

**MEMORANDUM
DEPARTMENT OF FACILITY SERVICES
COUNTY OF PLACER**

To: **BOARD OF SUPERVISORS**

Date: **SEPTEMBER 9, 2008**

From: **JD JAMES DURFEE / WILL DICKINSON**

Subject: **PROJECT COOPERATION AGREEMENT WITH U.S. ARMY CORP OF ENGINEERS – PLACER COUNTY SUB-REGIONAL WASTEWATER TREATMENT PROJECT**

ACTION REQUESTED / RECOMMENDATION: Adopt the attached Resolution to:

1. Authorize the Chairman to sign the attached Project Cooperation Agreement (PCA) with the U.S. Army Corp of Engineers (ACOE); and
2. Designate the County Executive Officer as authorized representative to execute disbursements and other administrative documentation as necessary in connection with the PCA.

BACKGROUND: In 2004, Congress passed the Energy and Water Development Appropriations Act, which established an authorization of \$40 million to provide design and construction assistance for water and wastewater projects to Placer and El Dorado Counties. Of the \$40 million, \$8 million was allocated to El Dorado County. Additionally, Placer County had previously agreed that one-third of the remaining \$32 million would be allocated to the City of Lincoln for their reclaimed water program. The balance of \$21.3 million is authorized for use by Placer County for the sub-regional wastewater treatment program. To date, approximately \$3 million has been appropriated. To access these funds, Placer County must enter into the attached PCA with the ACOE, which delineates the terms and conditions for use of the funds.

ENVIRONMENTAL CLEARANCE: The PCA is not a project as defined by CEQA Guidelines. Environmental review of the proposed improvements will be completed concurrently with the project design. Federally mandated environmental clearance will be performed pursuant to the terms of the PCA and brought before the appropriate federal agency when completed.

FISCAL IMPACT: This agreement would allow Placer County to participate in a Federal 75/25 matching grant program, whereby the County provides a 25% match to receive 75% of the total project funding, on a reimbursement basis. If Placer County were to receive the entire Federal authorization of \$21.3 million over the span of this agreement (which is uncertain at this time) the 25% matching requirement would amount to \$7.1 million. Any such matching fund requests would require further action by your Board. These funds would offset sewer project costs and would provide resources for the SMD 1 Regional Sewer project, which is now estimated to cost \$131 million, and the SMD 3 Regional Sewer Project, which is estimated to cost \$17.5 million. As explained at the sewer presentation during the Board Budget Workshop on August 14th, sewer districts will need to identify funding far in excess of the grant funds and 25% match in order to complete these projects.

WD:KK:LM
ATTACHMENTS: RESOLUTION
PROJECT COOPERATION AGREEMENT
T/FAC/BSMEMO2008/EE/ACOE PCA SIGN.DOC

Before the Board of Supervisors County of Placer, State of California

In the matter of: A RESOLUTION AUTHORIZING THE
CHAIRMAN TO SIGN THE PROJECT COOPERATION
AGREEMENT WITH THE U.S. ARMY CORP OF
ENGINEERS FOR THE SUB-REGIONAL WASTEWATER
TREATMENT PROJECT

Resol. _____

The following RESOLUTION was duly passed by the Board of Supervisors
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.

Chairman, Board of Supervisors

Attest:
Clerk of said Board

WHEREAS, The County of Placer has a need to acquire funding to construct a regional wastewater treatment project; and

WHEREAS, The United States Army Corp of Engineers administers Section 130 funds as authorized by the Energy and Water Development Appropriations Act, 2004, on behalf of the people of the United States of America and money has been appropriated for the Placer County Sub-Regional Waste Water Treatment Project; and

WHEREAS, The United States Army Corp of Engineers requires that, in order to access the funds appropriated for the Sub-Regional Waste Water Project, the governing Board of the County of Placer designate an authorized representative to execute a Project Cooperation Agreement.

NOW BE IT RESOLVED by the Board of Supervisors, County of Placer, State of California, that the Chairman is hereby authorized to sign the Agreement between the Department of the Army and County of Placer for Design and Construction Assistance for the Placer County Sub-Regional Waste Water Treatment Project within Placer County, California.

BE IT FURTHER RESOLVED that the County Executive Officer or his designee is hereby authorized to negotiate and execute disbursements and other administrative documentation as necessary on behalf of the Department of Facility Services in connection with the Agreement between the Department of the Army and County of Placer for Design and Construction Assistance for the Placer County Sub-Regional Waste Water Treatment Project within Placer County, California.