

RESOLUTION NO. _____

Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager Or Designee To 1) Enter Into A Cooperative Implementation Agreement Amendment With Caltrans To Receive Grant Funds To Construct The Powell Street Hydrodynamic Separator Project, And 2) Accept And Appropriate Funding From Caltrans For This Project In An Amount Up To Two Million Dollars (\$2,000,000). CEQA Determination: Exempt Pursuant To CEQA Guidelines Section 15301

WHEREAS, the City of Emeryville is subject to stormwater regulations covering removal of trash and pollutants defined in the San Francisco Regional Water Quality Control Board's (RWQCB) Municipal Regional National Pollutant Discharge Elimination System Permit (MRP 3.0, Order No. R2-2022-0018); and

WHEREAS, as a condition of the MRP, all permittees are required to reduce, by July 2025, the amount of trash discharging from their storm drain system by 100% from baseline levels established in 2009; and

WHEREAS, the City has implemented maintenance strategies and installed infrastructure to meet the most recent MRP requirement of a 90% reduction in trash levels by July 2023, but additional work is required to meet the 2025 goal; and

WHEREAS, the City has approved and partially funded three capital improvement projects: Stormwater Management (CIP# ESI-01) and Hydrodynamic Separator Units (CIP# ESI-04) Large Trash Separator in Storm Drain Line (CIP# ST-13) to meet the requirements of the MRP; and

WHEREAS, the State of California Department of Transportation (Caltrans) is also subject to RWQCB permit requirements for trash capture and has developed a grant program to construct Full Trash Capture Devices (FTC) in cooperation with local agencies; and

WHEREAS, in 2021, the City entered into a successful Cooperative Implementation Agreement (CIA) with Caltrans to partially fund the now-completed FTC installed on MacArthur Boulevard; and

WHEREAS, Caltrans and the City of Emeryville staff have identified a project to install a Hydrodynamic Separator (HDS) type FTC on Powell Street that will meet the goals of both agencies ("Project"); and

WHEREAS, the City of Emeryville, pursuant to California Streets and Highways Code Sections 114 and 130, will enter into a CIA for improvements to the State Highway System as a watershed stakeholder within the City's jurisdiction that provides capital and support funding for planning, design, environmental studies, right of way acquisition (easement only) and construction of stormwater facilities, and

WHEREAS, Caltrans will fund up to \$2,000,000 to design and construct the Project with a condition that the City construct and maintain the FTC; and

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WHEREAS, the proposed funding from Caltrans will be added to the Project budget to fully fund the design and construction of the Powell Street FTC

New Funding to be received through Caltrans Grant and appropriated into project:

Project	Fund	Amount
24254014	254	Up to \$2,000,000

Total project costs for the Powell Street FTC unit are estimated to be between \$1,750,000 and \$2,000,000. This cost includes design, consultant fees, construction costs and staff costs.

Annual operations and maintenance costs for the unit are estimated at approximately \$1,200 per year and would be required to be included in annual operating budgets starting in fiscal year 2024-25; now, therefore, be it

RESOLVED, by the City Council of the City of Emeryville, that the Project is hereby exempt from environmental review pursuant to CEQA Guideline 15301; and be it further

RESOLVED, by the City Council of the City of Emeryville that the City Manager is hereby authorized to execute the Cooperative Implementation Agreement in substantial form to Exhibit A, and to accept and appropriate funding from Caltrans for the Project in an amount up to \$2,000,000.

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ADOPTED, by the City Council of the City of Emeryville at a special meeting held Tuesday, November 5, 2024, by the following vote:


AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:



CITY ATTORNEY

ATTACHMENTS

- Exhibit A – Amendment 1 to CIA