



GAIL FARBER, Director

## COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

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ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

May 03, 2016

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

# ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

49 May 3, 2016

LORI GLASGOW  
EXECUTIVE OFFICER

### **APPLICATION, ACCEPTANCE, AND EXECUTION OF STATE OF CALIFORNIA ENVIRONMENTAL GRANTS (ALL SUPERVISORIAL DISTRICTS) (3 VOTES)**

#### **SUBJECT**

This action is to adopt two resolutions on behalf of the Department of Public Works and the Los Angeles County Flood Control District delegating authority to the Director of Public Works and the Chief Engineer of the Flood Control District or her designee to apply for and execute grant agreements from State of California agencies to support environmental projects and programs. This action also requests delegated authority to accept grant funds in amounts up to \$500,000 from State of California agencies for environmental projects and programs that are exempt from the California Environmental Quality Act. The resolutions and delegated authority shall be effective for 5 years from the date of adoption. On May 31, 2011, the Board adopted two resolutions delegating authority to the Director and Chief Engineer to apply for grants and execute grant agreements from State agencies to support environmental projects and programs. This action also approved authority to accept grant funds in amounts up to \$500,000 from State agencies for 5 years. This delegated authority expires on May 31, 2016.

#### **IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE COUNTY OF LOS ANGELES:**

1. Find that the action set forth in this Board letter is not a project pursuant to the California Environmental Quality Act.
2. Adopt the resolution delegating authority to the Director of Public Works or her designee to submit applications and execute all required contracts, agreements, reports, and amendments to secure

grant funding for environmental projects and programs from various State of California agencies, including but not limited to: the California Department of Resources Recycling and Recovery, California Coastal Commission, California Coastal Conservancy, California Department of Conservation, California Department of Forestry and Fire Protection, California Department of Public Health, California Department of Water Resources, California Department of Parks and Recreation, California Natural Resources Agency, California Environmental Protection Agency, California Air Resources Board, Baldwin Hills Conservancy, California Department of Fish and Wildlife, California Water Commission, California Energy Commission, California Department of Transportation, California Transportation Commission, California Ocean Protection Council, San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, Santa Monica Mountains Conservancy, Santa Monica Bay Restoration Commission, State Water Resources Control Board, California Strategic Growth Council, and California Wildlife Conservation Board; and to act in the name of the County of Los Angeles as the lead jurisdictional entity on behalf of cities or other entities on regional grant projects. In addition, the resolution authorizes the Director of Public Works or her designee to certify that sufficient funds are available to operate and maintain the project(s). The resolution shall be effective for 5 years from the date of adoption.

3. Authorize the Director of Public Works or her designee to accept grant funds in amounts up to \$500,000 for environmental projects or programs that are exempt under the California Environmental Quality Act; to execute all necessary contracts, agreements, reports, and amendments including extensions of time, minor changes in project scope, and alterations in the grant amount subject to approval of such documents by County Counsel; and to sign and submit requests for payment of State funds.

**IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Find that the action set forth in this Board letter is not a project pursuant to the California Environmental Quality Act.

2. Adopt the resolution delegating authority to the Chief Engineer of the Los Angeles County Flood Control District or her designee to submit applications and execute all required contracts, agreements, reports, and amendments to secure grant funding for environmental projects and programs from various State of California agencies, including but not limited to: the California Department of Resources Recycling and Recovery, California Coastal Commission, California Coastal Conservancy, California Department of Conservation, California Department of Forestry and Fire Protection, California Department of Public Health, California Department of Water Resources, California Department of Parks and Recreation, California Natural Resources Agency, California Environmental Protection Agency, California Air Resources Board, Baldwin Hills Conservancy, California Department of Fish and Wildlife, California Water Commission, California Energy Commission, California Department of Transportation, California Transportation Commission, California Ocean Protection Council, San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, Santa Monica Mountains Conservancy, Santa Monica Bay Restoration Commission, State Water Resources Control Board, California Strategic Growth Council, and California Wildlife Conservation Board; and to act in the name of the Los Angeles County Flood Control District as the lead jurisdictional entity on behalf of cities or other entities on regional grant projects. In addition, the resolution authorizes the Chief Engineer of the Los Angeles County Flood Control District or her designee to certify that sufficient funds are available to operate and maintain the project(s). The resolution shall be effective for 5 years from the date of adoption.

