



# CITY OF LONG BEACH

DEPARTMENT OF PARKS, RECREATION & MARINE

# R-24

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December 12, 2006

HONORABLE MAYOR AND CITY COUNCIL

City of Long Beach  
California

## RECOMMENDATION:

Adopt the attached Memorandum of Understanding for Coordination of Water Resources Planning Relating to Proposition 50 Grant Funding and Implementation. (Citywide)

## DISCUSSION

The Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Proposition 50), provides \$380 million in competitive grants for projects to improve water supply, improve water quality, and protect native habitats and open space. The program, administered by the California Department of Water Resources and the State Water Resources Control Board, limits grants to regions with Integrated Regional Water Management Plans (IRWMP), and has provided funding for the creation of those plans. Under the leadership of the Los Angeles County Department of Public Works, the many agencies within the Greater Los Angeles County Region that deal with water supply, sanitation, storm water management, water quality, and habitat and open space preservation, have been participating in the process of developing an IRWMP for Los Angeles County. The draft IRWMP that was produced has been accepted by the State agencies. The subject Memorandum of Understanding (MOU) formalizes the City's commitment to coordinate with other agencies in the planning and implementation of projects and programs funded through Proposition 50, and to seek other funding that may become available.

The subject MOU does not require City action beyond coordination through Proposition 50. However, the recently approved Safe Drinking Water, Water Quality and Supply, Flood Control, River and Beach Protection Act of 2006 (Proposition 84), provides \$1 billion in additional funding for grants through the IRWMP process. Of this additional funding, \$215 million is earmarked for Los Angeles and Ventura Counties, compared to \$25 million granted to Los Angeles County originating under the first of the two rounds of Proposition 50 funding.

Addressing all water, habitat, and open space related issues for Los Angeles County within a one-year plan has necessitated that the issues be dealt with in an aggregate manner. It is anticipated that sub-regions within the overall plan will work together in the following year to add more detail to the IRWMP. Long Beach belongs to the Lower San Gabriel and Los Angeles River sub-regional watershed, and will be working through the Gateway Cities organization to provide that refinement to the IRWMP.

The City of Long Beach did not receive funding during the first round of the Proposition 50 funding, although joint projects, which included combinations of the Water, Parks, Recreation and Marine, and Public Works Departments, did make the final level of consideration and scored well. The second round of funding will begin in mid 2007. The Water Commission is scheduled to review the MOU at their December 7, 2006, Board Meeting.

The City is not required to sign the MOU, however, greater participation by local agencies will encourage the State to fund Los Angeles County located projects and give the City more of a voice in influencing the policies and funding priorities of the IRWMP.

This item was reviewed by Deputy City Attorney Gary Anderson on December 1, 2006, and Budget Management Officer David Wodynski on December 1, 2006.

TIMING CONSIDERATIONS

City Council action is requested on December 12, 2006, as the plan adoption deadline is at the end of 2006. However, approval by the City of Long Beach is not necessary for the plan to be adopted, and the City can join the MOU at any time in the future.

FISCAL IMPACT

There is no fiscal impact associated with this request, as the City participates in the plan development process using existing budgeted resources.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



PHIL T. HESTER  
DIRECTOR OF PARKS, RECREATION AND MARINE



CHRISTINE F. ANDERSEN  
DIRECTOR OF PUBLIC WORKS

PTH:CFA:de  
Attachment

APPROVED:



GERALD R. MILLER  
CITY MANAGER

## **MEMORANDUM OF UNDERSTANDING**

FOR

### **COORDINATION OF WATER RESOURCES PLANNING RELATING TO PROPOSITION 50 GRANT FUNDING AND IMPLEMENTATION**

This Memorandum of Understanding (MOU) is entered into as of November \_\_\_\_, 2006, by and among the Los Angeles County Flood Control District, Las Virgenes Municipal Water District, West Basin Municipal Water District, City of Los Angeles Department of Water and Power, Main San Gabriel Watermaster, Watershed Conservation Authority, San Gabriel Basin Water Quality Authority, County Sanitation Districts of Los Angeles County, Gateway Cities Council of Governments, Santa Monica Bay Restoration Commission, and City of Los Angeles Bureau of Sanitation, and any other local public agencies, non-profit groups, and Public Utility Commission regulated entities within the Los Angeles County Region that become signatories as provided herein for the purpose of coordinating water resources planning activities relating to Proposition 50 grant funding and implementation. Signatories to this MOU shall hereinafter be referred to individually as Party or collectively as Parties.

#### **RECITALS**

WHEREAS, it is in the interests of the Parties, and the region served by the Parties, that the water resources the Parties share in common are responsibly managed, protected, and conserved to the extent feasible; and,

WHEREAS, the Parties desire to prepare an Integrated Regional Water Management Plan (hereinafter referred to as IRWMP) for the Greater Los Angeles County Region in accordance with the Integrated Regional Water Management Planning Act of 2002, Division 6, Part 2.2 of the California Water Code, and Proposition 50, Division 26.5, Chapter 8 of the California Water Code;

NOW, THEREFORE, it is mutually understood and agreed as follows:

#### **SECTION 1: PURPOSES AND GOALS**

##### **1.1 Purposes and Goals:**

The Parties desire to coordinate and share information concerning water resources management planning programs and projects and other information for Proposition 50 grant funding and implementation, and to improve and maintain overall communication among the Parties. It is anticipated that coordination and information sharing among the Parties will assist the agencies in achieving their respective missions in a cost-effective and environmentally responsive manner and contribute to the overall well being of the region.

## SECTION 2: JOINT AGENCY PLANNING FOR PROJECTS AND PROGRAMS

### 2.1 Projects and Programs:

It is the intent of the Parties that they coordinate and collaborate to develop and implement projects and programs individually or jointly in groups. Applicable projects and programs include, but are not limited to, the following:

2.1.1 An IRWMP for the Greater Los Angeles County Region.

2.1.2 Solicitation of external funding for implementation of the IRWMP for the Greater Los Angeles County Region.

### 2.2 Formation of Regional Water Management Group and Adoption of the IRWMP:

The execution of this MOU by the Parties shall constitute the formation of a Regional Water Management Group, consisting of the Parties, to prepare and adopt an IRWMP for the greater Los Angeles County Region in accordance with the Integrated Regional Water Management Planning Act of 2002 and Section 10541 of the California Water Code for granting activities related to Proposition 50.

## SECTION 3: GENERAL PROVISIONS

- 3.1 **Term:** This MOU shall become effective on the date first above written and shall expire on December 31, 2010 or upon its replacement by the adoption of a subsequent MOU, Agreement, or Joint Powers Authority Agreement, or unless earlier terminated by mutual written agreement of all Parties. Any Party may terminate its participation in this MOU upon 60 days' written notice to the remaining Parties.
- 3.2 **Addition of Parties:** Other local public agencies (as defined in Section 10533 of the California Water Code), non-profit groups, and Public Utility Commission regulated entities within the Los Angeles County Region may adopt this MOU and, thereby, become a member of the Parties.
- 3.3 **Construction of Terms:** This MOU is for the sole benefit of the Parties and shall not be construed as granting rights to any person other than the Parties or imposing obligations on a Party to any person other than another Party.
- 3.4 **Good Faith:** Each Party shall use its best efforts and work wholeheartedly and in good faith for the expeditious completion of the objectives of this MOU and the satisfactory performance of its terms.
- 3.5 **Governing Law:** This MOU is made under and shall be governed by the laws of the State of California.
- 3.6 **Rights of the Parties and Constituencies:** This MOU does not contemplate the Parties taking any action that would:



IN WITNESS WHEREOF, the PARTIES have executed this Memorandum of Understanding as of the dates opposite their respective signatures.

LOS ANGELES COUNTY  
FLOOD CONTROL DISTRICT

By \_\_\_\_\_  
Chief Engineer

Date: \_\_\_\_\_, 2006

ATTEST:

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.  
County Counsel

By \_\_\_\_\_  
Deputy

Date: \_\_\_\_\_, 2006