

RESOLUTION 2018-127

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING AN AGREEMENT WITH TESORO REFINING AND MARKETING COMPANY LLC FOR \$395,409 FUNDING FOR THE RUMRILL COMPELTE STREETS PROJECT AS A STORMWATER RUNOFF MITIGATION PROJECT

WHEREAS, the City of San Pablo's was awarded \$864,634 in grant funds from EPA for the implementation of green infrastructure along Rumrill Boulevard to treat 5.3 acres of impervious surface area to improve water quality to San Pablo Creek and Wildcat Creek as part of the City's Rumrill Complete Streets Project;

WHEREAS, Tesoro Refining and Marketing Company LLC is required to mitigate impacts of its Avon Marine Terminal MOTEMS Compliance Project in Martinez, California, pursuant to requirements of the California Regional Water Board as set forth in the 401 Water Quality Certification for Tesoro Golden Eagle Refinery, Avon Marine Terminal MOTEMS Compliance Project, City of Martinez, Contra Costa County (RWQCB, May 13, 2015);

WHEREAS, the City of San Pablo requires additional funding to undertake the green infrastructure aspects of the Rumrill Complete Streets Project;

WHEREAS, as partial mitigation for the impacts of Tesoro's Refinery Project, RWQCB has agreed that Tesoro can provide off-site storm water runoff impacts mitigation by retrofitting a minimum of 0.86 acre of impervious surface with landscape-based storm water treatment features through City of San Pablo's Rumrill Complete Streets Project; and

WHEREAS, the City's Rumrill Complete Streets Project was determined to be categorically exempt under the California Environmental Quality Act and the National Environmental Policy Act.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Pablo hereby approves an agreement with Tesoro Refining and Marketing LLC to accept \$395,409 in compensation for the installation of landscape-based storm water treatment features that treat 0.86 acres of impervious surface area as part of the Rumrill Boulevard Complete Streets Project and authorizes the City Manager and the City Attorney to agree to amendments that further this resolution within the financial terms discussed above and to execute any additional documents to effectuate the transaction; and

BE IT FURTHER RESOLVED that the City Council authorizes the City Manager to accept \$362,464 into 320-3203-33403-RUM-CST and appropriate to the 2017/18 Capital Improvement Program project - Rumrill Boulevard Complete Streets (320-3203-43600-RUM-CST). The remaining \$27,218 will be accepted and appropriated into a spendable account of a future special revenue fund to be established to pay for ongoing monitoring and maintenance activities.

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Adopted this 1st day of October, 2018, by the following vote:

AYES:	COUNCILMEMBERS:	Cruz, Valdez, Kinney, Morris and Calloway
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None

ATTEST:

APPROVED:

/s/ Elizabeth Pabon-Alvarado
Elizabeth Pabon-Alvarado, City Clerk

/s/ Genoveva Garcia Calloway
Genoveva Garcia Calloway, Mayor