

MOTION

The California Department of Transportation (Caltrans) manages the statewide effort to reduce or eliminate the discharge of pollutants to storm drain systems and receiving waters. Caltrans is subject to waste discharge requirements set forth in Order 2022-0033-DWQ NPDES NO. CAS000003 by the California State Water Resources Control Board. Under this order, Caltrans can implement the Broadway-Manchester Multi-Modal Green Streets Project (Project) with the City under a Stakeholder Cooperative Implementation Agreement (CIA).

Under the CIA, Caltrans will contribute up to \$11,886,981 in funding to the City to construct the Project. Caltrans will receive Waste Load Allocation reduction credits commensurate with the amount of funding contributed to regional projects as approved by the Regional Water Quality Control Board to demonstrate equivalent load reductions required to meet its Total Maximum Daily Load.

This Project is part of a larger strategy to bring active transportation, urban greening, and stormwater quality improvements to Broadway-Manchester in South Los Angeles. The City has secured funds from the Safe, Clean Water Program, Active Transportation Program, Infrastructure for Rebuilding America, and other grant funds. The City is committed to securing resources to fill any existing funding gaps through various funding sources. This Caltrans fund transfer will aid the City in leveraging funding from the State to implement this important project.

The \$11,886,981 in funding from Caltrans will offset some of the \$23.7 million in funding required to construct the Project and close a budgetary shortfall that would otherwise require funding from the Measure W Safe, Clean Water Municipal Program.

I THEREFORE MOVE that the City Council adopt the attached Resolution as required by the California Department of Transportation (Caltrans), authorizing the Director of the Bureau of Street Services, or designee, to negotiate, accept, execute, and submit all documents, including, but not limited to, agreements, amendments, and payment requests etc., subject to the approval of the City Attorney as to form and legality, which may be necessary to secure funding, in an amount not to exceed \$11,886,981, from Caltrans for the Broadway-Manchester Multi-Modal Green Streets Project.

I FURTHER MOVE that the Council, subject to approval of the Mayor, establish a new capital project entitled "Broadway-Manchester Multi-Modal Green Streets – Caltrans" and authorize the Controller to deposit up to \$11,886,981 in receipts from Caltrans into the Capital Improvement Expenditure Program Fund No 100-54, and appropriate therein to a new account entitled "Broadway-Manchester Multi-Modal Green Streets - Caltrans."

I FURTHER MOVE that the City Administrative Officer and Chief Legislative Analyst be authorized be authorized to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion

PRESENTED BY: _____
MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

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SECONDED BY: _____

ORIGINAL

RESOLUTION

RESOLUTION OF LOS ANGELES CITY COUNCIL AUTHORIZING THE DIRECTOR OF THE BUREAU OF STREET SERVICES (STREETSLA) TO ENTER INTO A COOPERATIVE IMPLEMENTATION AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) TO RECEIVE GRANT FUNDS FOR STREETSLA'S BROADWAY-MANCHESTER MULTI-MODAL GREEN STREETS PROJECT.

WHEREAS, Recipient proposes to implement a Funded Activity that is eligible for funding pursuant to California Streets and Highways Code (SHC) Sections 114 and 130, and CalTrans and the City of Los Angeles are authorized to enter into a Cooperative Agreement for improvements to the State Highway System (SHS) as watershed stakeholders within the City's jurisdiction.

WHEREAS, The CalTrans NPDES Permit issued by the State Water Resources Control Board encourages CalTrans to partner with local municipalities and to provide funding for regional water quality treatment facilities in TMDL watersheds in which CalTrans is identified as a responsible party, or in significant trash generating areas. CalTrans receives Compliance Unit credits for financial contributions to local municipalities to assist CalTrans in complying with the CalTrans NPDES Permit.

WHEREAS, the City of Los Angeles' Project will improve water quality through the diversion and treatment of stormwater runoff in the Project area. The Project drainage area is 204 acres.

WHEREAS, CalTrans owns property that is in the Basin and stormwater from it will flow into the **BROADWAY-MANCHESTER MULTI-MODAL GREEN STREETS PROJECT** (Project) facilities; and

WHEREAS, CalTrans has agreed to contribute an amount not to exceed \$11,886,981 to the City of Los Angeles to construct the Project facilities, within the regional area under the jurisdiction of the City of Los Angeles to comply with the Total Maximum Daily Load (TMDL); and

WHEREAS, these funds will provide for the capture of polluted urban and stormwater runoff from along the Upper Los Angeles River Watershed; and

WHEREAS, it is in the interest of the City of Los Angeles to accept this funding and to implement the Project, as it will improve water quality of the Upper Los Angeles River Watershed; and

WHEREAS, the Fund Program guidelines of the Cooperative Implementation Agreement (CIA) and CalTrans procedures require the City of Los Angeles to adopt a resolution authorizing receipt of the funding of up to **\$11,886,981** from CalTrans and to execute an agreement with CalTrans to implement the City of Los Angeles' **BROADWAY-MANCHESTER MULTI-MODAL GREEN STREETS PROJECT**;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, the City Council of the City of Los Angeles hereby:

1. Authorizes the Director of the Bureau of Street Services, or designee, to negotiate, accept, execute, and submit all documents, including, but not limited to, agreements, amendments, and payment requests etc., subject to the approval of the City Attorney as to form, which may be necessary to secure the CIA Program of the CalTrans, through the City, in an amount not to exceed **\$11,886,981**, for the implementation of the **BROADWAY-MANCHESTER MULTI-MODAL GREEN STREETS PROJECT**;
2. Authorize the establishment of a new account entitled "Broadway-Manchester Multi-Modal Green Streets - CalTrans" within the Capital Improvement Expenditure Program Fund, Fund No. 100, Department 54;
3. Approve appropriations, transfers and deposits in the amount not to exceed **\$11,886,981** from CalTrans funds to the new account entitled "Broadway-Manchester Multi-Modal Green Streets - CalTrans" within the Capital Improvement Expenditure Program Fund, Fund No. 100, Department 54, upon MOA execution with Caltrans.
4. Upon mutual agreement, the City Council agrees to enter into a Cooperative Implementation Agreement with Caltrans to receive grant funds from Caltrans to construct the **BROADWAY-MANCHESTER MULTI-MODAL GREEN STREETS PROJECT** facilities.

APPROVED AND PASSED AND ADOPTED BY THE CITY COUNCIL on:

 Day of (Month), 2023.

I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by the Council of the City of Los Angeles.

Clerk/Secretary for the Governing Board

ATTEST:

Keith Mozee, Director, Bureau of Street Services