

**PLACER COUNTY**  
**REDEVELOPMENT AGENCY**

**MEMORANDUM**

**TO:** Honorable Members of the Redevelopment Agency Board  
**FROM:** Richard E. Colwell, Chief Assistant CEO–Redevelopment Director  
James LoBue, Deputy Director  
**DATE:** March 25, 2008  
**SUBJECT:** Adopt a Resolution Making Health and Safety Code Section 33445 Findings, Approving an Inter-Agency Services Agreement Between the Redevelopment Agency and the Department of Public Works for the Development of a Storm Water Management Manual Model in the Amount of \$49,484 to Facilitate Water Quality Design Efforts for Kings Beach Watershed Improvement Projects Within the North Lake Tahoe Redevelopment Project Area, and Authorizing the Chief Assistant CEO–Redevelopment Director or Designee to Execute the Agreement and All Related Documents.

*RE Colwell*

**ACTION REQUESTED**

Adopt a resolution making Health and Safety Code Section 33445 findings, approving an Inter-Agency Services Agreement (Agreement) between the Redevelopment Agency (Agency) and the Department of Public Works (DPW) for the development of a Storm Water Management Manual (SWMM) model in the amount of \$49,484 to facilitate water quality design efforts for Kings Beach watershed improvement projects within the North Lake Tahoe Redevelopment Project Area (Project Area), and authorizing the Chief Assistant CEO–Redevelopment Director or designee to execute the Agreement and all related documents.

**BACKGROUND**

DPW is in the process of completing the environmental studies and preliminary design for the Kings Beach Watershed Improvement Project. This project, which is within the Project Area, proposes to build water quality improvements such as curb and gutter, detention basins, and state-of-the-art treatment facilities, and revegetation of disturbed areas to improve the quality of storm water runoff in the Kings Beach community. DPW has already entered into a contract (PSA No. 1011) and retained the services of Entrix, Inc to prepare the preliminary design plans.

The Agency is willing and able to reimburse DPW for the cost of development of the SWMM model. The Agency seeks the Agency Board's approval to enter into an inter-agency services agreement with DPW in the amount of \$49,484 for the development of a SWMM model (see attached agreement).

In order for the Agency to be able to utilize Agency tax increment proceeds to finance the County's management of the development of the SWMM model, California Redevelopment Law (Health and Safety Code Section 33000 et seq.) requires that the Agency Board adopt the following three findings:

- a) The project is of benefit to the Project Area or the immediate neighborhood of the Project Area;
- b) No other reasonable means of financing the project are available to the community;

- c) The Agency's contribution to the cost of the improvements will assist in elimination of one or more blighting conditions in the Project Area.

The Agency has adopted a strategy of entering into agreements with DPW for assistance with pre-design, design, construction, and maintenance of various projects undertaken by the Agency. This Agreement allows for transfer of Agency funds to DPW for the development of the SWMM model.

Approval of this agreement and transfer of the Agency funds is the first step in the detailed assessment of the anticipated sediment load reduction of future water quality improvement projects in the Project Area. Such an assessment is critical for designing storm water drainage and treatment facilities that will meet the multi-agency water quality project goal of significantly reducing pollutant loading from the urban area of Kings Beach. Such a goal is important in the Agency's achievement of its goals for redevelopment within the Project Area.

#### **ENVIRONMENTAL STATUS**

The subject agreement is exempt from environmental review under California Environmental Quality Act per Guidelines Section 15306.

#### **FISCAL IMPACT**

The Agency will reimburse DPW for the SWMM model out of the balance of \$4.8 million remaining in its budget for its funding contribution commitment to the Kings Beach Commercial Core Improvement Project. There is no impact to the County General Fund.

#### **RECOMMENDATION**

Adopt a resolution making Health and Safety Code Section 33445 findings, approving an Inter-Agency Services Agreement between the Agency and DPW for the development of a SWMM model in the amount of \$49,484 to facilitate water quality design efforts for Kings Beach watershed improvement projects within the Project Area, and authorizing the Chief Assistant CEO-Redevelopment Director or designee to execute the Agreement and all related documents.

