

RESOLUTION NO. 1087

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES OF THE CITY OF SANTA ROSA APPROVING AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE CITY OF SANTA ROSA AND KRASILSA PACIFIC FARMS, LLC FOR FUNDING OF NUNES-OCEAN VIEW DAIRY BEST MANAGEMENT PRACTICE NUTRIENT OFFSET PROJECT

WHEREAS, pursuant to the National Pollutant Discharge Elimination System (NPDES) Permit, Order No. R1-2013-0001, CA0022764 (Permit) issued to the City of Santa Rosa (City) by the North Coast Regional Water Quality Control Board (RWQCB), the City may meet its effluent limitation for phosphorus by reducing loads elsewhere in the watershed through an approved nutrient offset program; and

WHEREAS, the RWQCB approved the Santa Rosa Nutrient Offset Program Resolution No. R1-2008-0061 (NOP); and

WHEREAS, pursuant to the NOP, the Nunes-Ocean View Dairy Best Management Practice Nutrient Offset Project (Project) as described in the City's proposal dated October 30, 2012, was approved for nutrient offset credit by RWQCB on January 24, 2013; and

WHEREAS, pursuant to the NOP, the Nunes-Ocean View Dairy Best Management Practice Nutrient Offset Project (Project) as described in the City's first amended proposal dated July 10, 2014, was approved for nutrient offset credit by RWQCB on August 19, 2014; and

WHEREAS, the Board of Public Utilities approved Resolution No. 1076 approving the Agreement between the City and Krasilisa Pacific Farms, LLC (Krasilisa) for funding of Project on August 21, 2014 to implement the Project as approved for crediting by RWQCB on August 19, 2014; and

WHEREAS, Krasilisa implemented a revised Project different than that approved for crediting by RWQCB on August 19, 2014; and

WHEREAS, pursuant to the NOP, the revised Project as described in the City's second amended proposal dated February 5, 2015, was approved for nutrient offset credit by RWQCB on April 29, 2015 (attached as Exhibit A); and

WHEREAS, City desires to carry out the Project to offset its nutrient load by reducing loads elsewhere in the watershed.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities:

1. Provides that the custodian of the documents or other material which constitutes the record of proceedings upon which this Resolution is based is:

Deputy Director of Environmental Services
Santa Rosa Subregional Water Reuse Facility
4300 Llano Road
Santa Rosa, CA 95407

2. Approves the Amendment No. 1 to the Agreement Between the City of Santa Rosa and Krasilsa Pacific Farms LLC for Funding of Nunes-Ocean View Dairy Best Management Practice Nutrient Offset Project (attached as Exhibit B) and authorizes the Chair to sign the Agreement.

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 21st day of May, 2015.


AYES: (6) Kaun, Arnone, Dowd, Holt, Steffensen, and Tibbetts

NOES: (0)

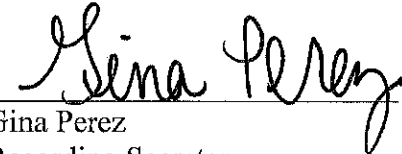
ABSENT: (1) Galvin

ABSTAIN: (0)

APPROVED:




Daniel J. Galvin III
Chair

ATTEST: 

Gina Perez
Recording Secretary

APPROVED AS TO FORM:



City Attorney

Exhibit A: RWQCB's April 29, 2015 approval and the City's second amended proposal to RWQCB dated February 5, 2015

Exhibit B: Amendment No. 1 to the Funding Agreement with Krasilsa Pacific Farms, LLC