



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 11/26/2013

Agenda Placement: 7D

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors

FROM: Phillip Miller for Steven Lederer - Director of Public Works
Public Works

REPORT BY: Richard Thomasser, Watershed and Flood Control Operations Manager - (707)259-8657

SUBJECT: Approval of Amendment No.21 to County Unincorporated Area Measure "A" Projects Funding Agreement No. A-4202 with Napa County Flood Protection and Watershed Improvement Authority

RECOMMENDATION

Director of Public Works requests approval of and authorization for the Chairman to sign Amendment No. 21 to Agreement No. 4202 with the Napa County Flood Protection and Watershed Improvement Authority increasing the total amount of Measure "A" funds by a total of \$460,000 for the Milliken-Sarco-Tulocay (MST) Recycled Water Project to fund project activities through the remainder of FY 2013-2014.

EXECUTIVE SUMMARY

Measure "A" has been used to fund thirteen projects in the County unincorporated area. Staff has prepared Amendment No. 21 of the County-Flood Authority Measure "A" Funding Agreement for approval by the Board to appropriate additional funding to support additional project activities for the previously-approved MST project during the 2013-2014 fiscal year.

FISCAL IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	Yes
Where is it budgeted?	Public Works Capital Improvement Program-Measure A funded Projects.
Is it Mandatory or Discretionary?	Discretionary
Discretionary Justification:	The activities being funded are the type of projects authorized within the

	County unincorporated area for the use of Measure "A" funds.
Is the general fund affected?	No
Future fiscal impact:	Unspent funds at the end of this fiscal year will be rolled forward into FY2014-2015.
Consequences if not approved:	Additional activities on the MST project could not be completed.
Additional Information:	\$1,680,000 of the new appropriations were included in the FY 2013-2014 budget approved by the Board on June 25, 2013. \$460,000 of funding necessary for project activities related to the MST Recycled Water Project during FY 2013-2014 was added into the the Public Works budget at the budget revise on November 12, 2013.

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

Measure "A" Background

In March 1998, voters approved a half cent sales tax increase for flood control purposes known as Measure "A". The County and each City and Town are entitled to the proceeds from Measure "A" generated within their political boundaries for projects that were specified in the ballot measure. For the County, the measure reads:

Unincorporated Areas of Napa County:

1. County unincorporated area flood damage reduction projects including elevating/relocating structures, including bridges, in the floodway and floodplain; and
2. Agricultural watershed and stormwater runoff management improvements planned jointly by the agricultural industry, the County, the Napa County Resource Conservation District and the Department of Fish and Game, including projects which will:
 - a. Reduce the amount of storm runoff and sediment in the Napa River System from agricultural lands; and
 - b. Increase flood storage of the River system by the setback of active land uses from river and tributary banks.

Community of Angwin/Deer Park:

1. Stabilization and enhancement of existing water reservoirs which shall be for the purpose of flood protection and water reliability; and
2. Stabilize water quality.

Evaluation of Types of Projects and Benefits

Measure "A" does not identify specific projects for the County unincorporated area (including the Angwin/Deer Park and Berryessa sub areas), but rather specifies that projects must meet the above-stated objectives. In January 2008, staff presented and received approval from the Board on the Measure "A" Project Benefits and Priorities Matrix, which outlines the types of projects and benefits that meet the required Measure "A" objectives. The matrix also provides a relative priority ranking of projects based upon the ability of projects to cost effectively meet the Measure "A" objectives, while also considering the overall benefit to the public by applying the following criteria, as follows in order of relative importance:

1. Projects which provide protection for health and safety;
2. Projects which provide protection against possible future damage to property and/or the environment or protects natural resources; and
3. Projects which enhance the environment.

The above proposed criteria are consistent with the intent of the measure and also with previous direction from the Board. The proposed evaluation of projects also considers the ability of Measure "A" funds to leverage other sources of funding for projects which meet the Measure "A" objectives. In this regard, project opportunities that come forward with supplemental funding from grants or from benefiting property owners, which only need to be matched with Measure "A", support a previously stated Board objective of stretching the Measure "A" dollars. Similarly, if other sources of funds are readily available for certain project types, this may factor into the relative importance of using Measure "A" funds for a particular activity.

Measure "A" Funding Agreement

In August 1999, a Funding Agreement was entered into between the County and the Napa County Flood Protection and Watershed Improvement Authority (NCFPWIA), which is the mechanism for the County to receive Measure A funding to conduct projects as specified in the Measure "A" Ordinance. The Funding Agreement is amended to provide funding on an annual basis, or if necessary, as additional projects or tasks on previously approved projects are identified. The County Funding Agreement was last amended on July 9, 2013; as of this 20th amendment, the NCFPWIA had authorized a total of \$28,024,000 towards thirteen approved Measure "A" projects in the County unincorporated area. The total Measure "A" expenditure through the end of the fiscal year (6/30/13) is \$19,978,441 as summarized in the attached spreadsheet.

A project summary and update on the status of the projects being funded by Measure "A" is also attached. Staff is requesting approval of Amendment No. 21 to the funding agreement with the NCFPWIA to provide \$460,000 of additional funding for continued activities on the MST Recycled Water Project, including final construction cost reimbursement to NSD for the Napa State Hospital pipeline extension, final design of the project, NBWRA dues through FY 13-14, staff and consultant support, and costs associated with land acquisition from the State for the pump station site.

Measure "A" Revenues and Forecast Expenditures

The attached spreadsheet provides updated audited revenues and expenses through the end of FY 2012-2013, and estimated expenditures for the current fiscal year ending June 30, 2014. It also includes forecast expenditures on approved projects which are subject to future Board approval. The requested funds included in Amendment No. 21 for the MST Project are included in the budget allocation and expense forecasts. The revenue and expense forecast through the end of the 20-year Measure "A" tax (June 30, 2018) shows the remaining balance of funds expected to be available for future or additional projects/activities, total approximately \$4M based upon the forecast expenditures on the approved projects to date. This remaining funding broken out for the three areas of the County is as follows: Angwin (approximately \$1.4M), Lake Berryessa (approximately \$2.3M) and the balance of

the unincorporated area (approximately \$322K). The forecast amounts that are subject to future Board approval are shown in italics in the spreadsheet.

SUPPORTING DOCUMENTS

- A . Status of Measure A Projects 11-26-13
- B . Measure A Revenues and Expenditures 11-26-13

CEO Recommendation: Approve

Reviewed By: Molly Rattigan