

## **RESOLUTION NO. 15-023**

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE AUTHORIZING THE CITY MANGER TO AMEND AN EXISTING AGREEMENT WITH BREZACK AND ASSOCIATES PLANNING FOR CONTINUED PLANNING, ENGINEERING AND TECHNICAL SUPPORT SERVICES FOR THE PACIFIC GROVE LOCAL WATER PROJECT FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$47,450.00**

#### **FINDINGS**

1. On October 1, 2012, the City of Pacific Grove submitted a public participation proposal to the California Public Utilities Commission (CPUC) for the Cal-Am Monterey Peninsula Water Supply Project through the implementation of one or more small water projects, as authorized by the City Council in Resolution No. 12-067.
2. The Pacific Grove Local Water Project (LWP) is a non-potable recycled water supply project of 125-600 acre-feet per year (AFY) to meet irrigation needs on the Pacific Grove Golf Links, El Carmelo Cemetery, and other uses, reducing potable water demands on the Cal-Am system.
3. Given the CPUC's schedule delays and other factors, Cal-Am does not expect to have its project in place within the timeframe of the SWRCB CDO.
4. Small projects like the LWP may help to avoid water rationing and other draconian measures that would be detrimental to public health and safety as well as severely impact the local economy.
5. The City has continued development of the LWP with the assistance of Brezack and Associates Planning (BAP) and funding from the SWRCB in the form of a Facilities Planning Grant (FPG). The FPG Plan of Study was approved by the SWRCB in March 2013, and the grant agreement executed in May 2013.
6. BAP has initiated the required environmental review process called CEQA-Plus. The CEQA-Plus process includes requirements under National Environmental Protection Act (NEPA), to be prepared because the SRF includes Federal funding.
7. The LWP's Final Environmental Impact Report was certified in November of 2014.
8. Currently the City irrigates its Municipal Golf Course and El Carmelo Cemetery with potable water purchased from California American Water Company. When operational, the LWP will result in the creation of 125 AFY of new recycled water that in turn will create 125 AFY of "in-lieu" potable water that can otherwise benefit the Peninsula and its environment. The Monterey Peninsula Water Management District (MPWMD) has collaborated with the City and requested the preparation of a Supplemental Environmental Impact Report (SEIR) for the evaluation of water connection permits to the City for the new in-lieu water supply.

9. The SEIR will also address concerns expressed by the Monterey Regional Water Pollution Control Agency (MRWPCA) and its desire to collaborate with the City regarding solid concentrations generated from the LWP and returning those solids to their regional system, causing potential changes to their overall influent flows. The SEIR will therefore include scoping with an additional investigation of the effects of the LWP on the regional wastewater system. The SEIR document is intended to support the request from the MRWPCA for the additional investigation of the effect of the proposed disposal of wastes from the LWP on its wastewater collection system.
10. The SEIR will support review by the California Public Utilities Commission (CPUC) of any requested made by Cal-Am to enable reuse of potable water saved by reason of irrigation with recycled water from the LWP.
11. The SEIR would be used to support any finding that the project and the cumulative impacts of potable water use do not adversely affect the environment.
12. The infill development that may result from the in-lieu water supply is dependent on reuse of water saved by the City and could potentially have a greater environmental effect under the cumulative impacts analysis (and potentially traffic and utilities, cultural resources and services impacts) than was analyzed in the LWP EIR.
13. The SEIR document is intended to support the request from the MRWPCA for the additional investigation of the effect of the proposed disposal of wastes from the LWP on its wastewater collection system.
14. The tasks required to evaluate the potential effects of the proposed project are outlined below:
  - Task 1: Project Management & Coordination
  - Task 2: Prepare Administrative Draft Supplemental EIR
  - Task 3: Prepare Draft Supplemental EIR
  - Task 4: Prepare Administrative Final Supplemental EIR
  - Task 5: Prepare Final Supplemental EIR
  - Task 6: Prepare Findings and Notice of Determination
15. Funds in the amount of \$47,450.00 for the recommended contract amendment are available in the Public Works Stormwater Fund (44-512).
16. Estimated completion of work for Amendment #7 to the original agreement is August 2015.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE:**

1. The Council determines that each of the Findings set forth above is true and correct, and by this reference incorporates those Findings as an integral part of this Resolution.

2. The Council authorizes the City Manager to execute an amendment to an existing agreement with Brezack and Associates Planning for Continued Planning, Engineering and Technical Support Services for the Pacific Grove Local Water Project in amount of \$47,450.00.
3. This Resolution shall become effective immediately following passage and adoption thereof.

**PASSED AND ADOPTED** BY THE COUNCIL OF THE CITY OF PACIFIC GROVE  
this 6th day of May, 2015, by the following vote:

AYES: Mayor Kampe, Councilmembers Fischer, Huitt, Lucius, Miller, Peake

NOES: None

ABSENT: Councilmember Cuneo

APPROVED:

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BILL KAMPE, Mayor

ATTEST:

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SANDRA KANDELL, Deputy City Clerk

APPROVED AS TO FORM:

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DAVID C. LAREDO, City Attorney