3. Authorize the Chief Engineer of the Los Angeles County Flood Control District or her designee to

accept grant funds in amounts up to \$500,000 for environmental projects or programs that are exempt under the California Environmental Quality Act; to execute all necessary contracts, agreements, reports, and amendments including extensions of time, minor changes in project scope, and alterations in the grant amount subject to approval of such documents by County Counsel; and to sign and submit requests for payment of State funds.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended action is to authorize the Director of Public Works (Director) and the Chief Engineer of the Los Angeles County Flood Control District (Chief Engineer) or her designee to submit applications for environmental grants; to accept grant funding; and to execute all contracts, agreements, amendments, reports, and payment requests for grants awarded by State of California (State) agencies. The grants will fund environmental projects and programs involving recreational opportunities and open space, bicycle paths, habitat enhancement, park-like improvements, urban greening, environmental education, beverage container recycling, tire collection and recycling, use of recycled materials, pollution prevention and reduction, water quality and groundwater quality improvements, water conservation, groundwater recharge, air quality improvement, reduction of particulate matter and greenhouse gases, coastal environment improvement, illegal dumping abatement, waste diversion, sustainable waste management, hazardous waste reduction, stormwater capture and treatment, and energy efficiency. Authorizing the Director and Chief Engineer or her designee will facilitate compliance with State deadlines for submission of grant applications and execution of contracts and agreements and will accelerate the delivery of these projects.

As a result of this action, the Director and Chief Engineer or her designee will submit applications for grant funding. In addition, the Director and Chief Engineer or her designee will be able to negotiate, accept, and execute environmental grant funding agreements for grants that do not exceed \$500,000 for implementation of projects and programs that are exempt from the California Environmental Quality Act. The Department of Public Works and the Los Angeles County Flood Control District (LACFCD) will return to the Board for all project approvals for advertising and award of contracts required to implement grant-funded projects.

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness/Fiscal Sustainability (Goal 1) and Community Support and Responsiveness (Goal 2). This action will allow use of grant funds to augment the County's existing financial resources to fund programs and projects that protect the environment and improve the quality of life for its residents.

### **FISCAL IMPACT/FINANCING**

There will be no impact to the County's General Fund.

The cost for projects conducted under these grants will be included in the Public Works' or LACFCD's annual budgets with associated costs to be financed from the applicable operating funds. Grant funds awarded to Public Works will offset a portion of the cost of various projects. Public Works and LACFCD will return to the Board for acceptance of grant funds awarded above \$500,000. Public Works and LACFCD will continue to provide each Board office with annual reports of grants awarded and required grants management statements.

## **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

On May 31, 2011, the Board adopted two resolutions delegating authority to the Director and Chief Engineer to apply for grants and execute grant agreements from State agencies to support environmental projects and programs. This action also approved authority to accept grant funds in amounts up to \$500,000 from State agencies for 5 years. This delegated authority expires on May 31, 2016.

On July 11, 2000, the Board approved guidelines for the acceptance of grants of \$100,000 or more. These guidelines include a requirement that County departments prepare a grant management statement for review before they carry out the activities covered under the grant. Subsequent to the Board's delegation to the Director and Chief Engineer or her designee to accept grants in amounts up to \$500,000, a grant management statement will be prepared and approved by the Director and Chief Engineer or her designee for each grant received. Public Works will return to the Board for acceptance of grant funds awarded above \$500,000.

## **ENVIRONMENTAL DOCUMENTATION**

Delegation of authority to the Director and Chief Engineer to submit applications necessary to secure grant funding from State agencies is not a project pursuant to the California Environmental Quality Act (CEQA) because it is an activity that is excluded from the definition of a project by Section 15378(b) of the CEQA Guidelines. This proposed action would create a government funding mechanism that does not involve a commitment to a specific project, which may result in a potentially significant physical impact on the environment.

When a project is proposed to be funded with State grant funds, acceptance of the funds and execution of required documentation would only occur upon a finding by the Director and Chief Engineer or her designee that the proposed project is exempt or otherwise determined not to be a project under CEQA.

