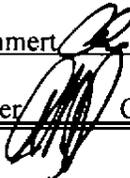
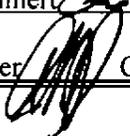
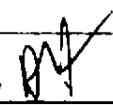
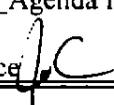
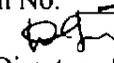




Meeting Date: 11/25/08

| ACTION | TYPE OF ITEM |
|--|--|
| <input type="checkbox"/> Approved Recommendation | <input checked="" type="checkbox"/> Info/Consent |
| <input type="checkbox"/> Ord. No(s). _____ | <input type="checkbox"/> Report |
| <input type="checkbox"/> Res. No(s). _____ | <input type="checkbox"/> Public Hearing (Info/consent) |
| <input type="checkbox"/> Other _____ | <input type="checkbox"/> Other _____ |

Prepared By: Anthony Emmert  Agenda Item No. I-7

Reviewed By: City Manager  City Attorney  Finance  Director of Public Works 

DATE: November 18, 2008

TO: City Council

FROM: Mark S. Norris, Assistant Public Works Director
Public Works Department, Utilities Services Branch 

SUBJECT: Amendment Number Two to Implementation Agreement for Countywide Stormwater Program

RECOMMENDATION

That City Council:

1. Approve and authorize the Mayor to execute a second amendment to the existing National Pollutant Discharge Elimination System (NPDES) Implementation Agreement Stormwater Regulation Program (Agreement) with the Ventura County Watershed Protection District (VCWPD), which identifies the responsibilities of the City, VCWPD, nine other Ventura County cities, and Ventura County under the Ventura County Municipal Stormwater Permit, and creates a mechanism for the distribution of revenues and the funding for the Principal Permittee activities.
2. Approve an appropriation of \$95,192 from the Wastewater Collection Operating Fund to the Stormwater Quality Management Program to partially fund Principal Permittee costs under the Ventura County Municipal Stormwater Permit for Fiscal Year 2008/2009.

DISCUSSION

The Water Quality Act of 1987 added Section 402(p) to the Federal Water Pollution Control Act, establishing a framework for regulating municipal and industrial stormwater discharges under the NPDES program. The regulations required municipalities to develop and implement stormwater quality programs for discharges from their municipal separate stormwater sewer system to waters of the United States, and to reduce the pollutants contained in those discharges to the maximum extent practicable. The California Regional Water Quality Control Board, Los Angeles Region, is responsible for overseeing the discharges from the municipalities of Ventura County and for issuing NPDES permits.

On June 23, 1992, the City Council approved and authorized an agreement with the VCWPD (formerly the Ventura County Flood Control District) to develop a single Countywide Stormwater Quality Management Program, which would be regulated by one NPDES permit. In order to benefit from economies of scale, the Program included the VCWPD, as the Principal Permittee, the County of Ventura, and the ten cities within the County, including the City of Oxnard. The Countywide Program also benefited from the VCWPD's ability to generate revenue through its Benefit Assessment Authority. The 1992 Agreement identified the City's responsibilities for complying with the requirements of the Permit within its jurisdictional boundaries and set forth the methodology for the use of the benefit assessment financing by the VCWPD and the City.

An amendment in January 2008 updated the formula for distribution of revenues, and identified the need for additional funding for the required activities of the VCWPD, as the Principal Permittee. This proposed second amendment further defines the cost share for principal permittee services. The City's share of the cost of these services is \$95,192. In addition, this proposed second amendment continues the relationship with the VCWPD, the County of Ventura, and the nine cities of the County to mutually fund and manage an integrated Stormwater Management Program, with the objective of protecting and improving water quality in Ventura County.

FINANCIAL IMPACT

Sufficient funds exist in the Wastewater Collection Operating Fund to cover the \$95,192 City share, to be appropriated to account number 611-6102-842-8209.

AAE:JOH

- Attachment #1 Second Amendment to National Pollutant Discharge Elimination System Implementation Agreement for Ventura Countywide Stormwater Quality Management Program
- Attachment #2 Special Budget Appropriation

Note: Attachment # 1 Second Amendment to National Pollutant Discharge Elimination System Implementation Agreement for Ventura Countywide Stormwater Quality Management Program has been provided to the City Council. Copies are available for review at the Circulation Desk in the Library after 6:00 p.m. on the Thursday prior to the Council meeting and at the City Clerk's Office after 8:00 a.m. on Friday.

CITY OF OXNARD

REQUEST FOR SPECIAL BUDGET APPROPRIATION

To the City Manager:

November 25, 2008

Request is hereby made for an appropriation of total \$ 95,192

Reason for appropriation: Appropriate funds from the Wastewater Collection Operating Fund balance to the Stormwater Quality Management Program budget to partially fund Principal Permittee costs under the Ventura County Municipal Stormwater Permit for Fiscal Year 2008/2009.

| <u>FUND</u> | <u>DESCRIPTION/ACCOUNT</u> | <u>AMOUNT</u> |
|--|--|-----------------|
| Wastewater Collection (611) | Wastewater Collection Operating Storm Water Quality 611-6102 842-8209 Services - Other Prof/Contract | 95,192 |
| Net Estimated Change to Wastewater Collection Fund Balance | | <u>(95,192)</u> |



Manager

REQUIRES CITY COUNCIL APPROVAL

CHIEF FINANCIAL OFFICER



| | |
|-----------------------------------|-----------------------|
| Disposition | Approved _____ |
| Transfer by Journal Voucher _____ | Rejected _____ |
| | _____ City Manager |