



MEMO

Submitted by: Judy Kelly, Director, San Francisco Estuary Project

Subject: Bay Area-Wide Trash Capture Demonstration Project

Date: May 6, 2009

Executive Summary

The Association of Bay Area Governments (San Francisco Estuary Project) has applied to the Clean Water State Revolving Fund for \$7.8 million in stimulus funding (“forgivable loan”) to manage and implement a region-wide demonstration project intended to provide all Bay Area cities that wish to participate with trash capture devices that will retrofit existing storm drain infrastructure. The application was authorized by the Executive Board in Resolution 04-09 adopted on March 19, 2009.

This “Estuary Enhancement Project” implements elements of the San Francisco Estuary’s Comprehensive Conservation and Management Plan (actions PO-1.8 and AR-9.2), provides incentives for early compliance with the Water Board’s Municipal Regional Stormwater Permit, is consistent with the 2007 Resolution of the California Ocean Protection Council on Reducing and Preventing Marine Debris and the related Implementation Strategy, and will create jobs in the private sector (for device fabricators and installers).

Program elements in at least the first year or two of the project are categorically exempt from CEQA. The SF Bay Regional Water Board is the CEQA Lead Agency. The project has enthusiastic support of the Water Board, the Bay Area Stormwater Management Agencies Association, and numerous local municipalities.

It will be managed by SFEP staff. ABAG/SFEP will do the purchasing of trash capture devices in order to obtain economies of scale and simplify administration of project funds. The project duration is three years.

Recommended Action

Staff recommends that the Board approve the attached resolution (language prescribed by the State Revolving Fund, administered by the Division of Financial Assistance at the State Water Resources Control Board) and direct the Executive Director to sign and transmit it to the Division of Financial Assistance.

Next Steps

If and when funding is awarded, SFEP staff will meet with a project advisory group consisting of BASMAA representatives and cities that have cooperated in the development of the project application; and with vendors/installers of trash capture devices. We will then announce the program to all Bay Area cities and initiate procurement and installation of appropriate devices.

The proposal also includes significant public education and technology transfer elements. Because stimulus funds are designed to be spent immediately, the project will ramp up quickly.

Attachment: Draft Resolution

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 10-09

A RESOLUTION AUTHORIZING ENTERING INTO A FINANCIAL ASSISTANCE AGREEMENT WITH THE STATE WATER RESOURCES CONTROL BOARD FOR THE BAY AREA-WIDE TRASH CAPTURE DEMONSTRATION PROJECT AND DESIGNATING A REPRESENTATIVE TO SIGN THE FINANCIAL ASSISTANCE AGREEMENT, AND ANY AMENDMENTS THERETO

WHEREAS, the Association of Bay Area Governments is authorized to enter into a financial assistance agreement with the State of California and the State Water Resources Control Board; and

WHEREAS, the Association of Bay Area Governments authorizes the Executive Director, or designee, to sign the financial assistance agreement, and any amendments thereto; and

WHEREAS, the Association of Bay Area Governments agrees and further does authorize the aforementioned representative or his/her designee to certify that the Association of Bay Area Governments has and will comply with all applicable federal and state statutory and regulatory requirements related to any financial assistance funds received.

**ASSOCIATION OF BAY AREA GOVERNMENTS
RESOLUTION NO. 10-09**

NOW, THEREFORE, BE IT RESOLVED, that the Executive Board of the Association of Bay Area Governments adopts Resolution No. 10-09.

The foregoing adopted by the Executive Board this 21st day of May, 2009.

Rose Jacobs Gibson
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 21st day of May, 2009.

Henry L. Gardner
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel

