



CITY of CALABASAS
CITY COUNCIL AGENDA REPORT

DATE: JULY 31, 2024

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: CURTIS CASTLE, P.E., PUBLIC WORKS DIRECTOR/CITY ENGINEER
TATIANA HOLDEN, P.E., DEPUTY PUBLIC WORKS DIRECTOR

SUBJECT: CONSIDERATION OF APPROVAL OF THE MEASURE W SAFE,
CLEAN WATER PROGRAM (SCWP) MUNICIPAL TRANSFER
AGREEMENT BETWEEN THE CITY OF CALABASAS (CITY) AND THE
LOS ANGELES COUNTY FLOOD CONTROL DISTRICT (LACFCD)

MEETING DATE: AUGUST 14, 2024

SUMMARY RECOMMENDATION:

Staff recommends that the City Council approve the five-year Municipal Transfer Agreement between the City and LACFCD for the annual transfer of Measure W Safe, Clean Water Program (SCWP) Municipal Program funds. The City expects to receive approximately \$390,000 annually, of which 70% must be used on new stormwater projects and programs in accordance with Los Angeles County code.

BACKGROUND:

In November 2018, Measure W was passed by Los Angeles County voters and initiated a regional plan to address water supply and water quality issues county-wide. Measure W revenue is used to fund three SCWP programs: District¹, Regional¹, and Municipal Programs.

The District Program authorizes the LACFCD to retain 10% of the annual Measure W revenue to fund the administration of the SCWP. With this revenue, LACFCD administers the collection and distribution of funds, provides staffing for the various

¹ The District and Regional Programs are not part of the subject agreement.

committees, provides technical assistance, engages stakeholders, completes various annual reports, conducts audits, and provides educational programs.

The Regional Program receives 50% of the annual Measure W revenue and is distributed proportionally to nine Watershed Area Steering Committees (WASCs). Agencies in the Watershed Area, such as the City of Calabasas, may apply for funding for projects through the Regional Program. The applications for grant funding are vetted by a LACFCD scoring committee and ultimately voted upon by the WASC. The City of Calabasas is located in the North Santa Monica Bay (NSMB) and Upper Los Angeles River (ULAR) Watershed Areas, which are expected to receive \$1.9 Million and \$38.9 million annually, respectively. In the event the City applies for and is awarded funding through the Regional Program, a Regional Transfer Agreement would need to be executed by the City to receive the funding for the project at that time. The Regional Program essentially operates as a competitive grant program and typically funds stormwater related capital projects for the various agencies in the different watersheds.

The Municipal Program receives 40% of the annual Measure W revenue and is distributed proportionally, based on impervious area, to each municipality in the County. The City will be able to utilize the revenue to fund various new and existing stormwater-related projects and programs. During the first three years of the program, the City used the Municipal Program to help fund the City's cost share of the following: Malibu Creek Watershed Nutrient Special Study; Enhanced Watershed Management Program and Coordination Integrated Monitoring Program; Santa Monica Bay Beaches Bacteria Total Maximum Daily Load monitoring and reporting; National Pollutant Discharge Elimination System annual permit fee; a portion of the Las Virgenes Creek Restoration Project; Measure W Implementation Program; Catch Basin Maintenance Program; and the Continuous Deflection Separation Unit Maintenance Program. Entering into a Municipal Program Transfer Agreement is necessary in order for Calabasas to continue to receive the annual SCWP disbursement. The City first received funding from this Municipal Program in 2021. The Municipal Program is analogous to Metro's Local Return program.

DISCUSSION AND ANALYSIS:

The City, on average since 2021, has received \$385,187 annually and is expected to continue to receive approximately \$390,000 annually from the Municipal Program, of which 70% must be used on new² stormwater projects and programs. The previous three-year agreement expired on June 30, 2024.

There are various County requirements the City must recognize and adhere to in order to remain compliant with SCWP guidelines, including, but not limited to, the following:

- Prepare and submit to LACFCD an Annual Plan which details the use of funds for the upcoming fiscal year.

² New projects or programs are implemented after November 6, 2018.

- Prepare and submit to LACFCD an Annual Report on the utilization of the funds in the previous fiscal year.
- Hold all SCWP funds received by the City in a separate interest-bearing account and use them within five (5) years from the original distribution date, or return all unused (lapsed) SCWP funds to LACFCD.
- Acknowledge the LACFCD’s SCWP at all fully-funded or partially-funded project sites, at City Hall, and on all project documents.
- Obtain an independent audit every three (3) years that verifies compliance with the terms and conditions of the Municipal Transfer Agreement.

Additional detailed requirements can be found in the Municipal Transfer Agreement, Attachment A. The subject Agreement will expire at the end of the 2027-28 Fiscal Year. The Municipal Transfer Agreement was reviewed and accepted by the City Attorney and City staff.

The Municipal Program revenue from SCWP has been incorporated into the City’s adopted FY2024-25 budget program as follows:

Municipal Plan Activities			
Activity Name	New or Existing	Type	Annual Plan Amount
Citywide Green Street Project	New	Project	\$390,000

FISCAL IMPACT/SOURCE OF FUNDING:

There is no direct cost to the City by entering into the Municipal Transfer Agreement. Staff anticipates the Measure W Municipal Program revenue will continue to provide approximately \$390,000 annually to the City of Calabasas. However, the exact allocation amount is determined by LACFCD and may vary. The Agreement will allow for the transfer of funds to the City from LACFCD.

REQUESTED ACTION:

Staff recommends that the City Council approve the Municipal Transfer Agreement expiring June 30, 2028 between the Los Angeles County Flood Control District (LACFCD) and the City of Calabasas for the annual transfer of Measure W Safe, Clean Water Program (SCWP) Municipal Program funds, of approximately \$390,000 annually.

ATTACHMENTS

Attachment A: Transfer Agreement Between the Los Angeles County Flood Control District and the City of Calabasas, Safe Clean Water Program – Municipal Program Transfer Agreement No. 2024MP13