



CITY *of* CALABASAS

**CITY COUNCIL AGENDA
REGULAR MEETING – WEDNESDAY, MAY 23, 2018
CITY HALL COUNCIL CHAMBERS
100 CIVIC CENTER WAY, CALABASAS
www.cityofcalabasas.com**

The starting times listed for each agenda item should be considered as a guide only. The City Council reserves the right to alter the order of the agenda to allow for an effective meeting. Attendance at the entire meeting may be necessary to ensure interested parties hear a particular item. The public may speak on a closed session item prior to Council's discussion. To do so, a speaker card must be submitted to the City Clerk at least five minutes prior to the start of closed session. The City values and invites written comments from residents on matters set for Council consideration. **In order to provide councilmembers ample time to review all correspondence, any written communication must be submitted to the City Clerk's office before 5:00 p.m. on the Monday prior to the meeting.**

OPENING MATTERS – 7:00 P.M.

Call to Order/Roll Call of Councilmembers
Pledge of Allegiance by Boy Scout Troop 642
Approval of Agenda

ANNOUNCEMENTS/INTRODUCTIONS – 7:05 P.M.

- Adjourn in Memory

ORAL COMMUNICATION – PUBLIC COMMENT – 7:10 P.M.

CONSENT ITEMS – 7:20 P.M.

1. [Approval of meeting minutes from May 9, 2018](#)
2. [Adoption of Resolution Nos. 2018-1590, 2018-1591 and 2018-1592 regarding the Calabasas General Municipal Election to be held on November 6, 2018](#)

3. Approval of MOU regarding the administration and cost sharing for implementing the Coordinated Integrated Monitoring Program (CIMP) and enhanced Watershed Management Plan (EWMP) in the amount of \$182,236 for the upper Los Angeles River Watershed Management Area
4. Adoption of Ordinance No. 2018-353, amending Chapter 17.60 of the Calabasas Municipal Code by adding a new section, Section 17.60.055, requiring applicants and/or developers of certain larger development projects to conduct Community Development Forums before formal consideration of the project by the City's official decision making bodies

This Ordinance is exempt from California Environmental Quality Act review pursuant to the provisions of §15061(b)(3) and §15378(b)(5) of Division 6 of Title 14 of the California Code of Regulations, the CEQA Guidelines

NEW BUSINESS – 7:25 P.M.

5. Public meeting regarding Landscape Maintenance District No. 22 and Landscape Lighting Act District Nos. 22, 24, 27 & 32 Assessment Proceedings

PRESENTATIONS – 7:30 P.M.

- To City Manager Tony Coroalles in recognition of 15 years of service to the City

ADJOURN – 8:15 P.M.

The City Council will adjourn the meeting in memory of former Governor George Deukmejian to a special meeting scheduled on Wednesday, June 6, 2018, at 7:00 p.m.

Join the City Council for a reception in Founders Hall immediately following the meeting.

**MINUTES OF A REGULAR MEETING OF
THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA
HELD WEDNESDAY, MAY 9, 2018**

Mayor Gaines called the meeting to order at 7:04 p.m. in the Council Chambers, 100 Civic Center Way, Calabasas, CA.

ROLL CALL

Present: Mayor Gaines, Mayor pro Tem Shapiro, Councilmembers Bozajian and Weintraub
Absent: Maurer
Staff: Bartlett, Cohen, Coroalles, Hernandez and Howard

PLEDGE OF ALLEGIANCE

Pledge of Allegiance by Girl Scout Brownie Troop 2296.

APPROVAL OF AGENDA

Councilmember Weintraub moved, seconded by Mayor pro Tem Shapiro to approve the agenda. MOTION CARRIED 4/0 as follows:

AYES: Mayor Gaines, Mayor pro Tem Shapiro, Councilmembers Bozajian and Weintraub

ANNOUNCEMENTS/INTRODUCTIONS

Members of the Council made the following announcements:

Councilmember Bozajian:

- Announced the passing of former Governor George Deukmejian and requested the next Council meeting be adjourned in his memory.

Councilmember Weintraub:

- Expressed appreciation to staff for the well-attended and successful Fine Arts Festival.
- Encouraged everyone to complete the City Manager recruitment community survey available online and at City Hall.

Mayor pro Tem Shapiro:

- Expressed appreciation to staff for the successful Fine Arts Festival event.
- Extended an invitation to the Relay for Life event on May 19 at A.E. Wright Middle School.

- Reported his attendance to a SCAG meeting, and extended an invitation to the June 13 Council meeting where Dr. Lucy Jones will be making a presentation.

Mayor Gaines:

- Announced that the City Manager will be retiring; and that Ralph Andersen & Associates has been retained to assist with the recruitment process.
- Extended an invitation to honor Tony and Patti Coroalles at a Chamber luncheon on May 10 and the next City Council meeting on May 23, followed by a reception in Founders Hall.
- Extended an invitation to the annual Chamber Wine Tasting event on May 18 at the Commons.
- Extended an invitation to a Ribbon Cutting ceremony on May 18 for Remedy Skin & Body.
- Extended an invitation to a Community Development Forum on May 19 regarding the Audi Dealership expansion.
- Wished a Happy Mother's Day to all moms.

PRESENTATIONS

- Proclamation in support of the Energy Upgrade California Initiative

Ms. Rosenthal provided an overview. Mayor Gaines presented a proclamation to Ms. Rosenthal.

- Proclamation honoring National Building & Safety Month

Mayor Gaines presented proclamation to the City's Building Official Sparky Cohen.

- Proclamation honoring Municipal Clerks' Week

Mayor Gaines presented proclamation to City Clerk Maricela Hernandez.

ORAL COMMUNICATIONS – PUBLIC COMMENT

Madison Rude, Charlotte Meyer, Patti Yulish and Carol Davis spoke during public comment.

To comply with SB 1436, Mayor Gaines read a statement in regard to Consent Item No. 2.

CONSENT ITEMS

1. Approval of meeting minutes from April 19 and 25, 2018
2. Thirteenth amended employment contract for City Manager

Mayor pro Tem Shapiro moved, seconded by Councilmember Weintraub to approve Consent Item Nos.1-2. MOTION CARRIED 4/0 as follows:

AYES: Mayor Gaines, Mayor pro Tem Shapiro, Councilmembers Bozajian and Weintraub

PUBLIC HEARING

3. Introduction of Ordinance No. 2018-353, amending Chapter 17.60 of the Calabasas Municipal Code by adding a new section, Section 17.60.055, requiring applicants and/or developers of certain larger development projects to conduct Community Development Forums before formal consideration of the project by the City's official decision making bodies

Mayor Gaines opened the public hearing.

Mr. Bartlett presented the report.

Joanne Suwara and Priscilla Lee spoke on item No. 3.

Mayor Gaines closed the public hearing.

After discussion, Councilmember Weintraub moved, seconded by Councilmember Bozajian to approve Item No. 3 with modifications. MOTION CARRIED 4/0 as follows:

AYES: Mayor Gaines, Mayor pro Tem Shapiro, Councilmembers Bozajian and Weintraub

NEW BUSINESS

4. Discussion of the Planning Commission's recommendation regarding the review and approval process for small-scale development projects, and direction to staff

Mr. Bartlett presented the report.

After discussion, direction was provided to staff.

5. Update on HOAs subscription to the City's electronic notices

Ms. Hernandez presented the report.

After discussion, direction was provided to staff.

INFORMATIONAL REPORTS

6. Check Register for the period of April 13-25, 2018

No action was taken on this item.

TASK FORCE REPORTS

Councilmember Weintraub reported that the May COG meeting has been cancelled.

Councilmember Bozajian reported that he will be attending the upcoming annual Contract Cities conference.

CITY MANAGER'S REPORT

Mr. Coroaalles reported that the Lost Hills overpass is reaching completion and an opening and dedication will take place soon.

TENTATIVE FUTURE AGENDA ITEMS

Councilmember Weintraub requested information with the next Sheriff's report regarding swatting.

Mayor Gaines encouraged everyone to vote in the upcoming June 5th Primary Election.

ADJOURN

The City Council adjourned the meeting at 8:51 p.m. to their next regular meeting scheduled on Wednesday, May 23, 2018, at 7:00 p.m.

Maricela Hernandez, MMC
City Clerk



CITY of CALABASAS

CITY COUNCIL AGENDA REPORT

DATE: MAY 14, 2018

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: MARICELA HERNANDEZ, MMC, CITY CLERK *MHC*

SUBJECT: ADOPTION OF RESOLUTION NOS. 2018-1590, 2018-1591 AND 2018-1592, REGARDING THE CALABASAS GENERAL MUNICIPAL ELECTION TO BE HELD NOVEMBER 6, 2018

MEETING
DATE: MAY 23, 2018

SUMMARY RECOMMENDATION:

That the City Council adopt the necessary resolutions for the Calabasas General Municipal Election to be held on November 6, 2018.

BACKGROUND:

Resolution Nos. 2018-1590, 2018-1591 and 2018-1592 are the standard resolutions required to conduct the election and have been adopted during each of the previous election cycles.

DISCUSSION:

Resolution No. 2018-1590 – Calls and gives notice of the holding of the General Municipal Election for the purpose of electing three Councilmembers. This resolution also addresses administrative matters related to conducting the election.

Resolution No. 2018-1591 – Requests the assistance of the County of Los Angeles in providing the names and addresses of eligible registered voters in the City. The County also provides administrative services such as signature verifications for

County also provides administrative services such as signature verifications for candidate nomination papers. This is a standard resolution and has been adopted for all previous elections.

Resolution No. 2018-1592 – Adopts regulations for the candidates’ statements that will appear in the voter information guide. This is a standard resolution and has been adopted for all previous elections.

RECOMMENDATION:

That the City Council adopt Resolution Nos. 2018-1590, 2018-1591 and 2018-1592, for the Calabasas General Municipal Election to be held on November 6, 2018.

ATTACHMENTS:

- A. Resolution No. 2018-1590
- B. Resolution No. 2018-1591
- C. Resolution No. 2018-1592

**ITEM 2 ATTACHMENT A
RESOLUTION NO. 2018-1590**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES.

WHEREAS, under the provisions of the laws relating to General Law Cities in the State of California, a General Municipal Election shall be held on November 6, 2018, for the election of Municipal Officers.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to General Law Cities, there is called and ordered to be held in the City of Calabasas, California, on Tuesday, November 6, 2018, a General Municipal Election for the purpose of electing three members of the City Council for the full term of four years.

SECTION 2. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 3. That the City Clerk is authorized, instructed and directed to coordinate with the County of Los Angeles Registrar-Recorder/County Clerk to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 4. That the polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until 8 o'clock p.m. of the same day when the polls shall be closed, pursuant to Elections Code § 10242, except as provided in § 14401 of the Elections Code of the State of California.

SECTION 5. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 6. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

SECTION 7. That in the event of a tie vote (if any two or more persons receive an equal and the highest number of votes for an office) as certified by the County of Los Angeles Registrar-Recorder/County Clerk, the City Council, in accordance with Elections Code § 15651(a), shall set a date and time and place and summon the candidates who have received the tie votes to appear and will determine the tie by lot.

SECTION 8. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

SECTION 9. The City Council authorizes the City Clerk to administer said election and all reasonable and actual election expenses shall be paid by the City upon presentation of a properly submitted bill.

PASSED, APPROVED AND ADOPTED this 23rd day of May, 2018.

Fred Gaines, Mayor

ATTEST:

APPROVED AS TO FORM:

Maricela Hernandez, MMC
City Clerk

Scott H. Howard
Colantuono, Highsmith & Whatley, PC
City Attorney

**ITEM 2 ATTACHMENT B
RESOLUTION NO. 2018-1591**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018.

WHEREAS, a General Municipal Election is to be held in the City of Calabasas, California, on November 6, 2018; and

WHEREAS, in the course of conduct of the election it is necessary for the City to request services of the County; and

WHEREAS, all necessary expenses in performing these services shall be paid by the City of Calabasas.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the provisions of § 10002 of the Elections Code of the State of California, this City Council requests the Board of Supervisors of the County to permit the County Elections Department to prepare and furnish the following for use in conducting the election:

1. A listing of county precincts within the City;
2. The voter record of the names and address of all eligible registered voters in the City in order that the City's consultant may:
 - a. Produce labels for voter information guides;
3. Voter signature verification services as needed

SECTION 2. That the City shall reimburse the County for services performed when the work is completed and upon presentation to the City of a properly approved bill.

SECTION 3. That the City Clerk is directed to forward without delay to the Board of Supervisors and to the County Elections Department, each a certified copy of this resolution.

SECTION 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED this 23rd day of May, 2018.

Fred Gaines, Mayor

ATTEST:

APPROVED AS TO FORM:

Maricela Hernandez, MMC
City Clerk

Scott H. Howard
Colantuono, Highsmith & Whatley, PC
City Attorney

**ITEM 2 ATTACHMENT C
RESOLUTION NO. 2018-1592**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018.

WHEREAS, §13307 of the Elections Code of the State of California provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidates statement;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS.

That pursuant to §13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at the General Municipal Election to be held in the City of Calabasas on November 6, 2018, may prepare a candidate statement on an appropriate form provided by the City Clerk. The statement may include the name, age and occupation of the candidate and a brief description of no more than 400 words of the candidate's education and qualifications expressed by the candidate himself or herself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in typewritten form in the office of the City Clerk at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

SECTION 2. FOREIGN LANGUAGE POLICY.

Pursuant to the Federal Voting Rights Act, candidate statements will be translated into all languages required by the County of Los Angeles. The County is required to translate candidates' statements into the following languages: Armenian, Chinese, Cambodian/Khmer, Farsi, Hindi, Japanese, Korean, Spanish, Tagalog/Filipino, Thai and Vietnamese.

