

RESOLUTION NO. 071530

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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**RESOLUTION AUTHORIZING AND DIRECTING THE COUNTY MANAGER, OR HIS DESIGNEE, TO EXECUTE:**

- 1. MEMORANDA OF UNDERSTANDING FOR THE IMPLEMENTATION OF THE JAMES V. FITZGERALD AREA OF SPECIAL BIOLOGICAL SIGNIFICANCE POLLUTION REDUCTION PROGRAM WITH THE SAN FRANCISCO ESTUARY INSTITUTE IN AN AMOUNT NOT TO EXCEED \$490,000; AND WITH THE SAN MATEO COUNTY RESOURCE CONSERVATION DISTRICT IN AN AMOUNT NOT TO EXCEED \$500,000, EACH FOR THE TERM OF MAY 24, 2011 THROUGH MAY 1, 2015; AND**
- 2. NON-SUBSTANTIVE ADDITIONS, CLARIFICATIONS AND OTHER CHANGES AS THE COUNTY MANAGER, OR HIS DESIGNEE, DEEMS NECESSARY OR ADVISABLE AFTER CONSULTATION WITH COUNTY COUNSEL**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, the County of San Mateo applied for grant funds from the State Water Resources Control Board (State Water Board) Proposition 84 Areas of Special Biological Significance (ASBS) Grant Program and was determined by the State Water Board to be eligible for a grant pursuant to applicable State laws and regulations; and

**WHEREAS**, on February 3, 2009 the State Water Board approved Resolution No. 2009-0007 authorizing grant funding for the James V. Fitzgerald ASBS Pollution Reduction Program (Pollution Reduction Program), a project designed to comply with the discharge prohibitions into ASBS contained in the California Ocean Plan; and

**WHEREAS**, on May 24, 2011 the Board adopted Resolution No. 071429 authorizing the President of the Board of Supervisors to execute Grant Agreement No.

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10-402-550 (Grant Agreement) with the State Water Board for the Pollution Reduction Program; and

**WHEREAS**, the Pollution Reduction Program consists of implementing pilot and targeted upland Best Management Practices for stormwater discharges and conducting associated studies, water quality monitoring, and education and outreach efforts; and

**WHEREAS**, the County of San Mateo has been designated as the grantee and is responsible for accepting and complying with all of the terms, provisions, conditions, and commitments of the Grant Agreement, including all incorporated documents, and to fulfill all assurances, declarations, representations, and commitments made in its application, accompanying documents and communications filed in support of its request for grant funding; and

**WHEREAS**, the County of San Mateo is responsible for complying with and requiring its contractors and subcontractors to comply with all applicable laws, policies and regulations; and

**WHEREAS**, the County of San Mateo is responsible for coordination and implementation of the Pollution Reduction Program and for executing appropriate documentation for the distribution of Proposition 84 ASBS Grant Program funds to project partners in accordance with the terms and conditions set forth in the Grant Agreement; and

**WHEREAS**, the County of San Mateo developed the Pollution Reduction Program in partnership with the San Francisco Estuary Institute (SFEI) and San Mateo

County Resource Conservation District (RCD); and

**WHEREAS**, it is appropriate for the County of San Mateo to enter into Memoranda of Understanding with SFEI and RCD to define the responsibilities, terms, and conditions with respect to the Pollution Reduction Program; and

**NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** as follows:

1. The Board of Supervisors authorizes and directs the County Manager, or his designee, to execute Memoranda of Understanding between the County of San Mateo and the San Francisco Estuary Institute, and the County of San Mateo and the San Mateo County Resource Conservation District regarding implementation of the James V. Fitzgerald Area of Special Biological Significance Pollution Reduction Program.
2. The Board of Supervisors authorizes and directs the County Manager, or his designee, to execute non-substantive additions, clarifications and other changes as the County Manager, or his designee, deems necessary or advisable after consultation with County Counsel.

\* \* \* \* \*

Regularly passed and adopted this 12<sup>TH</sup> day of July, 2011.

*AYES and in favor of said resolution:*

*Supervisors:*

DAVE PINE

CAROLE GROOM

ROSE JACOBS GIBSON

ADRIENNE J. TISSIER

DON HORSLEY

*NOES and against said resolution:*

NONE

*Absent Supervisors:*

NONE

Carole Groom

President, Board of Supervisors  
County of San Mateo  
State of California

Certificate of Delivery

*I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.*

Rebecca Romero

Rebecca Romero, Deputy  
Clerk of the Board of Supervisors

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