

RESOLUTION NO. .

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

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RESOLUTION AUTHORIZING: A) MEMORANDUM OF UNDERSTANDING (MOU) WITH THE SAN MATEO RESOURCE CONSERVATION DISTRICT TO PROVIDE WATERSHED PROTECTION AND ENHANCEMENT SERVICES, FOR THE TERM OF MARCH 9, 2021 THROUGH MARCH 8, 2026, IN AN AMOUNT NOT TO EXCEED \$1,000,000; AND B) WAIVER OF THE REQUEST FOR PROPOSAL PROCESS TO SELECT THE SAN MATEO RESOURCE CONSERVATION DISTRICT, A PUBLIC ENTITY; AND C) THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AMENDMENTS TO THE MEMORANDUM OF UNDERSTANDING TO MODIFY THE COUNTY'S MAXIMUM FISCAL OBLIGATION BY NO MORE THAN \$25,000 (IN AGGREGATE) AND THE TERMS OR SERVICES PROVIDED THE AMENDMENTS ARE WITHIN THE CURRENT OR REVISED FISCAL PROVISIONS

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

WHEREAS, San Mateo County's Coastsides watersheds that are home to an abundance of natural resources, diverse ecosystems, and special status species such as Steelhead, Coho salmon, and the California red-legged frog; and

WHEREAS, several creeks and waterbodies are listed as impaired by pollutants and as such, the San Francisco Bay Water Quality Control Board must develop specific Total Maximum Daily Load (TMDL) regulations to address water quality conditions; and

WHEREAS, endangered species recovery action plans specifically look to municipalities to incorporate habitat enhancement, such as fish passage and large woody debris features, into planned infrastructure repair projects; and

WHEREAS, Government Code section 54981 allows the legislative body of any local government agency to contract with another agency for performance of municipal services or functions; and

WHEREAS, Government Code section 6502 provides that, if authorized by their legislative or other governing bodies, two or more public agencies may by agreement jointly exercise any power common to the parties; and

WHEREAS, the San Mateo Resource Conservation District is a special district focused on connecting communities and technical and education assistance to conserve and manage natural resources; and

WHEREAS, the San Mateo Resource Conservation District has successfully partnered with the County of San Mateo Parks Department on sediment reduction projects in the Pescadero Creek County Park Complex; inter-departmental watershed and natural resource protection efforts led by the County of San Mateo Office of Sustainability; and multiple facets of restoring the Pescadero-Butano Creek watershed and reducing impacts from flooding; and

WHEREAS, compliance with enhanced natural resource and watershed protection requirements require enhanced planning, implementation, and coordination with multiple stakeholders that can extend beyond the Department of Public Works' current in-house capacity or expertise; and

WHEREAS, the Department of Public Works desires to partner with the San Mateo Resource Conservation District to comply with watershed protection requirements, TMDL planning and implementation, endangered species recovery actions, and other efforts specific to the Department of Public Works' infrastructure and operational activities; and

WHEREAS, the Department and the RCD agree that entering into a Memorandum of Understanding (MOU) that defines the responsibilities, terms, and conditions for collaborating, partnering, and working together on watershed protection efforts is desirable; and

WHEREAS, the Department is interested in executing the MOU for a five-year period and having the option to extend the MOU term for two (2) additional years for one time; and

WHEREAS, this Board has considered the recommendation of the Director of Public Works.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the President of this Board of Supervisors shall be, and is, hereby authorized and directed to execute said Memorandum of Understanding on behalf of County of San Mateo, and the Clerk of the Board shall attest to the President's signature thereto; and

BE IT FURTHER RESOLVED that the Board hereby waives the County's Request for Proposal process to select the San Mateo Resource Conservation District, a public entity; and

BE IT FURTHER RESOLVED that the Director of Public Works, or designee, is authorized to execute amendments to the Memorandum of Understanding to modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate) and the terms or services provided the amendments are within the current or revised fiscal provisions.

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