- A. The County will mail separate voter information guides and candidates' statements to only those voters who are on the county voter file as having requested a voter information guide in a particular language.

The County will make the voter information guides and candidates' statements in the required languages available at all polling places, on the County's website, and in the Election Official's office.

SECTION 3. PAYMENT.

A. Translations:

1. The candidate shall not be required to pay for the cost of translating the candidate's statement into any required foreign language as specified in (A) of Section 2 above pursuant to Federal and/or State law.
2. The candidate shall be required to pay for the cost of translating the candidate's statement into any foreign language that is not required as specified in (A) of Section 2 above, pursuant to Federal and/or State law, but is requested as an option by the candidate.

B. Printing:

1. The candidate shall be required to pay for the cost of printing the candidate's statement in English in the main voter pamphlet.
2. The candidate shall not be required to pay for the cost of printing the candidate's statement in a foreign language required in (A) of Section 2 above, in the main voter pamphlet.

The City Clerk shall estimate the total cost of printing, handling, translating, and mailing the candidate's statements filed pursuant to this section, including costs incurred as a result of complying with the Voting Rights Act of 1965 (as amended), and require each candidate filing a statement to pay in advance to the local agency his or her estimated pro rata share as a condition of having his or her statement included in the voter's pamphlet. In the event the estimated payment is required, the estimate is just an approximation of the actual cost that varies from one election to another election and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. Accordingly, the City Clerk is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expense or refund any excess paid depending on the final actual cost. In the event of underpayment, the City Clerk may require the candidate to pay the balance of the cost incurred. In the event of overpayment, the City Clerk shall prorate the excess amount among the candidates and refund the excess amount paid within 30 days of the election.

SECTION 4. MISCELLANEOUS.

- A) All translations shall be provided by professionally-certified

translators.

- B) The City Clerk shall allow (bold type) (underlining) (capitalization) (indentations) (bullets) (leading hyphens) to the same extent and manner as allowed in previous City elections.
- C) The City Clerk shall comply with all recommendations and standards set forth by the California Secretary of State regarding occupational designations and other matters relating to elections.

SECTION 5. ADDITIONAL MATERIALS.

No candidate will be permitted to include additional materials in the voter information guide.

SECTION 6. That the City Clerk shall provide each candidate or the candidate's representative a copy of this resolution at the time nominating petitions are issued.

SECTION 7. That all previous resolutions establishing Council policy on payment for candidates' statements are repealed.

SECTION 8. That this resolution shall apply only to the election to be held on November 6, 2018 and shall then be repealed.

SECTION 9. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED this 23rd day of May, 2018.

Fred Gaines, Mayor

ATTEST:

APPROVED AS TO FORM:

Maricela Hernandez, MMC
City Clerk


Scott H. Howard
Colantuono, Highsmith & Whatley, PC
City Attorney



CITY of CALABASAS
CITY COUNCIL AGENDA REPORT

DATE: MAY 14, 2018

TO: HONORABLE MAYOR AND COUNCILMEMBERS

**FROM:  ROBERT YALDA, PE. T.E., PUBLIC WORKS DIRECTOR/CITY ENGINEER
ALEX FARASSATI, PH.D., ENVIRONMENTAL SERVICES SUPERVISOR**

SUBJECT: APPROVAL OF MOU REGARDING THE ADMINISTRATION AND COST SHARING FOR IMPLEMENTING THE COORDINATED INTEGRATED MONITORING PROGRAM (CIMP) AND ENHANCED WATERSHED MANAGEMENT PLAN (EWMP) IN THE AMOUNT OF \$182,236 FOR THE UPPER LOS ANGELES RIVER WATERSHED MANAGEMENT AREA

MEETING DATE: MAY 23, 2018

SUMMARY RECOMMENDATION:

Approval of MOU regarding the administration and cost sharing for implementing the Coordinated Integrated Monitoring Program (CIMP) and enhanced Watershed Management Plan (EWMP) in the amount of \$182,236 for the upper Los Angeles River Watershed Management Area

BACKGROUND:

On December 13, 2001, the Regional Water Quality Control Board, Los Angeles Region (RWQCB) issued a countywide MS4 permit to Los Angeles County and 79 participating cities, including Calabasas. The permit includes requirements for the County and cities to address stormwater runoff and pollution.

In 2012, the RWQCB issued new Municipal Separate Storm Sewer System (MS4) permits. Under this permitting structure, local agencies (Permittees) were allowed to form Enhanced Watershed Management Programs (EWMP), consisting of

multiple permittees within a watershed, for the purpose of consolidating their compliance efforts. The Upper Los Angeles River (ULAR) EWMP consists of nineteen permittees, including Calabasas.

DISCUSSION AND ANALYSIS:

Since the issuance of the updated MS4 permit in 2012, the City of Calabasas has begun participating in a number of regional efforts to ensure that the City complies with the permit requirements. The permit allows the permittees to coordinate stormwater planning efforts on a watershed basis, providing an opportunity for permittees to customize their stormwater programs through the development and implementation of a EWMP and a CIMP to achieve compliance with certain Receiving Water Limitations (RWLs) and Water Quality Based Effluent Limits (WQBELs).

In 2016, the member agencies of the ULAR Watershed Group entered into a three-year MOA for the implementation of the CIMP. The current MOA is structured such that in general, total monitoring and non-monitoring costs are distributed according to each permittee’s land area relative to the total land area in the ULAR EWMP.

Agency	Land Area (acres)	% of Area
LACFCD ^a		
City of Los Angeles	181,288.00	58.53%
County of Los Angeles	41,048.07	13.25%
City of Alhambra	4,884.31	1.58%
City of Burbank	11,095.20	3.58%
City of Calabasas	4,005.68	1.29%
City of Glendale	19,587.50	6.32%
City of Hidden Hills	961.03	0.31%
City of La Canada Flintridge	5,534.46	1.79%
City of Montebello	5,356.38	1.73%
City of Monterey Park	4,951.51	1.60%
City of Pasadena	14,805.30	4.78%
City of Rosemead	3,310.87	1.07%
City of San Fernando	1,517.64	0.49%
City of San Gabriel	2,644.87	0.85%
City of San Marino	2,409.64	0.78%
City of South Et Monte	1,594.16	0.51%
City of South Pasadena	2,186.20	0.71%
City of Temple City	2,576.50	0.83%
Total	309,757.32	100.00%

^a The Los Angeles County Flood Control District does not own any land; hence they are charged a percentage of the overall cost of the CIMP rather than a percentage of the land area.

The City of Calabasas is now being asked to approve a 5-year MOA that would cover implementation of the CIMP and EWMP related-tasks. These tasks were previously covered under the CIMP MOA that is due to expire soon. The other noticeable difference between this new MOA and the previous MOA is the inclusion of the San Gabriel Valley Council of Governments (SGVCOG) in the Agreement. The SGVCOG will serve as the administrator of the MOA with the responsibility of invoicing and collecting funds from the member agencies and negotiating contracts with various consultants as-needed to complete the required tasks of the CIMP and EWMP.

Once the MOA is approved by all parties, the City of Los Angeles will perform the various monitoring and reporting tasks on behalf of the member agencies, with the administrative support of the SGVCOG. The agencies have agreed that the costs will be distributed according to each agency's land area relative to the total land area in the ULAR Watershed Management Area. Implementation will be a multi-year and multi-agency effort.

The annual contribution for the MOA will vary depending on the required monitoring and special studies needed to comply with the MS4 permit. The MOA includes cost share tables that outline contributions. The cumulative watershed-wide cost for the five-year agreement is not to exceed \$6,758,892.

As the City of Calabasas moves forward with implementation of the MS4 permit, the City faces significant costs to meet the new permit requirements. This MOA serves as a means to reduce the costs. It is in the City's best financial and regulatory interest to sign the MOA and join its neighboring cities in meeting the requirements.

CIMP MOAs AND FUNDING

One of the requirements under the permit is to establish a Coordinated Integrated Monitoring Program (CIMP) to monitor the progress of the EWMP toward meeting clean water goals. The CIMP scope of work includes program development, establishing monitoring stations at key waterbody outfalls, measuring pollutants and constituents at receiving waters, monitoring stormwater and non-stormwater outfalls, developing and tracking studies, and annual reporting to the RWQCB.

There are both technical and managerial aspects of the CIMP function, including regular laboratory work such as water testing, and administrative interaction with the RWQCB. Members of the EWMP meet monthly to review the CIMP program and other aspects of the EWMP.

For the past four years, the City of Los Angeles' Watershed Protection Division has performed the CIMP function by agreement of all permittees in the EWMP. The

City of LA has the technical capability to perform monitoring actions integral to its organizational structure. In 2015, all ULAR permittees voluntarily entered into a Memorandum of Agreement (MOA) with the City of Los Angeles to perform CIMP functions on behalf of the EWMP.

FISCAL IMPACT/SOURCE OF FUNDING:

There is no impact on the FY 2017-18 City Budget. For FY 2018-23, the total cost to the City for both the CIMP and EWMP implementation activities is estimated to be \$182,236. Staff request 10% contingency in case the project cost exceeds the anticipated budget. The funding shall be provided through city's TMDL Compliance Monitoring Program (Account No.: 10-313-5252-27).

REQUESTED ACTION:

That the City Council approve the MOU regarding the administration and cost sharing for implementing the Coordinated Integrated Monitoring Program (CIMP) and enhanced Watershed Management Plan (EWMP) in the amount of \$182,236 for the upper Los Angeles River Watershed Management Area.

ATTACHMENT:

Memorandum of Agreement

MEMORANDUM OF AGREEMENT

BETWEEN THE CITY OF LOS ANGELES, THE CITY OF ALHAMBRA, THE CITY OF BURBANK, THE CITY OF CALABASAS, THE CITY OF GLENDALE, THE CITY OF HIDDEN HILLS, THE CITY OF LA CANADA FLINTRIDGE, THE CITY OF MONTEBELLO, THE CITY OF MONTEREY PARK, THE CITY OF PASADENA, THE CITY OF ROSEMEAD, THE CITY OF SAN FERNANDO, THE CITY OF SAN GABRIEL, THE CITY OF SAN MARINO, THE CITY OF SOUTH EL MONTE, THE CITY OF SOUTH PASADENA, THE CITY OF TEMPLE CITY, LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, THE COUNTY OF LOS ANGELES, AND THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

REGARDING THE ADMINISTRATION AND COST SHARING FOR IMPLEMENTING THE COORDINATED INTEGRATED MONITORING PROGRAM (CIMP) AND ENHANCED WATERSHED MANAGEMENT PLAN (EWMP) FOR THE UPPER LOS ANGELES RIVER WATERSHED MANAGEMENT AREA

This Memorandum of Agreement (MOA), made and entered into as of the date of the last signature set forth below by and between The SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG), a California Joint Powers Authority, THE CITY OF LOS ANGELES (CITY), a municipal corporation, THE CITY OF ALHAMBRA, a municipal corporation, THE CITY OF BURBANK, a municipal corporation, THE CITY OF CALABASAS, a municipal corporation, THE CITY OF GLENDALE, a municipal corporation, THE CITY OF HIDDEN HILLS, a municipal corporation, THE CITY OF LA CANADA FLINTRIDGE, a municipal corporation, THE CITY OF MONTEBELLO, a municipal corporation, THE CITY OF MONTEREY PARK, a municipal corporation, THE CITY OF PASADENA, a municipal corporation, THE CITY OF ROSEMEAD, a municipal corporation, THE CITY OF SAN FERNANDO, a municipal corporation, THE CITY OF SAN GABRIEL, a municipal corporation, THE CITY OF SAN MARINO, a municipal corporation, THE CITY OF SOUTH EL MONTE, a municipal corporation, THE CITY OF SOUTH PASADENA, a municipal corporation, THE CITY OF TEMPLE CITY, a municipal corporation, LOS ANGELES COUNTY FLOOD CONTROL DISTRICT (LACFCD), a body corporate and politic, and the COUNTY OF LOS ANGELES (COUNTY), a political subdivision of the State of California. Collectively, these entities shall be known herein as PARTIES or individually as PARTY.