## **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This action will result in augmenting the County's existing financial resources and will reimburse the County for a portion of the cost to enhance the environment and quality of life for residents of Los Angeles County, including recreational opportunities, environmental education, sustainable waste management, improved air and water quality and energy efficiency, and multi-benefit projects including increasing water conservation and wildlife habitat, and reducing stormwater pollution.

## **CONCLUSION**

Please return one adopted copy of this letter and one fully executed copy of the resolutions to the Department of Public Works, Government Relations Group.

The Honorable Board of Supervisors

5/3/2016

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Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:LS:nc

Enclosures

c: Chief Executive Office (Rochelle Goff)  
County Counsel  
Executive Office

**RESOLUTION NO. \_\_\_\_**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF  
LOS ANGELES, CALIFORNIA, TO APPLY FOR AND EXECUTE GRANTS FROM  
THE STATE OF CALIFORNIA FOR ENVIRONMENTAL PROJECTS AND  
PROGRAMS EFFECTIVE FOR A PERIOD OF 5 YEARS FROM DATE OF ADOPTION**

WHEREAS, the State of California (State) offers grants to support environmental projects and programs for the benefit of jurisdictions within the State and has delegated the responsibility for administration of these grants to different State agencies including the California Department of Resources Recycling and Recovery, California Coastal Commission, California Coastal Conservancy, California Department of Conservation, California Department of Forestry and Fire Protection, California Department of Public Health, California Department of Water Resources, California Department of Parks and Recreation, California Natural Resources Agency, California Environmental Protection Agency, California Air Resources Board, Baldwin Hills Conservancy, California Department of Fish and Wildlife, California Water Commission, California Energy Commission, California Department of Transportation, California Transportation Commission, California Ocean Protection Council, San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, Santa Monica Mountains Conservancy, Santa Monica Bay Restoration Commission, State Water Resources Control Board, California Strategic Growth Council, and California Wildlife Conservation Board (collectively, State Agencies); and

WHEREAS, State Agencies established procedures governing the application and grant management process for jurisdictions for the grants; and

WHEREAS, State Agencies require a resolution from a jurisdiction authorizing application for grants and execution of grant-related documents; and

WHEREAS, State Agencies require a resolution from a jurisdiction authorizing it to act as the Lead Agency on behalf of itself and its participating jurisdictions in partnerships for regional grant projects.

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of the County of Los Angeles (County):

1. Authorizes the Los Angeles County Department of Public Works ("County") to submit grant applications to State Agencies for regional environmental grant projects and programs;
2. If applicable, certifies that the County understands the assurances and certification in the grant applications authorized hereby;
3. Certifies that the County will have sufficient funds to operate and maintain the grant-funded project or program and will secure the resources to do so;

4. If applicable, certifies that the project or program will comply with any laws and regulations including, but not limited to, legal requirements for building codes, health and safety codes, disabled access laws, and environmental laws, and that prior to commencement of construction, all applicable permits will have been obtained;
5. Certifies that the County will work toward the Governor's State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety;
6. If applicable, certifies that the County will expend grant funds within the designated time frame;
7. If applicable, certifies that the County has reviewed, understands, and agrees to the general provisions contained in the sample contract provided;
8. Authorizes and empowers the Director of Public Works ("Director") or her designee to execute in the name of the County acting as Lead Agency on behalf of itself and its participating jurisdictions in a regional grant project, all necessary applications, contracts, agreements, reports, and amendments thereto, and payment requests for the purposes of securing grants from the State;
9. Authorizes and empowers the County to act as the lead jurisdictional entity on behalf of itself and the cities and other entities who have notified the County of their desire to participate with the County in regional grant projects; and authorizes Public Works to act as the lead department on behalf of the County and participating jurisdictions;
10. Authorizes and empowers the Director or her designee to act as the Lead Agent on behalf of cities or other entities who have notified the County of their desire to participate with the County in regional grant projects; and
11. Certifies that the resolution is effective for 5 years from the date of adoption.

The foregoing resolution was adopted on the 3rd day of May, 2016,  
by the Board of Supervisors of the County of Los Angeles acting as the governing body  
of the County of Los Angeles.



LORI GLASGOW  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By Carla Little  
Deputy

APPROVED AS TO FORM:

MARY C. WICKHAM  
County Counsel

By Carole Suzuki  
Deputy  
by Rosa Verde

LMS:nc

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**RESOLUTION NO. \_\_\_\_**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF  
LOS ANGELES, CALIFORNIA, ACTING AS THE GOVERNING BODY OF THE  
LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, TO APPLY FOR AND  
EXECUTE GRANTS FROM THE STATE OF CALIFORNIA FOR ENVIRONMENTAL  
PROJECTS AND PROGRAMS EFFECTIVE FOR A PERIOD OF 5 YEARS FROM  
DATE OF ADOPTION**

WHEREAS, the State of California (State) offers grants to support environmental projects and programs for the benefit of jurisdictions within the State and has delegated the responsibility for administration of these grants to different State agencies including, but not limited to: the California Department of Resources Recycling and Recovery, California Coastal Commission, California Coastal Conservancy, California Department of Conservation, California Department of Forestry and Fire Protection, California Department of Public Health, California Department of Water Resources, California Department of Parks and Recreation, California Natural Resources Agency, California Environmental Protection Agency, California Air Resources Board, Baldwin Hills Conservancy, California Department of Fish and Wildlife, California Water Commission, California Energy Commission, California Department of Transportation, California Transportation Commission, California Ocean Protection Council, San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, Santa Monica Mountains Conservancy, Santa Monica Bay Restoration Commission, State Water Resources Control Board, California Strategic Growth Council, and California Wildlife Conservation Board (collectively, State Agencies); and

WHEREAS, State Agencies established procedures governing the application and grant management process for jurisdictions for the grants; and

WHEREAS, State Agencies require a resolution from a jurisdiction authorizing application for grants and execution of grant-related documents; and

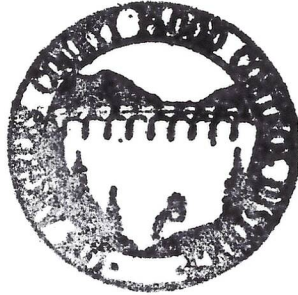
WHEREAS, State Agencies require a resolution from a jurisdiction authorizing it to act as the Lead Agency on behalf of itself and its participating jurisdictions in partnerships for regional grant projects.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Los Angeles, acting as the governing body of the Los Angeles County Flood Control District (LACFCD):

1. Authorizes the submittal of grant applications to State Agencies by the LACFCD and its participating jurisdictions in regional environmental grant projects and programs;
2. If applicable, certifies that LACFCD understands the assurances and certification in the applications;

3. Certifies that LACFCD will have sufficient funds to operate and maintain the project or will secure the resources to do so;
4. If applicable, certifies that the project will comply with any laws and regulations including but not limited to, legal requirements for building codes, health and safety codes, disabled access laws, and environmental laws, and that prior to commencement of construction, all applicable permits will have been obtained;
5. Certifies that LACFCD will work toward the Governor's State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety;
6. If applicable, certifies that LACFCD will expend grant funds within the designated time frame;
7. If applicable, certifies that LACFCD has reviewed, understands, and agrees to the general provisions contained in the sample contract provided;
8. Authorizes and empowers the Chief Engineer of LACFCD or her designee to execute in the name of LACFCD acting as Lead Agency on behalf of itself and its participating jurisdictions in a regional grant project, all necessary applications, contracts, agreements, reports, and amendments thereto, and payment requests for the purposes of securing grants from the State;
9. Authorizes and empowers LACFCD to act as the lead jurisdictional entity on behalf of itself and the cities and other entities who have notified LACFCD of their desire to participate with the LACFCD in regional grant projects; and authorizes LACFCD to act as the lead on behalf of the County and participating jurisdictions;
10. Authorizes and empowers the Chief Engineer of LACFCD or her designee to act as the Lead Agent on behalf of cities or other entities who have notified LACFCD of their desire to participate with the LACFCD in regional grant projects; and
11. Certifies that the resolution is effective for five years from the date of adoption.

The foregoing resolution was adopted on the 3rd day of May, 2016, by the Board of Supervisors of the County of Los Angeles acting as the governing body of the Los Angeles County Flood Control District.



LORI GLASGOW  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By Carla Little  
Deputy

APPROVED AS TO FORM:

MARY C. WICKHAM  
County Counsel

By Carole Suzuki  
Deputy  
by Rosa Linker  
LMS:  
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