

RESOLUTION NO. 14-041

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE
AUTHORIZING THE CITY MANAGER TO APPROVE AMENDMENT NO. 1 TO AN
EXISTING AGREEMENT WITH THE MONTEREY BAY SANCTUARY CITIZEN
WATERSHED MONITORING NETWORK FOR THE WATER QUALITY
MONITORING OF THE PROPOSITION 84 ASBS GRANT PROJECTS**

WHEREAS, the State Water Resources Control Board (State Water Board) has entered into an agreement with the City of Pacific Grove to receive funds from the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) Clean Beaches Program; and

WHEREAS, the City of Pacific Grove will use these funds for the Pacific Grove Urban Runoff Diversion Project (Phase III), a project designed to comply with the discharge prohibition into Areas of Special Biological Significance contained in the California Ocean Plan eligible project costs; and

WHEREAS, the State Water Board requires as part of the agreement with the City of Pacific Grove that a monitoring plan be implemented that describes the baseline water quality or quality of the environment to be addressed; the types of constituents to be monitored, the methodology, frequency and duration of monitoring, and relate the project monitoring to existing regional monitoring programs; and

WHEREAS, the Monterey Bay Sanctuary Citizen Monitoring Network has an existing agreement to provide water quality monitoring services for the City of Pacific Grove for demonstrating improvement to water quality post construction of the Proposition 84 ASBS grant projects; and

WHEREAS, amending the end term of the agreement from June 30, 2014 to June 30, 2016 would allow continued monitoring and assist the City of Pacific Grove in meeting regulatory requirements for discharges into the Area of Special Biological Significance and Monterey Bay National Marine Sanctuary, but does not authorize additional expenditures; and

WHEREAS, adoption of this resolution is not defined as a project under the California Environmental Quality Act (CEQA), as set forth in CEQA Guideline Section 15378(B)(5)), organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF PACIFIC GROVE DOES RESOLVE AS FOLLOWS:

SECTION 1. The City Council finds each recital set forth above to be true and correct, and by this reference incorporates each as an integral part of this Resolution.

SECTION 2. The City Manager is authorized to execute all documents and to perform all other necessary City acts to enter into an amended agreement with Monterey Bay Sanctuary Citizen Monitoring Network to extend the term of the agreement to June 30, 2016.

SECTION 3. This Resolution shall take effect immediately following its adoption.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 18th day of June 2014, by the following vote:

AYES: Mayor Kampe, Councilmembers Cohen, Cuneo, Fischer, Huitt, Lucius, Miller

NOES: None

ABSENT: None

APPROVED:

BILL KAMPE, Mayor

ATTEST:

ANN CAMEL, Interim City Clerk

APPROVED AS TO FORM:

DAVID C. LAREDO, City Attorney