WITNESSETH

WHEREAS, for the purpose of this MOA, the term PARTIES shall mean the

Cities of Los Angeles, Alhambra, Burbank, Calabasas, Glendale, Hidden Hills, La Canada Flintridge, Montebello, Monterey Park, Pasadena, Rosemead, San Fernando, San Gabriel, San Marino, South El Monte, South Pasadena, Temple City, Los Angeles County Flood Control Districts (LACFCD), and the County of Los Angeles (COUNTY); and the term CITY shall mean only the City of Los Angeles; and the term SGVCOG shall mean the San Gabriel Valley Council of Government; and

WHEREAS, the U.S. Environmental Protection Agency (USEPA) and the California Regional Water Quality Control Board, Los Angeles Region (Regional Board), have classified the Greater Los Angeles County Municipal Separate Storm Sewer System (MS4) as a large MS4 pursuant to 40 CFR section 122.26(b)(4) and a major facility pursuant to 40 CFR section 122.2; and

WHEREAS, the Regional Board has adopted National Pollutant Discharge Elimination System MS4 Permit Order No. R4-2012-0175 (MS4 Permit); and

WHEREAS, the MS4 Permit became effective on December 28, 2012, and requires that the LACFCD, the COUNTY, and 84 of the 88 cities (excluding Avalon, Long Beach, Palmdale, and Lancaster) within the County comply with the prescribed elements of the MS4 Permit; and

WHEREAS, the MS4 Permit identified the PARTIES as MS4 permittees responsible for compliance with the MS4 Permit requirements pertaining to the PARTIES' collective jurisdictional area in the Upper Los Angeles Watershed Management Area as identified in Exhibit E of this MOA; and

WHEREAS, the PARTIES elected voluntarily to collaborate on the development of an Enhanced Watershed Management Program (EWMP) and a Coordinated Integrated Monitoring Program (CIMP) in accordance with the MS4 Permit for a portion of the Upper Los Angeles Watershed Management Area as identified in Exhibit E of this MOA to comply with all applicable monitoring requirements of the MS4 Permit; and

WHEREAS, the EWMP was submitted to the Regional Board by the PARTIES on June 25, 2015, and was approved by the Regional Board on April 20, 2016; and

WHEREAS, the CIMP was submitted to the Regional Board by the PARTIES on June 26, 2014 and was approved by the Regional Board on November 18, 2015; and

WHEREAS, the PARTIES have agreed for the CITY to perform and coordinate the MONITORING SERVICES of the CIMP and the EWMP-RELATED TASKS on the PARTIES' behalf, and the PARTIES have agreed to pay the CITY for their services as

indicated in Tables 1-4 of Exhibit A and Tables 1-10 of Exhibit B, respectively, of this MOA; and

WHEREAS, the CITY retains the right to outsource some or all of the elements of the MONITORING SERVICES and EWMP-RELATED TASKS, at a cost not to exceed those shown in Tables 1-4 of Exhibit A and Tables 1-10 of Exhibit B; and

WHEREAS, the PARTIES desire to have the SGVCOG: (a) invoice and collect funds from each of the PARTIES to cover the costs of MONITORING SERVICES and EWMP-RELATED TASKS and pay the CITY; (b) administer this MOA; and (c) negotiate, enter into agreements with, and collect funds from individual NPDES permit holders for cost-sharing of MONITORING SERVICES; and (d) negotiate, enter into agreements with consultant(s) to execute services to uphold the SERVICES and TASKS of this MOA; and

WHEREAS, the PARTIES have agreed that the total cost for this MOA shall not exceed \$6,758,892 as shown in Table 1 of Exhibit C; and.

WHEREAS, the PARTIES have agreed to cooperatively share and fully fund the estimated costs of the implementation of the CIMP and EWMP based on the Distributed Cost contained in Tables 1-4 of Exhibit A and Tables 1-10 of Exhibit B, respectively, of this MOA; and

WHEREAS, the PARTIES agree that each shall assume full and independent responsibility for ensuring its own compliance with the MS4 Permit despite the collaborative approach of the MOA; and

WHEREAS, individual NPDES permit holders that are not PARTIES may wish to participate in the MONITORING SERVICES for individual permit compliance; and

WHEREAS, the PARTIES contemplate allowing such individual NPDES permit holders to participate in the MONITORING SERVICES without being a party to this MOA, in order to minimize the costs of preparing and implementing the CIMP to each of the PARTIES; and

WHEREAS, the SGVCOG agrees to enter into individual separate agreements with such individual NPDES permit holders (which shall not become parties to this MOA) for MONITORING SERVICES cost-sharing purposes only; and

WHEREAS, if other individual NPDES permit holders participate in the cost sharing relating to the MONITORING SERVICES, the PARTIES contemplate that the invoicing table in Exhibit C will be modified as appropriate and each PARTY's proportional payment obligation reduced accordingly to reflect other individual NPDES permit holders' payments.

NOW, THEREFORE, in consideration of the mutual benefits to be derived by the PARTIES, and of the promises contained in this MOA, the PARTIES, and SGVCOG agree as follows:

Section 1. Recitals. The recitals set forth above are true and correct and fully incorporated into this MOA.

Section 2. Purpose. The purpose of this MOA is to cooperatively fund the MONITORING SERVICES and TASKS of the Upper Los Angeles River Watershed Management Area Group CIMP and EWMP and to authorize the SGVCOG to administer the cost sharing.

Section 3. Cooperation. The PARTIES and the SGVCOG shall fully cooperate with one another to attain the purposes of this MOA.

Section 4. Voluntary. The PARTIES have voluntarily entered into this MOA for the implementation of the MONITORING SERVICES and EWMP-RELATED TASKS and authorize the SGVCOG to administer the cost-sharing.

Section 5. Term. This MOA shall become effective on the date the last PARTY executes this MOA and shall remain in effect for five (5) years from the effective date or until June 30th, 2023, or whichever is later. The MOA may be extended, through an executed amendment, for an additional three (3) years.

Section 6. Commitment. Once effective, all cooperating PARTIES and the SGVCOG agree to uphold the promises contained in this MOA for the duration of the agreed upon term.

Section 7. THE PARTIES AND SGVCOG AGREE:

- a. Monitoring Services. The CITY will perform the MONITORING SERVICES to support the PARTIES' submittal of the MS4 Permit Annual Report. The CITY reserves the right to modify this MOA, through a written amendment to be approved by all PARTIES, when conditions, such as, but not limited to, expansion of CIMP requirements, additional EWMP-RELATED TASKS impact annual costs.

- b. Reporting. The PARTIES authorize the CITY to prepare and submit semi-annual and annual analytical monitoring reports to the Regional Board as described in the CIMP as well as electronic files if requested by the Regional Board. The CITY shall distribute the semi-annual and annual reports to the PARTIES fifteen (15) businesses days prior to submittal to the Regional Board. The PARTIES may review the monitoring report and submit comments to the CITY prior to its submittal to the Regional Board.

- c. Invoicing. The SGVCOG will invoice all PARTIES, except the CITY, in annual amounts not exceeding the invoice amounts shown in Table 1 of Exhibit C. SGVCOG will pay the CITY, the difference between the funds collected and the sum of administrative costs, the CITY's portion of shared costs for MONITORING SERVICES and EWMP-RELATED TASKS. The annual invoices will be issued in May of each calendar year in anticipation of the expected monitoring cost for the next fiscal year. The CITY shall provide SGVCOG an accounting of the MONITORING SERVICES and EWMP-RELATED TASKS completed during each annual payment term by October 31st of the following year. Contingency and other funds shall be retained by SGVCOG to be used at the discretion of the PARTIES. The PARTIES will form a Technical Advisory Committee (TAC) subcommittee to verify the accounting, monitoring and other work completed and the amount of the invoices before the SGVCOG remits payment back to the CITY.

- d. Additional Studies. The PARTIES agree that preparing grant applications, and/or conducting watershed-wide special studies, monitoring with other watershed groups, conducting other collaborative activities for the purpose of complying with the MS4 Permit may be funded by the Parties subject to the terms of this MOA, provided that there are available excess contract funds or contingency funds available to fund these activities. Prior to the performance of any such activities, all PARTIES must provide written approval of the activities and revise Tables 1-4 of Exhibit A and Tables 1-10 of Exhibit B showing which PARTIES will be funding the activities and in what amounts.

- a. Contracting. The PARTIES contemplate allowing other individual NPDES permit holders to participate in the MONITORING SERVICES without being a party to this MOA, in order to minimize the costs of preparing and implementing the CIMP to each of the PARTIES. In the event that another NPDES permit holder wants to participate in the MONITORING SERVICES, the SGVCOG may enter into an individual separate agreement with such individual NPDES permit holder (which shall not become a party to this MOA) for MONITORING SERVICES cost sharing purposes. If other individual NPDES permit holders participate in the cost sharing relating to the MONITORING SERVICES, the invoicing tables in Exhibit C shall be modified as appropriate and each PARTIES' proportional payment obligation reduced accordingly to reflect other individual NPDES permit holders' payments.

Section 8. Payment.

- a. Annual Payment. Each PARTY shall pay the SGVCOG for its proportional share of the estimated cost for MONITORING SERVICES and EWMP-RELATED TASKS including SGVCOG's fees as shown in Table 4 of Exhibit A and Table 3 of Exhibit B, within sixty (60) days of receipt of the invoice from the SGVCOG. The SGVCOG will remit payment to the CITY within sixty (60) days of receipt of payments from the other PARTIES, noting any delinquent payments that remain due after deducting the SGVCOG's administrative fixed fee as set forth in Table 4 of Exhibit A and Table 3 of Exhibit B and twelve hundred and thirty dollars (\$1,230) per individual permittee agreement. The invoicing amounts presented in Exhibit C have been agreed upon by the PARTIES and are subject to change, through a written amendment, to address unforeseen challenges.
- b. Program Management Fee. The costs of MONITORING SERVICES in Exhibit A and EWMP-RELATED TASKS in Exhibit B include a Program Management Fee for facilitation of this MOA by the SGVCOG in the combined amount of \$100,000 per year as shown in Table 4 of Exhibit A and Table 3 of Exhibit B.
- c. Contingency. The CITY and the SGVCOG will notify the PARTIES if actual expenditures for MONITORING SERVICES and/or EWMP-RELATED TASKS are anticipated to exceed the cost estimates contained in Exhibit A and B. Inasmuch, the MONITORING SERVICES may be adaptable to sampling events during an event that may preclude the CITY from notifying the PARTIES, and the CITY may incur cost greater than the contract estimates contained in Exhibit A. The PARTIES agree to pay the CITY (through SGVCOG) for their proportional share of these additional expenditures at an amount not to exceed ten percent (10%) of their proportional annual cost as shown in Table 1 of Exhibit C. Any costs which exceed this ten percent (10%) contingency will require an amendment to this MOA. These funds will be held by SGVCOG until such time as they are needed.
- d. Reconciliation of this MOA. Any unexpended funds held by SGVCOG at the termination of this MOA will be refunded or credited to the PARTIES by the SGVCOG, as requested in writing by each PARTY and in accordance with the distributed cost formula set forth in Tables 1 of Exhibit C or PARTIES may elect to roll-over unexpended funds to cover monitoring expenses in the subsequent MOA. At the end of the MOA, the SGVCOG will provide the PARTIES with an accounting of actual expenditures within ninety (90) days.
- e. Late Payment Penalty. Any payment that is not received within sixty (60) days following receipt of the invoice from SGVCOG shall be subject to interest on the

original amount from the date that the payment first became due. The interest rate shall be equal to the Prime Rate in effect when the payment first became due plus one percent (1%) for any payment that is made within one (1) to thirty (30) days after the due date. The Prime Rate in effect when the payment first became due plus five percent (5%) shall apply to any payment that is made within thirty one (31) to sixty (60) days after the due date. The Prime Rate in effect when the payment first became due plus ten percent (10%) shall apply to any payment that is made more than sixty (60) days past the due date. The rates, shall nevertheless, not exceed the maximum allowed by law.

- f. Delinquent Payments. A payment is considered to be delinquent one hundred and eighty (180) days after receipt of the invoice from the SGVCOG. The following procedure may be implemented to attain payments from the delinquent PARTY or PARTIES: 1) verbally contact/meet with the manager(s) from the delinquent PARTY or PARTIES; 2) submit a formal letter to the delinquent PARTY or PARTIES from SGVCOG counsel; and 3) notify the Regional Board that the delinquent PARTY or PARTIES are no longer a participating member of the CIMP or EWMP. If the PARTY or PARTIES remain delinquent after the above procedures, then that PARTY's participation in this MOA will be deemed terminated, and the remaining PARTIES' cost share allocation shall be adjusted in accordance with the cost allocation formula in Exhibit C.

Section 9. THE PARTIES FURTHER AGREE:

- a. Documentation. The PARTIES agree to provide at no cost to the City all requested information and documentation in their possession that is deemed necessary by the PARTIES to perform the MONITORING SERVICES and EWMP-RELATED TASKS.
- b. Access. Each PARTY shall allow the City or its contractor reasonable access and entry to—on an as- needed basis during the term of this MOA—certain facilities and structures owned, operated, or controlled by the PARTY, which access and entry are necessary for the CITY or its contractor to perform MONITORING SERVICES and EWMP-RELATED TASKS (FACILITIES). The FACILITIES shall include but not be limited to the PARTY's storm drains, channels, catch basins, and similar, provided, however, that prior to entering any of the PARTIES FACILITIES, the CITY shall provide seventy-two (72) hours advance written notice of entry to the applicable PARTY, or in the cases where seventy-two (72) hours' advance written notice is not possible, such as in cases of unforeseen wet weather, CITY or its contractor shall provide written notice to the applicable PARTY as early as reasonably possible. LACFCD, being a member of this MOA, agrees to provide the CITY or its contractor a "no-fee" Access Permit to its FACILITIES. This Access Permit does not cover any fees

that may be required for Construction Permits for the installation of permanent monitoring equipment. The CITY shall secure any required necessary permits prior to entry.

- c. Each PARTY agrees that due to certain monitoring activities, such as toxicity testing, the total cost of this MOA is not inclusive of those activities that may be required to successfully complete the analyses. Thus, the PARTIES agree to fund the required additional work when the CITY notifies them that the activity has taken place. The PARTIES agree to pay the CITY (through the SGVCOG) for their proportional share of these additional expenditures at an amount not to exceed their proportional annual cost plus the ten percent (10%) contingency as shown in Exhibit A. No PARTY will be obligated to pay for additional expenditures which exceed this amount absent an amendment to this MOA.
- d. Reporting. The CITY shall distribute the semi-annual and annual reports to the PARTIES fifteen (15) business days prior to its intended date of submittal to the Regional Board. The PARTIES may review the reports and submitted comments to the CITY prior to its submittal to the Regional Board. The CITY has control of the submittal but shall discuss the PARTIES' comments as they apply to the report.

