

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

203B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
March 16, 2010

SUBJECT: Amendment No. 3 to the Agreement to Form a Task Force for the Stormwater Quality Standards Study

RECOMMENDED MOTION:

1. Approve Amendment No. 3 to the Agreement to Form a Task Force for the Stormwater Quality Standards Study between the District and Member Agencies; and
2. Authorize the Chairman to execute the Amendment on behalf of the District.

BACKGROUND:

The purpose of this Amendment No. 3 to the Agreement is for all Member Agencies to mutually extend the duration of the Agreement to June 30, 2011. The purpose of the Stormwater Quality Standards Task Force is to assist the California Regional Water Quality Control Board – Santa Ana Region as part of its Basin Plan triennial review in evaluating the appropriateness of surface water quality objectives to protect beneficial uses of the Santa Ana River and its tributaries.

(Continued on Page 2)

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	\$154,534	In Current Year Budget:	YES
	Current F.Y. County Cost:	N/A	Budget Adjustment:	NO
	Annual Net District Cost:	\$169,987	For Fiscal Year:	09-10,10-11

SOURCE OF FUNDS: 25190 947560 527240 NPDES Benefit Assessments levied in the Santa Ana Benefit Assessment area	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY:
Alex Garn

County Executive Office Signature

- Policy
- Consent
- Policy
- Consent

Dept't Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref.:

District: All

Agenda Number:

11.1

FISCAL PROPOSURE APPROVED
 BY: M. CHAND, FINANCIAL DIRECTOR
 DATE: 2/22/2010
 Departmental Concurrence: M. CHAND
 DATE: 2/17/10
 DAVID H.K. HUFF

FORM APPROVED COUNTY COUNSEL
 BY: [Signature]
 DATE: 2/17/10

**FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

SUBJECT: Amendment No. 3 to the Agreement to Form a Task Force for the
Stormwater Quality Standards Study

SUBMITTAL DATE: March 16, 2010

Page 2

BACKGROUND: (continued)

The District recommends approving the Amendment because Riverside County, the District and 14 cities in western Riverside County are required to manage urban runoff from their storm drain systems to comply with stormwater permit conditions based on Basin Plan objectives. The Board of Supervisors previously authorized the District's participation in the Task Force on September 9, 2003.

FINANCIAL:

The District contributes funds as a coalition partner with the Counties of Orange and San Bernardino, and other public agencies and private parties. The three Counties initially contributed equal amounts to fund work plan development. Subsequent work plan implementation costs are identified and shared among the Counties and other contributing agencies and parties as set forth in Section 8 of the referenced agreement. Per these provisions, the District's share for the 2009-2010 fiscal year is \$154,534. The District's share for the 2010-2011 fiscal year will be \$169,987. Funding for the District contribution will be provided by the District's annual NPDES Benefit Assessments levied in the Santa Ana Benefit Assessment area and budgeted in the next fiscal year.

AM:cw

1 **AMENDMENT NO. 3 TO THE AGREEMENT TO FORM A TASK FORCE**
 2 **FOR THE STORMWATER QUALITY STANDARDS STUDY**

3 THIS AMENDMENT NO. 3 to the AGREEMENT TO FORM A TASK FORCE FOR
 4 THE STORMWATER QUALITY STANDARDS STUDY ("Agreement") is made and entered
 5 into this ____ day of _____, 20 __, by and between:

6 **County of Orange**, a political subdivision of the State of California, hereinafter
 7 referred to as "ORANGE COUNTY",

8 And

9 **San Bernardino County Flood Control District**, hereinafter referred to as "SB
 10 FLOOD CONTROL",

11 And

12 **Riverside County Flood Control and Water Conservation District**, a political
 13 subdivision of the State of California, hereinafter referred to as "RIVERSIDE
 14 FLOOD CONTROL",

15 And

16 **California Regional Water Quality Control Board, Santa Ana Region**,
 17 hereinafter referred to as the "REGIONAL BOARD",

18 And

19 **Santa Ana Watershed Project Authority**, hereinafter referred to as "SAWPA".

20 ORANGE COUNTY, SAN BERNARDINO FLOOD CONTROL, and RIVERSIDE
 21 FLOOD CONTROL are hereinafter sometimes collectively or individually referred to as
 22 "MEMBER AGENCIES" or "MEMBER AGENCY", respectively.

23 **RECITALS**

24 **WHEREAS**, the MEMBER AGENCIES, REGIONAL BOARD and SAWPA intend by
 25 this Amendment to extend the duration of the original Agreement from January 1, 2006 to June
 26 30, 2011, and it is anticipated that the study contemplated by the original Agreement will be
 27 completed by **June 30, 2011**.

28 **NOW, THEREFORE**, THE MEMBER AGENCIES, THE REGIONAL BOARD AND
 SAWPA MUTUALLY AGREE THAT THE AGREEMENT IS AMENDED AS FOLLOWS:

1. **Duration of Agreement and Amendment No. 1 and Amendment No. 2.**

 The duration of the original Agreement and Amendment Nos. 1 and 2 are hereby
 extended from June 30, 2009, to June 30, 2011, and it is anticipated that the study contemplated
 by the original Agreement will be completed by **June 30, 2011**.

2. **Effective Date of Amendment.**

**This Amendment shall become effective when it has been executed by all
 MEMBER AGENCIES, the REGIONAL BOARD and SAWPA pursuant to the
 authorization by each signatory's governing board.** Except as modified by this Amendment
 No. 3, all terms and conditions of the Agreement and Amendment Nos. 1 and 2 shall remain

1 unchanged. A copy of the executed Agreement has previously been provided to the REGIONAL
2 BOARD.

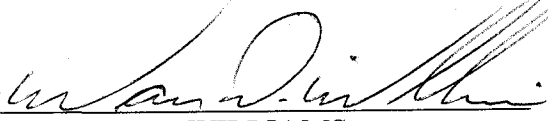
3 **3. Counterparts.**

4 This Amendment No. 3 may be executed in original counterparts, which together
5 shall constitute a single document.
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IN WITNESS WHEREOF, the parties hereto have executed this Agreement on

(to be filled in by Clerk of the Board)

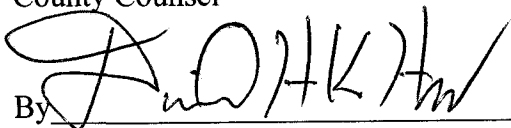
RECOMMENDED FOR APPROVAL: **RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

By 
WARREN D. WILLIAMS
General Manager-Chief Engineer

By _____
MARION ASHLEY, Chairman
Riverside County Flood Control and
Water Conservation District
Board of Supervisors

APPROVED AS TO FORM:

PAMELA J. WALLS
County Counsel

By 
DAVID H.K. HUFF
Deputy County Counsel

ATTEST:

KECIA HARPER-IHEM
Clerk of the Board

By _____
Deputy

(SEAL)

Agreement – Amendment No. 3
to the Agreement to Form a Task Force
for the Stormwater Quality Standards Study

AM:rlp:cw
02/11/10