

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES RECOMMENDING THE CITY COUNCIL APPROVE THE AMENDED AND RESTATED AGREEMENT REGARDING SOUTH PARK COUNTY SANITATION DISTRICT OPERATIONS AND TRANSFER TO THE CITY OF SANTA ROSA

WHEREAS, the South Park County Sanitation District (SPCSD) was formed in 1956 to provide sanitary sewer service in a developing area of unincorporated County; and

WHEREAS, the SPCSD and the City entered into the "Agreement for Dissolution of the South Park County Sanitation District and Transfer to the City of Santa Rosa" (Agreement) in February 1996, with a term to February of 2001; and

WHEREAS, the SPCSD and the City approved: Amendment No. 1 to the Agreement in February 1998, which amended pipe replacement requirements and capacity transfer; and Amendment 2 in June 2000, which referenced the Regional Water Quality Control Board's Cleanup and Abatement Order regarding a plume of halogenated volatile organic compounds in the SPCSD and extended the dissolution date to June 30, 2006; and Amendment 3 in April 2004, which extended the dissolution date to June 30, 2011; and Amendment 4 in June 2011, which extended the dissolution date to June 30, 2012; and

WHEREAS, the Agreement as amended will expire on June 30, 2012, and staff recommends Amending and Restating the Agreement to address the unknown date of dissolution and to reinforce and clarify the on-going maintenance operations of the District.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities recommends that the City Council approve the Amended and Restated Agreement with the SPCSD.

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 17th day of May, 2012

AYES: (7) DOWD, GALE, CARNEY, GALVIN, LOWRY, MEECHAN AND SWINTH

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

APPROVED: _____

Chairman Richard Dowd

ATTEST: _____

Gina Perez
Recording Secretary

APPROVED AS TO FORM:

City Attorney