Section 10. Indemnification

- a. Each PARTY and the SGVCOG shall indemnify, defend, and hold harmless each other PARTY, including its special districts, elected and appointed officers, employees, agents, attorneys, and designated volunteers from and against any and all liability, including, but not limited to, demands, claims, actions, fees, costs, and expenses (including reasonable attorney's and expert witness fees), arising from or connected with the respective acts of each PARTY arising from or related to this MOA; provided, however, that no PARTY shall indemnify another PARTY for that PARTY'S own negligence or willful misconduct.
- b. In light of the provisions of Section 895.2 of the Government Code of the State of California imposing certain tort liability jointly upon public entities solely by reason of such entities being parties to an agreement (as defined in Section 895 of said Code), each of the PARTIES hereto, pursuant to the authorization contained in Section 895.4 and 895.6 of said Code, shall assume the full liability imposed upon it or any of its officers, agents, or employees, by law for injury caused by any act or omission occurring in the performance of this MOA to the same extent such liability would be imposed in the absence of Section 895.2 of said Code. To achieve the above stated purpose, each PARTY indemnifies, defends, and holds harmless each other PARTY for any liability, cost, or expense that may be imposed upon such other PARTY solely by virtue of said Section 895.2. The

provisions of Section 2778 of the California Civil Code are made a part hereof as if incorporated herein.

Section 11. Termination

- a. Any PARTY including the SGVCOG may withdraw from this MOA for any reason, in whole or part, by giving the other PARTIES and the Regional Board thirty (30) days written notice thereof. Withdrawing PARTIES shall remain wholly responsible for their share of the costs of MONITORING SERVICES and EWMP-RELATED TASKS for the extent of the effective term of this MOA. Each PARTY shall also be responsible for the payment of its own fines, penalties or costs incurred as a result of the non-performance of the CIMP and/or EWMP. Upon withdrawal by the SGVCOG, the PARTIES shall meet and confer to designate an alternate organization to accept the SGVCOG's responsibilities under this MOA.
- b. The SGVCOG shall notify in writing all PARTIES within fourteen (14) days of receiving written notice from any PARTY that intends to terminate this MOA.
- c. If a PARTY fails to comply with any of the terms or conditions of this MOA, that PARTY shall forfeit its rights to the work completed through this MOA, but no such forfeiture shall occur unless and until the defaulting PARTY has first been given notice of its default and a reasonable opportunity to cure the alleged default.
- d. EQUIPMENT Ownership - Devices such as, automatic sampling stations inclusive of a cabinet, sampling equipment, ancillary devices, power supplies (EQUIPMENT) may be installed to implement the CIMP. Any PARTY voluntarily terminating membership will not be entitled to a refund for the portion of the share paid to acquire and to operate the EQUIPMENT nor for the remaining value of the EQUIPMENT, if any. The operational life of such EQUIPMENT is approximately seven years, and after which it may be obsolete or may require major remodel or replacement of electrical and mechanical components costing equivalent to a purchase of a new EQUIPMENT. The remaining PARTIES agree to own, operate and maintain and or replace the EQUIPMENT.

Section 12. General Provisions

- a. Notices. Any notices, bills, invoices, or reports relating to this MOA, and any request, demand, statement, or other communication required or permitted hereunder shall be in writing and shall be delivered to the representatives of the PARTIES and/or SGVCOG at the addresses set forth in Exhibit D attached hereto and incorporated herein by reference. PARTIES and SBCCOG shall promptly notify each other of any change of contact information, including

personnel changes, provided in Exhibit D. Written notice shall include notice delivered via e-mail or fax. A notice shall be deemed to have been received on (a) the date of delivery, if delivered by hand during regular business hours, or by confirmed facsimile or by e-mail; or (b) on the third (3rd) business day following mailing by registered or certified mail (return receipt requested) to the addresses set forth in Exhibit D.

- b. Administration. For the purposes of this MOA, the PARTIES and SGVCOG hereby designate as their respective representatives the persons named in Exhibit D. The designated representatives, or their respective designees, shall administer the terms and conditions of this MOA on behalf of their respective entities. Each of the persons signing below on behalf of a PARTY or the SGVCOG represents and warrants that he or she is authorized to sign this MOA on behalf of such entity.
- c. Relationship of the Parties. The parties to this MOA are, and shall at all times remain as to each other, wholly independent entities. No party to this MOA shall have power to incur any debt, obligation, or liability on behalf of any other party unless expressly provided to the contrary by this MOA. No employee, agent, or officer of a party shall be deemed for any purpose whatsoever to be an agent, employee, or officer of another party.
- d. Binding Effect. This MOA shall be binding upon, and shall be to the benefit of the respective successors, heirs, and assigns of each party to this MOA; provided, however, no party may assign its respective rights or obligations under this MOA without the prior written consent of the other parties.
- e. Amendment. The terms and provisions of this MOA may not be amended, modified, or waived, except by an instrument in writing signed by all non-delinquent PARTIES and the SGVCOG. Such amendments may be executed by those individuals listed in Exhibit D or by a responsible individual as determined by each PARTY.
- f. Law to Govern. This MOA is governed by, interpreted under, and construed and enforced in accordance with the laws of the State of California. In the event of litigation related to this MOA, venue in the state trial courts shall lie exclusively in the County of Los Angeles.
- g. No Presumption in Drafting. The parties to this MOA agree that the general rule that an MOA is to be interpreted against the party drafting it, or causing it to be prepared shall not apply.
- h. Severability. If any provision of this MOA shall be determined by any court to be invalid, illegal, or unenforceable to any extent, then the remainder of this MOA

shall not be affected, and this MOA shall be construed as if the invalid, illegal, or unenforceable provision had never been contained in this MOA.

- i. Entire Agreement. This MOA constitutes the entire agreement of the parties to this MOA with respect to the subject matter hereof.
- j. Waiver. Waiver by any party to this MOA of any term, condition, or covenant of this MOA shall not constitute a waiver of any other term, condition, or covenant. Waiver by any party to this MOA of any breach of the provisions of this MOA shall not constitute a waiver of any other provision, nor a waiver of any subsequent breach or violation of any provision of this MOA.
- k. Counterparts. This MOA may be executed in any number of counterparts, each of which shall be an original, but all of which taken together shall constitute but one and the same instrument, provided, however, that such counterparts shall have been delivered to all parties to this MOA.
- l. All parties to this MOA have been represented by counsel in the preparation and negotiation of this MOA. Accordingly, this MOA shall be construed according to its fair language. Any ambiguities shall be resolved in a collaborative manner by the PARTIES and SGVCOG and shall be rectified by amending this MOA as described in Section 12(e).

IN WITNESS WHEREOF, the PARTIES and SBCCOG hereto have caused this MOA to be executed by their duly authorized representatives and affixed as of the date of signature of the PARTIES:

COUNTY OF LOS ANGELES

By:

Mark Pestrella, Director of Public Works

Date

APPROVED AS TO FORM:

Mary C. Wickham
County Counsel

By:

Deputy

Date

LOS ANGELES COUNTY FLOOD CONTROL DISTRICT

By:

Mark Pestrella, Chief Engineer

Date

APPROVED AS TO FORM:

Mary C. Wickham
County Counsel

By:

Deputy

Date

CITY OF ALHAMBRA

By:

Stephen Sham
Mayor

Date

APPROVED AS TO CONTENT:

By: _____
Lauren Myles
City Clerk

APPROVED AS TO FORM:

By: _____
Joseph M. Montes, Esq.
City Attorney

CITY OF LOS ANGELES

Date: _____

By: _____

Kevin James, President
Board of Public Works

ATTEST:

Holly Wolcott
City Clerk

APPROVED AS TO FORM:

Michael N. Feuer
City Attorney

By: _____

Adena M. Hopenstand
Deputy City Attorney

THE CITY OF BURBANK

Dated: _____

CITY OF BURBANK

By _____

Will Rogers, Mayor

ATTEST:

Zizette Mullins, CMC
City Clerk

APPROVED AS TO FORM:

Joseph H. McDougall
Senior Assistant City Attorney

CITY OF CALABASAS

Dated: _____

CITY OF CALABASAS

By

Fred Gaines, Mayor

ATTEST:

Maricela Hernandez, MMC
City Clerk

APPROVED AS TO FORM:

Scott Howard,
Colantuono, Highsmith & Whatley, PC
City Attorney

CITY OF GLENDALE

Dated: _____

CITY OF GLENDALE

By

Vartan Gharpetian, Mayor

ATTEST:

Yasmin K. Beers, City Manager

APPROVED AS TO FORM:

Michael Garcia, City Attorney

CITY OF HIDDEN HILLS

Dated:

CITY OF HIDDEN HILLS

By _____

Larry G. Weber, Mayor

ATTEST:

Kerry Kallman, City Manager

APPROVED AS TO FORM:

Roxanne M. Diaz, City Attorney

CITY OF LA CANADA FLINTRIDGE

Dated: _____

CITY OF LA CANADA FLINTRIDGE

By

Dave Spence, Mayor

ATTEST:

Mark R. Alexander, City Manager

APPROVED AS TO FORM:

Mark Steres, City Attorney

CITY OF MONTEBELLO

Dated: _____

CITY OF MONTEBELLO

By

Vanessa Delgado, Mayor

ATTEST:

Irma-Bernal Barajas, City Clerk

APPROVED AS TO FORM:

Chris Cardinale, City Attorney

CITY OF MONTEREY PARK

Date: _____

By:

Paul Talbot, City Manager

ATTEST:

By: _____
Vincent D. Chang, City Clerk

APPROVED AS TO FORM:

By: _____
Karl H. Berger, Assistant City Attorney

CITY OF PASADENA

Dated: _____

CITY OF PASADENA

By

Steve Mermell, City Manager

ATTEST:

Mark Jomsky, City Clerk

APPROVED AS TO FORM:

Brad L. Fuller, Assistant City Attorney

CITY OF ROSEMEAD

Dated: _____

CITY OF ROSEMEAD

By

Jeff Allred, City Manager

ATTEST:

Gloria Molleda, City Clerk

APPROVED AS TO FORM:

Rachel H. Richman, City Attorney

CITY OF SAN FERNANDO

Dated: _____

CITY OF SAN FERNANDO

By

Joel Fajardo, Mayor

ATTEST:

Elena G. Chávez, City Clerk

APPROVED AS TO FORM:

Rick R. Olivarez, City Attorney

CITY OF SAN GABRIEL

Dated: _____

CITY OF SAN GABRIEL

By _____
Steven A. Preston, City Manager

ATTEST:

Julie Nguyen, City Clerk

APPROVED AS TO FORM:

Keith Lemieux, City Attorney

CITY OF SAN MARINO

Dated: _____

CITY OF SAN MARINO

By _____
Steve Talt, Mayor

ATTEST:

Marcella Marlowe, City Manager

APPROVED AS TO FORM:

Steven Flower, City Attorney

CITY OF SOUTH EL MONTE

Dated: _____

CITY OF SOUTH EL MONTE

By

[INSERT NAME], City Manager

ATTEST:

[insert name], City Clerk

APPROVED AS TO FORM:

[insert name], City Attorney

CITY OF SOUTH PASADENA

Dated: _____

CITY OF SOUTH PASADENA

By _____
Stephanie DeWolfe, City Manager

ATTEST:

Evelyn G. Zneimer, City Clerk

APPROVED AS TO FORM:

Teresa L. Highsmith, City Attorney

CITY OF THE TEMPLE CITY

Date: _____

CITY OF TEMPLE CITY

By

Cynthia Sternquist, Mayor

ATTEST:

Peggy Kuo, City Clerk

APPROVED AS TO FORM:

Eric S. Vail, City Attorney

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

Date: _____

By: _____

Marisa Creter, Interim Executive

Director

APPROVED AS TO FORM:

By: _____

Richard D. Jones
Counsel for the SGVCOG

EXHIBIT A

Upper Los Angeles River Enhanced Watershed Management Area CIMP Implementation Costs

Table 1. Exhibit A Distribution of Total Estimated Cost for Implementing the ULAR CIMP.

Agency	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD	\$41,269	\$57,360	\$34,536	\$34,556	\$51,127	\$218,848
City of Los Angeles	\$448,136	\$637,212	\$373,145	\$373,145	\$580,367	\$2,412,005
County of Los Angeles	\$110,198	\$132,588	\$94,952	\$95,161	\$116,540	\$549,439
City of Alhambra	\$11,184	\$10,053	\$10,053	\$10,053	\$10,053	\$51,398
City of Burbank	\$25,406	\$42,837	\$22,837	\$22,837	\$54,168	\$168,086
City of Calabasas	\$23,640	\$70,648	\$8,245	\$8,245	\$8,245	\$119,023
City of Glendale	\$44,852	\$71,702	\$40,317	\$40,317	\$88,532	\$285,720
City of Hidden Hills	\$5,496	\$15,915	\$1,978	\$1,978	\$1,978	\$27,345
City of La Canada Flintridge	\$12,673	\$14,057	\$11,392	\$11,392	\$15,314	\$64,827
City of Montebello	\$12,265	\$11,025	\$11,025	\$11,025	\$11,025	\$56,365
City of Monterey Park	\$11,338	\$10,192	\$10,192	\$10,192	\$10,192	\$52,105
City of Pasadena	\$33,902	\$30,693	\$30,474	\$30,474	\$30,857	\$156,399
City of Rosemead	\$7,581	\$6,815	\$6,815	\$6,815	\$6,815	\$34,840
City of San Fernando	\$3,475	\$4,623	\$3,124	\$3,124	\$5,359	\$19,705
City of San Gabriel	\$6,056	\$5,444	\$5,444	\$5,444	\$5,444	\$27,832
City of San Marino	\$5,518	\$4,960	\$4,960	\$4,960	\$4,960	\$25,357
City of South El Monte	\$11,484	\$11,271	\$11,431	\$11,594	\$11,760	\$57,541
City of South Pasadena	\$5,006	\$4,500	\$4,500	\$4,500	\$4,500	\$23,005
City of Temple City	\$5,900	\$5,303	\$5,303	\$5,303	\$5,303	\$27,113

Total Estimated Cost of CIMP **\$825,379** **\$1,147,199** **\$690,722** **\$691,114** **\$1,022,538** **\$4,376,952**

Note:

- The Total Estimated Cost for each agency is the sum of General Monitoring Costs (refer to Table 2, Exhibit A) plus the costs for Non-Stormwater Outfall Monitoring (refer to Table 3a-j, Exhibit A), Legg Lake Receiving Water Monitoring, and SGVCOG annual fee.

