credits compensate for the loss of habitat as a result of the projects through the establishment of mitigation banks monitored by the regulatory agencies in perpetuity; and

WHEREAS, in order to comply with the Clean Water Act Section 401 Permit, the Lower Colgan Creek restoration project is required to obtain 0.05 acres of seasonal wetland credits.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa authorizes the purchase of mitigation credits for the Lower Colgan Creek – Phase 3, and Neighborhood Park projects.

BE IT FURTHER RESOLVED that the Council approve a Purchase Agreement to buy required mitigation credits for California tiger salamander (CTS) from TRI Development Services, LLC, of Greenbrae, California, in an amount not to exceed \$2,490,200.

BE IT FURTHER RESOLVED that the Council approve a Purchase Agreement to buy required mitigation credits for seasonal wetland habitat from TRI Development Services, LLC, in an amount not to exceed \$60,000.

BE IT FURTHER RESOLVED that the Council authorize the Director of Transportation and Public Works to execute the agreements and any related documents or applications, subject to approval as to form by the City Attorney.

IN COUNCIL DULY PASSED this 15th day of April, 2025.

AYES: (5) Mayor Stapp, Council Members Bañuelos, Fleming, MacDonald, Rogers

ABSENT: (2) Vice Mayor Alvarez, Council Member Okrepkie

ABSTAIN: (0)

RECUSE: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM: _____
City Attorney

Exhibit A – Purchase Agreement for CTS Credits

Exhibit B – Purchase Agreement for Wetland Credits