Attachment: Resolution  
Inter-Agency Services Agreement

CONTRACT/AGREEMENT  
FOR REVIEW ONLY AT  
THE CLERK OF THE BOARD

cc: Karin Schwab, Agency Counsel

**Before the Placer County  
Redevelopment Agency Board of Directors  
County of Placer, State of California**

In the matter of:

Making Health and Safety Code Section 33445 findings, approving an inter-agency services agreement between the Redevelopment Agency and the Department of Public Works for the development of a Storm Water Management Manual model in the amount of \$49,484 to facilitate water quality design efforts for Kings Beach Watershed Improvement Projects within the North Lake Tahoe Redevelopment Project Area, and authorizing the Chief Assistant CEO–Redevelopment Director or designee to execute the agreement and all related documents

Resol. No:.....

Ord. No:.....

First Reading: .....

The following Resolution was duly passed by the Redevelopment Agency Board

of the County of Placer at a regular meeting held \_\_\_\_\_,

by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Attest:  
Clerk of said Board

\_\_\_\_\_  
Chair, Agency Board

---

WHEREAS, the Placer County Redevelopment Agency (Agency) has adopted the North Lake Tahoe Redevelopment Project Area (Project Area), the North Lake Tahoe Redevelopment Plan, and the Implementation Plan for the North Lake Tahoe Redevelopment Project Area (Project Area and Plans); and

WHEREAS, the Agency is responsible for administering the Project Area and Plans to effectuate redevelopment efforts within the Project Area; and

WHEREAS, Department of Public Works (DPW) is in the process of completing the environmental studies and preliminary design for the Kings Beach Watershed Improvement Project (WIP); and

WHEREAS, the WIP is within the Project Area; and

WHEREAS, the WIP proposes to build water quality improvements such as curb and gutter, detention basins, and state-of-the-art treatment facilities, and revegetation of disturbed areas to improve the quality of storm water runoff in the Kings Beach community; and

WHEREAS, DPW has already entered into a contract (PSA No. 1011) and retained the services of Entrix, Inc to prepare the preliminary design plans; and

WHEREAS, approval of this agreement and transfer of the Agency funds is the first step in the detailed assessment of the anticipated sediment load reduction of future water quality improvement projects in the Project Area; and

WHEREAS, the AGENCY would like to reimburse DPW for the cost of developing the SWMM model in the amount of \$49,484 in return for the right to use the SWMM model and any updates to the SWMM model; and

WHEREAS, the Agency is able to pay for this effort from funding in the amount of \$4,800,000 currently committed to the Kings Beach Commercial Core Improvement Project; and

WHEREAS, this agreement is exempt from environmental review under California Environmental Quality Act per Guidelines Section 15306.

NOW, THEREFORE, BE IT RESOLVED by the Agency Board as follows:

Pursuant to Section 33445 of the Health and Safety Code of the State of California, Placer County Redevelopment Agency makes the following findings in support of the development of the Storm Water Management Manual model for the Project Area:

- (a) The development of the SWMM Model is of benefit to the Project Area;
- (b) There is no other reasonable means of financing the SWMM model except for tax increment funds;
- (c) The use of tax increment funds for the SWMM model will result in the elimination of blighting conditions, including, but not limited to the improvement of water quality of Lake Tahoe and its drainage basin, the safe removal of toxic polluting elements from the Project Area, and the facilitation and accommodation of private investment and development within the Project Area that will further remove blighting influences, stimulate economic revitalization and provide community goods, services and facilities;
- (d) The development of the SWMM model is in compliance with, and such use of tax increment funds is consistent with, the Project Area and Plans adopted by the Placer County Redevelopment Agency.

BE IT FURTHER RESOLVED, that the Inter-Agency Services Agreement with DPW for the development of a SWMM model in the amount of \$49,484 is approved and the Chief Assistant CEO–Redevelopment Director or designee is authorized to execute the agreement and all related documents.

