

Olivehurst Public Utility District



Agenda Item Staff Report

Meeting Date: December 15, 2022

Item description/summary:

Delegation agreement required by the State Water Resources Control Board Clean Water State Revolving Fund (CWSRF) for the South County Infrastructure Grant. This item has been discussed in committees. This is a routine agreement that provides authority for the two agencies (City of Wheatland and OPUD) to work together and collect/share documents related to the grant preparation and submission. This agreement in no way obligates OPUD to accept the grant or it's terms. That decision will come to the Board at a later date.

Fiscal Analysis:

None

Employee Feedback

None

Sample Motion:

Move to approve the delegation agreement, as presented, for the South County Grant.

Prepared by:

John Tillotson, P.E., General Manager

STATE WATER RESOURCES CONTROL BOARD
 CLEAN WATER STATE REVOLVING FUND (CWSRF) -
 CONSTRUCTION/IMPLEMENTATION DAC GRANT
**AUTHORIZED AGENCY AND REPRESENTATIVE
 FOR THE
 GENERAL APPLICATION SUBMITTAL AND ALL SUPPORTING DOCUMENTS**

Applicant Name: (Current)	City of Wheatland
Legal Entity Name: (Delegated Responsibility)	City of Wheatland
Participating Agency Delegating Responsibility	Olivehurst Public Utility District (OPUD)
Entity Associated with Delegation of:	Construction Grant Application Submittal for New Regional Wastewater Facilities Conveyance Project and Required Existing WWTP Upgrades

The above-named Applicant (Delegated Responsibility) does hereby jointly file on behalf of all entities participating in the design and construction of regional wastewater conveyance facilities including required existing sewer system overflows (SSOs) and WWTP upgrades, a SWRCB Division of Financial Assistance SRF DAC construction grant application. This action also approves the appointment of the following entity's authorized representative/designee to sign and file the required **General Application and supporting documentation, including the "Environmental Checklist"** for Wheatland Regional Wastewater Conveyance Facilities Project with funding to be provided by the SWRCB Office of Financial Assistance (SRF Grant Application). Each of the parties hereto shall cooperate in the free exchange of all necessary documents as they pertain to and are required for the expeditious submittal of the grant application.

Authorized Representative or Designee	
Name:	Jim Goodwin
Title:	City Manager
Address:	111 C Street Wheatland CA 95692
Phone:	530 633-2761
Email:	jgoodwin@wheatland.ca.gov
Signature:	

Approval by Participating Agency for the Authorized Representative or Designee	
Name:	John Tillotson
Title:	General Manager
Address:	PO Box 670 Olivehurst CA 95961
Phone:	530 743-0317
Email:	jtillotson@opud.org
Signature:	

Other conditions and requirements for the submittal of remaining SWRCB SRF construction grant application documents may require signatures and the approval by both the Legal Agency (City of Wheatland) and the Delegating Participating Agency (OPUD), as listed above, including, and not limited to the following SWRCB grant application documents and actions:

General Application: City of Wheatland, only per “Delegation Agreement” between the parties. Technical and Financial Application (Requiring signatures/approvals by **Both Parties**):

- Approved Plans and Specifications
- Joint Agreements, including:
 - Operations (Facilities) Responsibilities Agreement
 - Capacity and Purchase Agreement
 - Reimbursement Agreements for Costs Associated with the Project Design
 - Construction and Construction Management of Regional Facilities Responsibilities Agreement
 - Other Agreements and Conditions as Required in the SWRCB Construction Grant Agreement and Participating Agencies
- Financial Application -Form F3 Tax Questionnaire
- Financial Application -Form F4 Reimbursement Resolution (not yet determined)
- Financial Application -Form F5a Authorizing Resolution for signing construction grant documents jointly
- Financial Application -Form F6 Rate Adoption Resolution, including independent 218 Meeting Requirements (subject to Agency Joint Agreements/Conditions)
- Financial Application -Form F7 and Form F8 Schedule of Material Debt and Debt Management Policy (each Agency)
- Financial Application -Form F9 – Special Tax, Assessment District, or Service Charge Agreements (each Agency – yet to be determined)
- Technical Application – Form T2a Project Report/General Compliance Certification
- Technical Application – Form T2b Certification for Compliance with Water Metering
- Technical Application – Form T2c Certification for Fiscal Sustainability Plan (both Agencies)
- Technical Application – Form T2d – Certification for Cost and Effectiveness and Water and Energy Conservation and Efficiency (both)
- Technical Application – Form T3 – Climate Change Worksheet (both Environmental Consultants)
- Technical Application – Form T4 – Regional Water Quality Control Board Requirements · Waste Discharge Requirements, NPDES Permit or Water Recycling Requirements
- Technical Application – Form T6 – Certification for Water Conservation and Water Management

Environmental Application (Requiring Approvals by **Both Parties**):

- NOD and other required hearings and filings with the State of California Clearinghouse for IS/MND and Environmental Impact Report
- Provide one (1) Environmental Checklist to be completed by the City of Wheatland’s environmental project consultant, Raney Planning and Management on behalf of the OPUD’s environmental consultant, Planning Partners, for approved project(s).
- Determine CEQA/NEPA Lead Agency (yet to be determined)

The above-named authorized representative(s) or designee(s) is authorized and directed to represent both wastewater treatment and collection system providers in carrying out the entity's responsibilities for the submittal of the SWRCB SRF Grant Application.

This delegation of responsibility and designation of Authorized Representative approval shall become effective on the date of execution per signatures below and shall remain in effect until terminated, in writing.

The individual(s) named above is (are) hereby authorized to sign on behalf of the above-named Wastewater Facility(s) Provider/Entity:

Name:	
Title:	
Signature:	
Date:	

Name:	
Title:	
Signature:	
Date:	