Table 2. Exhibit A Distribution of General Monitoring Costs.

CIMP Component	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Receiving Water Monitoring	\$273,744	\$273,744	\$273,744	\$273,744	\$273,744	\$1,368,720
Stormwater Outfall Monitoring	\$80,009	\$80,009	\$80,009	\$80,009	\$80,009	\$400,044
Non-Stormwater Outfall Monitoring	(NSWO costs are distributed according to sub-watershed)					
Data Management (15%)	\$53,063	\$53,063	\$53,063	\$53,063	\$53,063	\$265,315
Capital Expenses	\$96,906	\$21,000	\$21,000	\$21,000	\$21,000	\$180,906
Operation & Maintenance Expenses	\$9,414	\$9,414	\$9,414	\$9,414	\$9,414	\$47,072
Contracted Services: Annual Report, Data Tools, On-call support	\$90,000	\$90,000	\$90,000	\$90,000	\$90,000	\$450,000
Program Management (5%)	\$30,157	\$26,362	\$26,362	\$26,362	\$26,362	\$135,603
General Monitoring Costs (Sub-Total)	\$633,293	\$553,592	\$553,592	\$553,592	\$553,592	\$2,847,659
Contingency (10%)	\$63,329	\$55,359	\$55,359	\$55,359	\$55,359	\$284,766
Annual Escalation (0%, 2%, 2%, 2%, 2%)	\$0	\$12,179	\$12,179	\$12,179	\$12,179	\$48,716
General Monitoring Costs (Total)	\$696,622	\$621,130	\$621,130	\$621,130	\$621,130	\$3,181,141

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$34,831	\$31,056	\$31,056	\$31,056	\$31,056	\$159,057
City of Los Angeles	181,288.00	58.53%	\$387,319	\$345,345	\$345,345	\$345,345	\$345,345	\$1,768,699
County of Los Angeles	41,048.07	13.25%	\$87,698	\$78,195	\$78,195	\$78,195	\$78,195	\$400,477
City of Alhambra	4,884.31	1.58%	\$10,435	\$9,304	\$9,304	\$9,304	\$9,304	\$47,653
City of Burbank	11,095.20	3.58%	\$23,705	\$21,136	\$21,136	\$21,136	\$21,136	\$108,248
City of Calabasas	4,005.68	1.29%	\$8,558	\$7,631	\$7,631	\$7,631	\$7,631	\$39,081
City of Glendale	19,587.50	6.32%	\$41,848	\$37,313	\$37,313	\$37,313	\$37,313	\$191,101
City of Hidden Hills	961.03	0.31%	\$2,053	\$1,831	\$1,831	\$1,831	\$1,831	\$9,376
City of La Canada Flintridge	5,534.46	1.79%	\$11,824	\$10,543	\$10,543	\$10,543	\$10,543	\$53,996

City of Montebello	5,356.38	1.73%	\$11,444	\$10,204	\$10,204	\$10,204	\$10,204	\$52,258
City of Monterey Park	4,951.51	1.60%	\$10,579	\$9,432	\$9,432	\$9,432	\$9,432	\$48,308
City of Pasadena	14,805.30	4.78%	\$31,631	\$28,203	\$28,203	\$28,203	\$28,203	\$144,445
City of Rosemead	3,310.87	1.07%	\$7,074	\$6,307	\$6,307	\$6,307	\$6,307	\$32,302
City of San Fernando	1,517.64	0.49%	\$3,242	\$2,891	\$2,891	\$2,891	\$2,891	\$14,807
City of San Gabriel	2,644.87	0.85%	\$5,651	\$5,038	\$5,038	\$5,038	\$5,038	\$25,804
City of San Marino	2,409.64	0.78%	\$5,148	\$4,590	\$4,590	\$4,590	\$4,590	\$23,509
City of South El Monte	1,594.16	0.51%	\$3,406	\$3,037	\$3,037	\$3,037	\$3,037	\$15,553
City of South Pasadena	2,186.20	0.71%	\$4,671	\$4,165	\$4,165	\$4,165	\$4,165	\$21,329
City of Temple City	2,576.50	0.83%	\$5,505	\$4,908	\$4,908	\$4,908	\$4,908	\$25,137
Total	309,757.32	100%	\$696,622	\$621,130	\$621,130	\$621,130	\$621,130	\$3,181,141

Note:

1. General Monitoring Costs include all required monitoring elements in the CIMP, except for Non-Stormwater Outfall Monitoring and Receiving water monitoring in Echo Park Lake, Lake Calabasas, and Legg Lake.
2. The areas owned by Caltrans, State Parks, and U.S. Government have been excluded from the total area of the Upper Los Angeles River watershed.
3. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the General Monitoring Costs, which is subtracted before the costs are distributed among the other Parties.
4. Area (acres) determined by GIS analysis as shown in Exhibit C.
5. Agency Percent Area = (Agency Area / Total Area) x 100%
6. Distributed Cost to each Party = [(Total of General Monitoring Costs – LACFD 5%) x Agency Percent Area] / 100%.

Table 3A Exhibit A Distribution of Costs for Non-Stormwater Outfall Monitoring in Aliso Canyon Wash

Non-Stormwater Outfall Monitoring (ACW)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Inventory and 6 screening Events	\$13,784	\$0	\$0	\$0	\$0	\$13,784
Non-Stormwater Outfall Monitoring	\$0	\$58,132	\$0	\$0	\$0	\$58,132
Data Management (15%)	\$2,068	\$8,720	\$0	\$0	\$0	\$10,788
Program Management (5%)	\$793	\$3,343	\$0	\$0	\$0	\$4,135
Monitoring Cost Sub-Total	\$16,645	\$70,195	\$0	\$0	\$0	\$86,839
Contingency (10%)	\$1,664	\$7,019	\$0	\$0	\$0	\$8,684
Annual Escalation (0%, 2%, 2%)	\$0	\$1,544	\$0	\$0	\$0	\$1,544
Aliso Canyon Wash (Total)	\$18,309	\$78,759	\$0	\$0	\$0	\$97,068

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$915	\$3,938	\$0	\$0	\$0	\$4,853
City of Los Angeles	11,604.43	86.31%	\$15,013	\$64,581	\$0	\$0	\$0	\$79,594
County of Los Angeles	1,839.94	13.69%	\$2,380	\$10,240	\$0	\$0	\$0	\$12,620
ACW (Total)	13,444.37	100%	\$18,309	\$78,759	\$0	\$0	\$0	\$97,068

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFCD 5%) x Agency Percent Area] / 100%

Table 3B Exhibit A (McCoy Canyon)

Non-Stormwater Outfall Monitoring (McCoy Canyon)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Inventory and 6 screening Events	\$8,971	\$0	\$0	\$0	\$0	\$8,971
Non-Stormwater Outfall Monitoring	\$0	\$37,937	\$0	\$0	\$0	\$37,937
Data Management (15%)	\$1,346	\$5,691	\$0	\$0	\$0	\$7,036
Program Management (5%)	\$516	\$2,181	\$0	\$0	\$0	\$2,697
Monitoring Cost Sub-Total	\$10,833	\$45,809	\$0	\$0	\$0	\$56,642
Contingency (10%)	\$1,083	\$4,581	\$0	\$0	\$0	\$5,664
Annual Escalation (0%, 2%, 2%)	\$0	\$1,008	\$0	\$0	\$0	\$1,008
McCoy Canyon (Total)	\$11,916	\$51,397	\$0			\$63,314

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$596	\$2,570	\$0	\$0	\$0	\$3,166
City of Los Angeles	161.26	5.28%	\$597	\$2,576	\$0	\$0	\$0	\$3,174
County of Los Angeles	237.07	7.76%	\$878	\$3,788	\$0	\$0	\$0	\$4,666
City of Calabasas	1,820.64	59.57%	\$6,744	\$29,089	\$0	\$0	\$0	\$35,833
City of Hidden Hills	837.12	27.39%	\$3,101	\$13,375	\$0	\$0	\$0	\$16,476
McCoy Canyon (Total)	3,056.09	100%	\$11,916	\$51,397	\$0	\$0	\$0	\$63,314

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFD 5%) x Agency Percent Area] / 100%

Table 3C Exhibit A (Dry Canyon)

Non-Stormwater Outfall Monitoring (Dry Canyon)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Inventory and 6 screening Events	\$8,971	\$0	\$0	\$0	\$0	\$8,971
Non-Stormwater Outfall Monitoring	\$0	\$37,937	\$0	\$0	\$0	\$37,937
Data Management (15%)	\$1,346	\$5,691	\$0	\$0	\$0	\$7,036
Program Management (5%)	\$516	\$2,181	\$0	\$0	\$0	\$2,697
Monitoring Cost Sub-Total	\$10,833	\$45,809	\$0	\$0	\$0	\$56,642
Contingency (10%)	\$1,083	\$4,581	\$0	\$0	\$0	\$5,664
Annual Escalation (0%, 2%, 2%)	\$0	\$1,008	\$0	\$0	\$0	\$1,008
Dry Canyon (Total)	\$11,916	\$51,397	\$0	\$0	\$0	\$63,314

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$596	\$2,570	\$0	\$0	\$0	\$3,166
City of Los Angeles	746.31	25.07%	\$2,838	\$12,241	\$0	\$0	\$0	\$15,079
County of Los Angeles	199.50	6.70%	\$759	\$3,272	\$0	\$0	\$0	\$4,031
City of Calabasas	2,031.13	68.23%	\$7,724	\$33,314	\$0	\$0	\$0	\$41,038
Dry Canyon (Total)	2,976.94	100%	\$11,916	\$51,397	\$0	\$0	\$0	\$63,314

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFD 5%) x Agency Percent Area] / 100%

Table 3D Exhibit A (Bell Creek)

Non-Stormwater Outfall Monitoring (Bell Creek)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
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Inventory and 6 screening Events	\$13,389	\$0	\$0	\$0	\$0	\$13,389
Non-Stormwater Outfall Monitoring	\$0	\$37,937	\$0	\$0	\$0	\$37,937
Data Management (15%)	\$2,008	\$5,691	\$0	\$0	\$0	\$7,699
Program Management (5%)	\$770	\$2,181	\$0	\$0	\$0	\$2,951
Monitoring Cost Sub-Total	\$16,167	\$45,809	\$0	\$0	\$0	\$61,976
Contingency (10%)	\$1,617	\$4,581	\$0	\$0	\$0	\$6,198
Annual Escalation (0%, 2%, 2%)	\$0	\$1,008	\$0	\$0	\$0	\$1,008
Bell Creek (Total)	\$17,784	\$51,397	\$0	\$0	\$0	\$69,181

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$889	\$2,570	\$0	\$0	\$0	\$3,459
City of Los Angeles	9,281.64	86.24%	\$14,569	\$42,107	\$0	\$0	\$0	\$56,676
County of Los Angeles	1,357.60	12.61%	\$2,131	\$6,159	\$0	\$0	\$0	\$8,290
City of Hidden Hills	123.92	1.15%	\$195	\$562	\$0	\$0	\$0	\$757
Bell Creek (Total)	10,763.16	100%	\$17,784	\$51,397	\$0	\$0	\$0	\$69,181

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFCD 5%) x Agency Percent Area] / 100%

Table 3E Exhibit A (Segment C)

Non-Stormwater Outfall Monitoring (Segment C)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Inventory and 6 screening Events	\$0	\$28,360	\$0	\$0	\$0	\$28,360
Non-Stormwater Outfall Monitoring	\$0	\$0	\$0	\$0	\$49,024	\$0
Data Management (15%)	\$0	\$4,254	\$0	\$0	\$7,354	\$4,254
Program Management (5%)	\$0	\$1,631	\$0	\$0	\$2,819	\$1,631
Monitoring Cost Sub-Total	\$0	\$34,244	\$0	\$0	\$59,197	\$34,244
Contingency (10%)	\$0	\$3,424	\$0	\$0	\$5,920	\$3,424
Annual Escalation (0%, 2%, 2%)	\$0	\$0	\$0	\$0	\$1,302	\$0
Segment C (Total)	\$0	\$37,669	\$0	\$0	\$66,419	\$104,087

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$0	\$1,883	\$0	\$0	\$3,321	\$5,204
City of Los Angeles	23,633.48	69.45%	\$0	\$24,853	\$0	\$0	\$43,821	\$68,674
County of Los Angeles	300.53	0.88%	\$0	\$316	\$0	\$0	\$557	\$873
City of Burbank	3,401.83	10.00%	\$0	\$3,577	\$0	\$0	\$6,308	\$9,885
City of Glendale	6,496.20	19.09%	\$0	\$6,831	\$0	\$0	\$12,045	\$18,877
City of Pasadena	197.70	0.58%	\$0	\$208	\$0	\$0	\$367	\$574
Segment C (Total)	34,029.74	100%	\$0	\$37,669	\$0	\$0	\$66,419	\$104,087

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFD 5%) x Agency Percent Area] / 100%

Table 3F Exhibit A (Verdugo Wash)

Non-Stormwater Outfall Monitoring (Verdugo Wash)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Inventory and 6 screening Events	\$0	\$28,360	\$0	\$0	\$0	\$28,360
Non-Stormwater Outfall Monitoring	\$0	\$0	\$0	\$0	\$40,916	\$0
Data Management (15%)	\$0	\$4,254	\$0	\$0	\$6,137	\$4,254
Program Management (5%)	\$0	\$1,631	\$0	\$0	\$2,353	\$1,631
Monitoring Cost Sub-Total	\$0	\$34,244	\$0	\$0	\$49,406	\$34,244
Contingency (10%)	\$0	\$3,424	\$0	\$0	\$4,941	\$3,424
Annual Escalation (0%, 2%, 2%)	\$0	\$0	\$0	\$0	\$1,087	\$0
Verdugo Wash(Total)	\$0	\$37,669	\$0	\$0	\$55,434	\$93,102

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$0	\$1,883	\$0	\$0	\$2,772	\$4,655
City of Los Angeles	1,276.17	6.68%	\$0	\$2,389	\$0	\$0	\$3,515	\$5,904

County of Los Angeles	3,671.20	19.20%	\$0	\$6,872	\$0	\$0	\$10,113	\$16,985
City of La Canada Flintridge	1,424.01	7.45%	\$0	\$2,665	\$0	\$0	\$3,923	\$6,588
City of Glendale	12,740.31	66.64%	\$0	\$23,848	\$0	\$0	\$35,095	\$58,942
City of Pasadena	6.08	0.03%	\$0	\$11	\$0	\$0	\$17	\$28
Verdugo Wash (Total)	19,117.77	100%	\$0	\$37,669	\$0	\$0	\$55,434	\$93,102

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFD 5%) x Agency Percent Area] / 100%

Table 3G Exhibit A (Burbank Western Channel)

Non-Stormwater Outfall Monitoring (BWC)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Inventory and 6 screening Events	\$0	\$28,360	\$0	\$0	\$0	\$28,360
Non-Stormwater Outfall Monitoring	\$0	\$0	\$0	\$0	\$42,363	\$0
Data Management (15%)	\$0	\$4,254	\$0	\$0	\$6,355	\$4,254
Program Management (5%)	\$0	\$1,631	\$0	\$0	\$2,436	\$1,631
Monitoring Cost Sub-Total	\$0	\$34,244	\$0	\$0	\$51,154	\$34,244
Contingency (10%)	\$0	\$3,424	\$0	\$0	\$5,115	\$3,424
Annual Escalation (0%, 2%, 2%)	\$0	\$0	\$0	\$0	\$1,125	\$0
Burbank Western Channel (Total)	\$0	\$37,669	\$0	\$0	\$57,395	\$95,063

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$0	\$1,883	\$0	\$0	\$2,870	\$4,753
City of Los Angeles	8,749.20	52.19%	\$0	\$18,676	\$0	\$0	\$28,457	\$47,133
City of Burbank	7,693.45	45.89%	\$0	\$16,423	\$0	\$0	\$25,023	\$41,445
City of Glendale	321.42	1.92%	\$0	\$686	\$0	\$0	\$1,045	\$1,732
Burbank Western Channel (Total)	16,764.07	100%	\$0	\$37,669	\$0	\$0	\$57,395	\$95,063

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFD 5%) x Agency Percent Area] / 100%

Table 3H Exhibit A (Tujunga Wash)

Non-Stormwater Outfall Monitoring (Tujunga Wash)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Inventory and 6 screening Events	\$0	\$28,360	\$0	\$0	\$0	\$28,360
Non-Stormwater Outfall Monitoring	\$0	\$0	\$0	\$0	\$41,435	\$0
Data Management (15%)	\$0	\$4,254	\$0	\$0	\$6,215	\$4,254
Program Management (5%)	\$0	\$1,631	\$0	\$0	\$2,382	\$1,631
Monitoring Cost Sub-Total	\$0	\$34,244	\$0	\$0	\$50,032	\$34,244
Contingency (10%)	\$0	\$3,424	\$0	\$0	\$5,003	\$3,424
Annual Escalation (0%, 2%, 2%)	\$0	\$0	\$0	\$0	\$1,101	\$0
Total	\$0	\$37,669	\$0	\$0	\$56,136	\$93,805

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$0	\$1,883	\$0	\$0	\$2,807	\$4,690
City of Los Angeles	32,491.56	89.72%	\$0	\$32,108	\$0	\$0	\$47,849	\$79,957
County of Los Angeles	2,183.42	6.03%	\$0	\$2,158	\$0	\$0	\$3,215	\$5,373
City of Glendale	20.25	0.06%	\$0	\$20	\$0	\$0	\$30	\$50
City of San Fernando	1,517.65	4.19%	\$0	\$1,500	\$0	\$0	\$2,235	\$3,735
Tujunga Wash (Total)	36,212.88	100%	\$0	\$37,669	\$0	\$0	\$56,136	\$93,805

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFCD 5%) x Agency Percent Area] / 100%

Table 3I Exhibit A (Segment D)

Non-Stormwater Outfall Monitoring (Segment D)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Inventory and 6 screening Events	\$0	\$28,360	\$0	\$0	\$0	\$28,360

Non-Stormwater Outfall Monitoring	\$0	\$0	\$0	\$0	\$32,657	\$0
Data Management (15%)	\$0	\$4,254	\$0	\$0	\$4,899	\$4,254
Program Management (5%)	\$0	\$1,631	\$0	\$0	\$1,878	\$1,631
Monitoring Cost Sub-Total	\$0	\$34,244	\$0	\$0	\$39,433	\$34,244
Contingency (10%)	\$0	\$3,424	\$0	\$0	\$3,943	\$3,424
Annual Escalation (0%, 2%, 2%)	\$0	\$0	\$0	\$0	\$868	\$0
Total	\$0	\$37,669	\$0	\$0	\$44,244	\$81,913

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$0	\$1,883	\$0	\$0	\$2,212	\$4,096
City of Los Angeles	23,079.17	100.00%	\$0	\$35,785	\$0	\$0	\$42,032	\$77,817
Segment D (Total)	23,079.17	100%	\$0	\$37,669	\$0	\$0	\$44,244	\$81,913

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFCD 5%) x Agency Percent Area] / 100%

Table 3J Exhibit A (Bull Creek)

Non-Stormwater Outfall Monitoring (Bull Creek)	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Inventory and 6 screening Events	\$0	\$26,778	\$0	\$0	\$0	\$26,778
Non-Stormwater Outfall Monitoring	\$0	\$0	\$0	\$0	\$37,937	\$0
Data Management (15%)	\$0	\$4,017	\$0	\$0	\$5,691	\$4,017
Program Management (5%)	\$0	\$1,540	\$0	\$0	\$2,181	\$1,540
Monitoring Cost Sub-Total	\$0	\$32,334	\$0	\$0	\$45,809	\$32,334
Contingency (10%)	\$0	\$3,233	\$0	\$0	\$4,581	\$3,233
Annual Escalation (0%, 2%, 2%)	\$0	\$0	\$0	\$0	\$1,008	\$0
Total	\$0	\$35,568	\$0	\$0	\$51,397	\$86,965

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
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LACFCD (5%)	--	--	\$0	\$1,778	\$0	\$0	\$2,570	\$4,348
City of Los Angeles	10,822.34	85.09%	\$0	\$28,752	\$0	\$0	\$41,548	\$70,299
County of Los Angeles	1,896.24	14.91%	\$0	\$5,038	\$0	\$0	\$7,280	\$12,318
Bull Creek (Total)	12,718.58	100%	\$0	\$35,568	\$0	\$0	\$51,397	\$86,965

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within a given Segment or Tributary = [(Total of Non-Stormwater Outfall Monitoring Costs – LACFD 5%) x Agency Percent Area] / 100%

Table 3K Exhibit A (Legg Lake)

Legg Lake Receiving Water Monitoring	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
Receiving Water Monitoring	\$14,178	\$14,178	\$14,178	\$14,178	\$14,178	\$42,533
Data Management (15%)	\$2,127	\$2,127	\$2,127	\$2,127	\$2,127	\$6,380
Program Management (5%)	\$815	\$815	\$815	\$815	\$815	\$2,446
Monitoring Cost Sub-Total	\$17,120	\$17,120	\$17,120	\$17,120	\$17,120	\$51,359
Contingency (10%)	\$1,712	\$1,712	\$1,712	\$1,712	\$1,712	\$5,136
Annual Escalation (0%, 2%, 2%, 2%, 2%)	\$0	\$377	\$384	\$392	\$400	\$761
Legg Lake (Total)	\$18,831	\$19,208	\$19,592	\$19,984	\$20,384	\$98,000

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	--	\$942	\$960	\$980	\$999	\$1,019	\$2,882
County of Los Angeles	2,044.68	56.21%	\$10,056	\$10,258	\$10,463	\$10,672	\$10,885	\$30,777
South El Monte	1,592.68	43.79%	\$7,833	\$7,990	\$8,150	\$8,313	\$8,479	\$23,973
Legg Lake (Total)	3,637.35	100%	\$18,831	\$19,208	\$19,592	\$19,984	\$20,384	\$98,000

Note:

1. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.
2. Distributed Cost to each Party within Lake = [(Total of Lake Monitoring Costs – LACFD 5%) x Agency Percent Area] / 100%

Table 4. San Gabriel Valley Council of Governments Fee

Agency	Land Area (acres)	% of Area	Fiscal Year 18-19	Fiscal Year 19-20	Fiscal Year 20-21	Fiscal Year 21-22	Fiscal Year 22-23	Total
LACFCD (5%)	--	5.00%	\$2,500	\$2,500	\$2,500	\$2,500	\$2,500	\$12,500
City of Los Angeles	181,288.00	58.53%	\$27,800	\$27,800	\$27,800	\$27,800	\$27,800	\$138,999
County of Los Angeles	41,048.07	13.25%	\$6,295	\$6,295	\$6,295	\$6,295	\$6,295	\$31,473
City of Alhambra	4,884.31	1.58%	\$749	\$749	\$749	\$749	\$749	\$3,745
City of Burbank	11,095.20	3.58%	\$1,701	\$1,701	\$1,701	\$1,701	\$1,701	\$8,507
City of Calabasas	4,005.68	1.29%	\$614	\$614	\$614	\$614	\$614	\$3,071
City of Glendale	19,587.50	6.32%	\$3,004	\$3,004	\$3,004	\$3,004	\$3,004	\$15,018
City of Hidden Hills	961.03	0.31%	\$147	\$147	\$147	\$147	\$147	\$737
City of La Canada Flintridge	5,534.46	1.79%	\$849	\$849	\$849	\$849	\$849	\$4,243
City of Montebello	5,356.38	1.73%	\$821	\$821	\$821	\$821	\$821	\$4,107
City of Monterey Park	4,951.51	1.60%	\$759	\$759	\$759	\$759	\$759	\$3,796
City of Pasadena	14,805.30	4.78%	\$2,270	\$2,270	\$2,270	\$2,270	\$2,270	\$11,352
City of Rosemead	3,310.87	1.07%	\$508	\$508	\$508	\$508	\$508	\$2,539
City of San Fernando	1,517.64	0.49%	\$233	\$233	\$233	\$233	\$233	\$1,164
City of San Gabriel	2,644.87	0.85%	\$406	\$406	\$406	\$406	\$406	\$2,028
City of San Marino	2,409.64	0.78%	\$370	\$370	\$370	\$370	\$370	\$1,848
City of South El Monte	1,594.16	0.51%	\$244	\$244	\$244	\$244	\$244	\$1,222
City of South Pasadena	2,186.20	0.71%	\$335	\$335	\$335	\$335	\$335	\$1,676
City of Temple City	2,576.50	0.83%	\$395	\$395	\$395	\$395	\$395	\$1,975
Total	309,757.32	1.00	\$50,000	\$50,000	\$50,000	\$50,000	\$50,000	\$250,000

Note:

1. Total cost of SGVCOG Fees is \$50,000 per year.
2. Los Angeles County Flood Control District (LACFCD) is responsible for 5% of the Total Cost, which is subtracted before the cost is distributed among the other Parties.

EXHIBIT B

Upper Los Angeles River Enhanced Watershed Management Area EWMP Implementation Costs

Table 1. Distribution of Total Cost for Implementing ULAR EWMP Associated Tasks

CITY	% Drainage Area	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23	5YR Total
City of Los Angeles	58.53%	\$219,177	\$166,120	\$312,775	\$416,958	\$221,723	\$1,336,752
Alhambra	1.58%	\$5,916	\$4,484	\$6,735	\$4,867	\$5,985	\$27,987
Burbank	3.58%	\$13,409	\$10,163	\$15,265	\$33,182	\$13,564	\$85,583
Calabasas	1.29%	\$5,254	\$3,662	\$45,435	\$3,975	\$4,887	\$63,213
Glendale	6.32%	\$23,627	\$17,943	\$26,949	\$98,628	\$23,947	\$191,139
Hidden Hills	0.31%	\$4,303	\$882	\$10,237	\$957	\$1,176	\$17,555
La Canada Flintridge	1.79%	\$6,704	\$5,082	\$7,632	\$5,516	\$6,782	\$31,717
Montebello	1.73%	\$6,478	\$4,910	\$7,375	\$5,329	\$6,553	\$30,646
Monterey Park	1.60%	\$5,994	\$4,544	\$6,824	\$4,932	\$6,064	\$28,357
Pasadena	4.78%	\$17,897	\$13,564	\$20,375	\$14,758	\$18,105	\$84,698
Rosemead	1.07%	\$5,034	\$3,034	\$4,559	\$3,294	\$4,051	\$19,971
San Fernando	0.49%	\$4,474	\$1,390	\$2,088	\$5,510	\$1,855	\$15,317
San Gabriel	0.85%	\$4,828	\$2,414	\$3,625	\$3,917	\$3,221	\$18,005
San Marino	0.78%	\$4,753	\$2,212	\$3,324	\$2,401	\$2,953	\$15,642
South El Monte	0.51%	\$1,602	\$3,052	\$2,177	\$1,573	\$1,934	\$10,338
South Pasadena	0.71%	\$4,680	\$2,010	\$3,022	\$2,182	\$2,685	\$14,579
Temple City	0.83%	\$4,804	\$2,354	\$3,537	\$2,555	\$3,143	\$16,393
LACFCD	--	\$10,250	\$6,500	\$34,050	\$27,300	\$11,500	\$89,600
LA County	13.25%	\$49,616	\$37,605	\$69,313	\$77,719	\$50,192	\$284,445
Total	100.00%	\$398,845	\$290,923	\$585,296	\$715,552	\$390,321	\$2,381,938

Notes:

- Total Cost = SGVCOG Admin Fee + Annual Report Costs + Adaptive Management Costs + ROWD Costs + LRS Costs + TMRP Costs + Special Studies Costs + 2017 Report of Waste Discharge (ROWD).

Table 2 : Upper Los Angeles CIMP Contingency (Deficiency) Funds FY15/16 To FY 17/18

CITY	% Drainage Area	FY 15-16	FY 16-17	FY 17-18	Total collected FY15-18	Contingency	
		Contingency				Used	Leftover
City of Los Angeles	58.53%	\$81,543	\$66,726	\$ 60,867	\$209,136	\$50,699.77	\$158,436.67
Alhambra	1.58%	\$2,201	\$1,801	\$1,643	\$5,646	\$5,258.20	\$387.38
Burbank	3.58%	\$4,988	\$4,081	\$3,723	\$12,792	\$6,858.12	\$5,933.76
Calabasas	1.29%	\$1,797	\$1,471	\$1,342	\$4,609	\$5,031.86	(\$422.50)
Glendale	6.32%	\$8,805	\$7,205	\$6,572	\$22,582	\$9,045.74	\$13,536.56
Hidden Hills	0.31%	\$432	\$353	\$322	\$1,108	\$4,247.56	(\$3,139.88)
La Canada Flintridge	1.79%	\$2,494	\$2,041	\$1,861	\$6,396	\$5,425.68	\$970.26
Montebello	1.73%	\$2,410	\$1,972	\$1,799	\$6,182	\$5,379.80	\$801.75
Monterey Park	1.60%	\$2,229	\$1,824	\$1,664	\$5,717	\$5,275.51	\$441.53
Pasadena	4.78%	\$6,659	\$5,449	\$4,971	\$17,080	\$7,813.84	\$9,265.81
Rosemead	1.07%	\$1,491	\$1,220	\$1,113	\$3,823	\$4,852.88	(\$1,029.61)
San Fernando	0.49%	\$683	\$559	\$510	\$1,751	\$4,390.94	(\$2,640.10)
San Gabriel	0.85%	\$1,184	\$969	\$884	\$3,037	\$4,681.32	(\$1,644.14)
San Marino	0.78%	\$1,087	\$889	\$811	\$2,787	\$4,620.72	(\$1,833.66)
South El Monte	0.51%	\$711	\$581	\$530	\$1,822	\$4,410.66	(\$2,588.35)
South Pasadena	0.71%	\$989	\$809	\$738	\$2,537	\$4,563.16	(\$2,026.22)
Temple City	0.83%	\$1,156	\$946	\$863	\$2,966	\$4,663.71	(\$1,698.00)
LACFCD	--	\$7,333	\$6,000	\$5,473	\$18,806	\$ -	\$18,806.05
LA County	13.25%	\$18,460	\$15,106	\$13,779	\$47,344	\$ 14,573.98	\$32,770.25
Total	100.00%	\$146,650	\$120,004	\$109,467	\$376,121	\$151,793.45	\$224,327.55

Notes:

- Table represents excess contingency funds from FY 15-16 per Agency. As agreed, costs for the implementation of the TMRP (\$4,000/Agency) was subtracted from each Agency's contingency surplus. Agency's showing Deficiency have remaining implementation costs factored into Year 1 of the TMRP annual costs (refer to Table 8)

Table 3: Upper Los Angeles SGVCOG Management Funds FY18/19 To FY 22/23

CITY	%Drainage Area	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
City of Los Angeles	58.53%	\$ 27,802	\$ 27,802	\$ 27,802	\$ 27,802	\$ 27,802
Alhambra	1.58%	\$ 751	\$ 751	\$ 751	\$ 751	\$ 751
Burbank	3.58%	\$ 1,701	\$ 1,701	\$ 1,701	\$ 1,701	\$ 1,701
Calabasas	1.29%	\$ 613	\$ 613	\$ 613	\$ 613	\$ 613
Glendale	6.32%	\$ 3,002	\$ 3,002	\$ 3,002	\$ 3,002	\$ 3,002
Hidden Hills	0.31%	\$ 147	\$ 147	\$ 147	\$ 147	\$ 147
La Canada Flintridge	1.79%	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850
Montebello	1.73%	\$ 822	\$ 822	\$ 822	\$ 822	\$ 822
Monterey Park	1.60%	\$ 760	\$ 760	\$ 760	\$ 760	\$ 760
Pasadena	4.78%	\$ 2,271	\$ 2,271	\$ 2,271	\$ 2,271	\$ 2,271
Rosemead	1.07%	\$ 508	\$ 508	\$ 508	\$ 508	\$ 508
San Fernando	0.49%	\$ 233	\$ 233	\$ 233	\$ 233	\$ 233
San Gabriel	0.85%	\$ 404	\$ 404	\$ 404	\$ 404	\$ 404
San Marino	0.78%	\$ 371	\$ 371	\$ 371	\$ 371	\$ 371
South El Monte	0.51%	\$ 242	\$ 242	\$ 242	\$ 242	\$ 242
South Pasadena	0.71%	\$ 337	\$ 337	\$ 337	\$ 337	\$ 337
Temple City	0.83%	\$ 394	\$ 394	\$ 394	\$ 394	\$ 394
LACFCD	--	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500
LA County	13.25%	\$ 6,294	\$ 6,294	\$ 6,294	\$ 6,294	\$ 6,294
Total	100.00%	\$ 50,000	\$ 50,000	\$ 50,000	\$ 50,000	\$ 50,000

Table 4: Upper Los Angeles Annual Report Funds FY18/19 To FY 22/23

CITY	% Drainage Area	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
City of Los Angeles	58.53%	\$ 58,530	\$ 58,530	\$ 58,530	\$ 58,530	\$ 58,530
Alhambra	1.58%	\$ 1,580	\$ 1,580	\$ 1,580	\$ 1,580	\$ 1,580
Burbank	3.58%	\$ 3,580	\$ 3,580	\$ 3,580	\$ 3,580	\$ 3,580
Calabasas	1.29%	\$ 1,290	\$ 1,290	\$ 1,290	\$ 1,290	\$ 1,290
Glendale	6.32%	\$ 6,320	\$ 6,320	\$ 6,320	\$ 6,320	\$ 6,320
Hidden Hills	0.31%	\$ 310	\$ 310	\$ 310	\$ 310	\$ 310
La Canada Flintridge	1.79%	\$ 1,790	\$ 1,790	\$ 1,790	\$ 1,790	\$ 1,790
Montebello	1.73%	\$ 1,730	\$ 1,730	\$ 1,730	\$ 1,730	\$ 1,730
Monterey Park	1.60%	\$ 1,600	\$ 1,600	\$ 1,600	\$ 1,600	\$ 1,600
Pasadena	4.78%	\$ 4,780	\$ 4,780	\$ 4,780	\$ 4,780	\$ 4,780
Rosemead	1.07%	\$ 1,070	\$ 1,070	\$ 1,070	\$ 1,070	\$ 1,070
San Fernando	0.49%	\$ 490	\$ 490	\$ 490	\$ 490	\$ 490
San Gabriel	0.85%	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850
San Marino	0.78%	\$ 780	\$ 780	\$ 780	\$ 780	\$ 780
South El Monte	0.51%	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510
South Pasadena	0.71%	\$ 710	\$ 710	\$ 710	\$ 710	\$ 710
Temple City	0.83%	\$ 830	\$ 830	\$ 830	\$ 830	\$ 830
LACFCD	--	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
LA County	13.25%	\$ 13,250	\$ 13,250	\$ 13,250	\$ 13,250	\$ 13,250
Total	100.00%	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000

Notes:

1. LACFCD is compiling their own Annual Report and not contributing to the Watershed effort.

Table 5: Upper Los Angeles Adaptive Management Funds FY18/19 To FY 22/23

CITY	% Drainage Area	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
City of Los Angeles	58.53%	\$ 41,703	\$ -	\$ 83,405	\$ -	\$ 55,604
Alhambra	1.58%	\$ 1,126	\$ -	\$ 2,252	\$ -	\$ 1,501
Burbank	3.58%	\$ 2,551	\$ -	\$ 5,102	\$ -	\$ 3,401
Calabasas	1.29%	\$ 919	\$ -	\$ 1,838	\$ -	\$ 1,226
Glendale	6.32%	\$ 4,503	\$ -	\$ 9,006	\$ -	\$ 6,004
Hidden Hills	0.31%	\$ 221	\$ -	\$ 442	\$ -	\$ 295
La Canada Flintridge	1.79%	\$ 1,275	\$ -	\$ 2,551	\$ -	\$ 1,701
Montebello	1.73%	\$ 1,233	\$ -	\$ 2,465	\$ -	\$ 1,644
Monterey Park	1.60%	\$ 1,140	\$ -	\$ 2,280	\$ -	\$ 1,520
Pasadena	4.78%	\$ 3,406	\$ -	\$ 6,812	\$ -	\$ 4,541
Rosemead	1.07%	\$ 762	\$ -	\$ 1,525	\$ -	\$ 1,017
San Fernando	0.49%	\$ 349	\$ -	\$ 698	\$ -	\$ 466
San Gabriel	0.85%	\$ 606	\$ -	\$ 1,211	\$ -	\$ 808
San Marino	0.78%	\$ 556	\$ -	\$ 1,112	\$ -	\$ 741
South El Monte	0.51%	\$ 363	\$ -	\$ 727	\$ -	\$ 485
South Pasadena	0.71%	\$ 506	\$ -	\$ 1,012	\$ -	\$ 675
Temple City	0.83%	\$ 591	\$ -	\$ 1,183	\$ -	\$ 789
LACFCD	--	\$ 3,750	\$ -	\$ 7,500	\$ -	\$ 5,000
LA County	13.25%	\$ 9,441	\$ -	\$ 18,881	\$ -	\$ 12,588
Total	100.00%	\$ 75,000		\$ 150,000	\$ -	\$ 100,000

Notes:

1. Year 3 includes costs for a Reasonable Assurance Analysis (RAA)

Table 6: Upper Los Angeles Report Of Waste Discharge (ROWD) FY18/19 To FY 22/23

CITY	% Drainage Area	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
City of Los Angeles	58.53%	\$ -	\$ -	\$ -	\$ 14,194	\$ -
Alhambra	1.58%	\$ -	\$ -	\$ -	\$ 383	\$ -
Burbank	3.58%	\$ -	\$ -	\$ -	\$ 868	\$ -
Calabasas	1.29%	\$ -	\$ -	\$ -	\$ 313	\$ -
Glendale	6.32%	\$ -	\$ -	\$ -	\$ 1,533	\$ -
Hidden Hills	0.31%	\$ -	\$ -	\$ -	\$ 75	\$ -
La Canada Flintridge	1.79%	\$ -	\$ -	\$ -	\$ 434	\$ -
Montebello	1.73%	\$ -	\$ -	\$ -	\$ 420	\$ -
Monterey Park	1.60%	\$ -	\$ -	\$ -	\$ 388	\$ -
Pasadena	4.78%	\$ -	\$ -	\$ -	\$ 1,159	\$ -
Rosemead	1.07%	\$ -	\$ -	\$ -	\$ 259	\$ -
San Fernando	0.49%	\$ -	\$ -	\$ -	\$ 119	\$ -
San Gabriel	0.85%	\$ -	\$ -	\$ -	\$ 206	\$ -
San Marino	0.78%	\$ -	\$ -	\$ -	\$ 189	\$ -
South El Monte	0.51%	\$ -	\$ -	\$ -	\$ 124	\$ -
South Pasadena	0.71%	\$ -	\$ -	\$ -	\$ 172	\$ -
Temple City	0.83%	\$ -	\$ -	\$ -	\$ 201	\$ -
LACFCD	--	\$ -	\$ -	\$ -	\$ 750	\$ -
LA County	13.25%	\$ -	\$ -	\$ -	\$ 3,213	\$ -
Total	100.00%	\$ -	\$ -	\$ -	\$ 25,000	\$ -

Table 7: Upper Los Angeles Load Reduction Strategy (LRS) Funds FY18/19 To FY 22/23

CITY	% Drainage Area	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
City of Los Angeles	58.53%	\$ -	\$ -	\$ 63,200	\$ 236,644	\$ -
Alhambra	1.58%	\$ -	\$ -	\$ -	\$ -	\$ -
Burbank	3.58%	\$ -	\$ -	\$ -	\$ 22,150	\$ -
Calabasas	1.29%	\$ -	\$ -	\$ 39,935	\$ -	\$ -
Glendale	6.32%	\$ -	\$ -	\$ -	\$ 79,152	\$ -

Hidden Hills	0.31%	\$ -	\$ -	\$ 8,913	\$ -	\$ -
La Canada Flintridge	1.79%	\$ -	\$ -	\$ -	\$ 2,583	\$ -
Montebello	1.73%	\$ -	\$ -	\$ -	\$ -	\$ -
Monterey Park	1.60%	\$ -	\$ -	\$ -	\$ -	\$ -
Pasadena	4.78%	\$ -	\$ -	\$ -	\$ 35	\$ -
Rosemead	1.07%	\$ -	\$ -	\$ -	\$ -	\$ -
San Fernando	0.49%	\$ -	\$ -	\$ -	\$ 3,483	\$ -
San Gabriel	0.85%	\$ -	\$ -	\$ -	\$ -	\$ -
San Marino	0.78%	\$ -	\$ -	\$ -	\$ -	\$ -
South El Monte	0.51%	\$ -	\$ -	\$ -	\$ -	\$ -
South Pasadena	0.71%	\$ -	\$ -	\$ -	\$ -	\$ -
Temple City	0.83%	\$ -	\$ -	\$ -	\$ -	\$ -
LACFCD	--	\$ -	\$ -	\$ 6,575	\$ 20,050	\$ -
LA County	13.25%	\$ -	\$ -	\$ 12,827	\$ 36,902	\$ -
Total	100.00%	\$ -	\$ -	\$ 131,500	\$ 50,000	\$ -

Notes:

1. Includes costs to perform non-stormwater investigations (\$10K/Trib or Reach), Facts Sheets for Priority Outfalls (\$3K/ea assumed 4 POs/Trib or Reach), and LRS Reports for Segment E Tributaries (FY 20-21), Segment C and its Tributaries, and Segment D and its Tributaries (FY 21-22)

Table 8: Upper Los Angeles Trash Monitoring And Reporting Plan (TMRP) Implementation FY18/19 To FY 22/23

CITY	% Drainage Area	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
City of Los Angeles	46.7%	\$ 35,305	\$ 35,305	\$ 35,305	\$ 35,305	\$ 35,305
Alhambra	1.26%	\$ 953	\$ 953	\$ 953	\$ 953	\$ 953
Burbank	2.86%	\$ 2,162	\$ 2,162	\$ 2,162	\$ 2,162	\$ 2,162
Calabasas	1.03%	\$ 1,201	\$ 779	\$ 779	\$ 779	\$ 779
Glendale	5.05%	\$ 3,818	\$ 3,818	\$ 3,818	\$ 3,818	\$ 3,818
Hidden Hills	0.25%	\$ 3,329	\$ 189	\$ 189	\$ 189	\$ 189
La Canada Flintridge	1.43%	\$ 1,081	\$ 1,081	\$ 1,081	\$ 1,081	\$ 1,081
Montebello	1.38%	\$ 1,043	\$ 1,043	\$ 1,043	\$ 1,043	\$ 1,043

Monterey Park	1.28%	\$ 968	\$ 968	\$ 968	\$ 968	\$ 968
Pasadena	3.81%	\$ 2,880	\$ 2,880	\$ 2,880	\$ 2,880	\$ 2,880
Rosemead	0.85%	\$ 1,672	\$ 643	\$ 643	\$ 643	\$ 643
San Fernando	0.39%	\$ 2,935	\$ 295	\$ 295	\$ 295	\$ 295
San Gabriel	0.68%	\$ 2,158	\$ 514	\$ 514	\$ 514	\$ 514
San Marino	0.62%	\$ 2,302	\$ 469	\$ 469	\$ 469	\$ 469
South El Monte	0.41%	\$ 2,898	\$ 310	\$ 310	\$ 310	\$ 310
South Pasadena	0.56%	\$ 2,450	\$ 423	\$ 423	\$ 423	\$ 423
Temple City	0.66%	\$ 2,197	\$ 499	\$ 499	\$ 499	\$ 499
LACFCD	--	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
LA County	10.57%	\$ 7,991	\$ 7,991	\$ 7,991	\$ 7,991	\$ 7,991
Total	79.79%	\$ 77,344	\$ 60,321	\$ 60,321	\$ 60,321	\$ 60,321

Notes:

1. Total Drainage Area (100%) includes the Ballona Creek Participating Agencies (not shown here).
2. LACFCD is implementing their own TMRP independently, and is not contributing to this Watershed effort.

Table 9: Upper Los Angeles Special Studies Funds FY18/19 To FY 22/23

CITY	% Drainage Area	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
City of Los Angeles	58.53%	\$ 44,483	\$ 44,483	\$ 44,483	\$ 44,483	\$ 44,483
Alhambra	1.58%	\$ 1,201	\$ 1,201	\$ 1,201	\$ 1,201	\$ 1,201
Burbank	3.58%	\$ 2,721	\$ 2,721	\$ 2,721	\$ 2,721	\$ 2,721
Calabasas	1.29%	\$ 980	\$ 980	\$ 980	\$ 980	\$ 980
Glendale	6.32%	\$ 4,803	\$ 4,803	\$ 4,803	\$ 4,803	\$ 4,803
Hidden Hills	0.31%	\$ 236	\$ 236	\$ 236	\$ 236	\$ 236
La Canada Flintridge	1.79%	\$ 1,360	\$ 1,360	\$ 1,360	\$ 1,360	\$ 1,360
Montebello	1.73%	\$ 1,315	\$ 1,315	\$ 1,315	\$ 1,315	\$ 1,315
Monterey Park	1.60%	\$ 1,216	\$ 1,216	\$ 1,216	\$ 1,216	\$ 1,216
Pasadena	4.78%	\$ 3,633	\$ 3,633	\$ 3,633	\$ 3,633	\$ 3,633
Rosemead	1.07%	\$ 813	\$ 813	\$ 813	\$ 813	\$ 813
San Fernando	0.49%	\$ 372	\$ 372	\$ 372	\$ 372	\$ 372
San Gabriel	0.85%	\$ 646	\$ 646	\$ 646	\$ 646	\$ 646

San Marino	0.78%	\$ 593	\$ 593	\$ 593	\$ 593	\$ 593
South El Monte	0.51%	\$ 388	\$ 388	\$ 388	\$ 388	\$ 388
South Pasadena	0.71%	\$ 540	\$ 540	\$ 540	\$ 540	\$ 540
Temple City	0.83%	\$ 631	\$ 631	\$ 631	\$ 631	\$ 631
LACFCD	--	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000
LA County	13.25%	\$ 10,070	\$ 10,070	\$ 10,070	\$ 10,070	\$ 10,070
Total	100.00%	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000

Notes:

1. Special studies at a cost of \$200,000 each spread out over 5 years.

Table 10: Upper Los Angeles 2017 Report Of Waste Discharge (ROWD) Cost

CITY	% Drainage Area	FY 18-19	FY 19-20	FY 20-21	FY 21-22	FY 22-23
City of Los Angeles	58.53%	\$ 11,355	\$ -	\$ -	\$ -	\$ -
Alhambra	1.58%	\$ 307	\$ -	\$ -	\$ -	\$ -
Burbank	3.58%	\$ 695	\$ -	\$ -	\$ -	\$ -
Calabasas	1.29%	\$ 250	\$ -	\$ -	\$ -	\$ -
Glendale	6.32%	\$ 1,226	\$ -	\$ -	\$ -	\$ -
Hidden Hills	0.31%	\$ 60	\$ -	\$ -	\$ -	\$ -
La Canada Flintridge	1.79%	\$ 347	\$ -	\$ -	\$ -	\$ -
Montebello	1.73%	\$ 336	\$ -	\$ -	\$ -	\$ -
Monterey Park	1.60%	\$ 310	\$ -	\$ -	\$ -	\$ -
Pasadena	4.78%	\$ 927	\$ -	\$ -	\$ -	\$ -
Rosemead	1.07%	\$ 208	\$ -	\$ -	\$ -	\$ -
San Fernando	0.49%	\$ 95	\$ -	\$ -	\$ -	\$ -
San Gabriel	0.85%	\$ 165	\$ -	\$ -	\$ -	\$ -
San Marino	0.78%	\$ 151	\$ -	\$ -	\$ -	\$ -
South El Monte	0.51%	\$ 99	\$ -	\$ -	\$ -	\$ -
South Pasadena	0.71%	\$ 138	\$ -	\$ -	\$ -	\$ -
Temple City	0.83%	\$ 161	\$ -	\$ -	\$ -	\$ -
LACFCD	--	--	\$ -	\$ -	\$ -	\$ -
LA County	13.25%	\$ 2,571	\$ -	\$ -	\$ -	\$ -
Total	100.00%	\$ 19,400	\$ -	\$ -	\$ -	\$ -

EXHIBIT C

Upper Los Angeles River Enhanced Watershed Management Area CIMP and EWMP Invoicing Schedule

Table 1. CIMP/EWMP Implementation Annual Implementation Costs

CITY	% Drainage Area	July 2018	July 2019	July 2020	July 2021	July 2022
City of Los Angeles	58.53%	\$ 667,313	\$ 803,332	\$ 685,920	\$ 790,103	\$ 802,090
Alhambra	1.58%	\$ 17,100	\$ 14,537	\$ 16,788	\$ 14,920	\$ 16,038
Burbank	3.58%	\$ 38,815	\$ 53,000	\$ 38,102	\$ 56,019	\$ 67,732
Calabasas	1.29%	\$ 28,894	\$ 74,310	\$ 53,680	\$ 12,220	\$ 13,132
Glendale	6.32%	\$ 68,524	\$ 89,645	\$ 67,266	\$ 138,945	\$ 112,479
Hidden Hills	0.31%	\$ 9,799	\$ 16,797	\$ 12,215	\$ 2,935	\$ 3,154
La Canada Flintridge	1.79%	\$ 19,377	\$ 19,139	\$ 19,024	\$ 16,908	\$ 22,096
Montebello	1.73%	\$ 18,743	\$ 15,935	\$ 18,400	\$ 16,345	\$ 17,578
Monterey Park	1.60%	\$ 17,332	\$ 14,736	\$ 17,016	\$ 15,124	\$ 16,256
Pasadena	4.78%	\$ 51,799	\$ 44,257	\$ 50,849	\$ 45,232	\$ 48,962
Rosemead	1.07%	\$ 12,615	\$ 9,849	\$ 11,374	\$ 10,109	\$ 10,866
San Fernando	0.49%	\$ 7,949	\$ 6,013	\$ 5,212	\$ 8,634	\$ 7,214
San Gabriel	0.85%	\$ 10,884	\$ 7,858	\$ 9,069	\$ 9,361	\$ 8,665
San Marino	0.78%	\$ 10,271	\$ 7,172	\$ 8,284	\$ 7,361	\$ 7,913
South El Monte	0.51%	\$ 13,086	\$ 14,323	\$ 13,608	\$ 13,167	\$ 13,694
South Pasadena	0.71%	\$ 9,686	\$ 6,510	\$ 7,522	\$ 6,682	\$ 7,185
Temple City	0.83%	\$ 10,704	\$ 7,657	\$ 8,840	\$ 7,858	\$ 8,446
LACFCD	--	\$ 51,519	\$ 63,860	\$ 68,586	\$ 61,856	\$ 62,627
LA County	13.25%	\$ 159,814	\$ 170,193	\$ 164,265	\$ 172,880	\$ 166,732
Total	100.00%	\$ 1,224,224	\$ 1,439,121	\$ 1,276,019	\$ 1,406,667	\$ 1,412,860

EXHIBIT D

Upper Los Angeles River EWMP/CIMP Responsible Agencies Representatives

Agency Address	Agency Contact
City of Los Angeles Department of Public Works Bureau of Sanitation, Watershed Protection Division 1149 S. Broadway Los Angeles, CA 90015	Shahram Kharaghani E-mail: Shahram.Kharaghani@Lacity.org Phone: (213) 485-0587 Fax: (213) 485-3939
County of Los Angeles Department of Public Works Stormwater Quality Division, 11 th Floor 900 South Fremont Avenue Alhambra, CA 91803-1331	Paul Alva E-mail: PALVA@dpw.lacounty.gov Phone: (626) 458-4325 Fax: (626) 457-1526
Los Angeles County Flood Control District Department of Public Works Stormwater Quality Division, 11 th Floor 900 South Fremont Avenue Alhambra, CA 91803-1331	Paul Alva E-mail: PALVA@dpw.lacounty.gov Phone: (626) 458-4325 Fax: (626) 457-1526
City of Alhambra 11 South First Street Alhambra, XA 91801-3796	David Dolphin E-mail: DDOLPHIN@cityofalhambra.org Phone: (626) 300-1571 Fax:
City of Burbank P.O. Box 6459 Burbank, CA 91510	Alvin Cruz E-mail: ACruz@burbankca.gov Phone: (818) 238-3941 Fax:
City of Calabasas 100 Civic Center Way Calabasas, CA 91302-3172	Alex Farassati E-mail: afarassati@cityofcalabasas.com Phone: (818) 224-1600 Fax: (818) 225-7338
City of Glendale Engineering Section, 633 East Broadway, Room 205 Glendale, CA 91206-4308	Chris Chew E-mail: cchew@glendaleca.gov Phone: (818) 548-3945 Fax:
City of Hidden Hills 6165 Spring Valley Road Hidden Hills, CA 91302	Joe Bellomo jbellomo@willdan.com Phone: (805) 279-6856
City of La Canada Flintridge 1327 Foothill Blvd. La Canada Flintridge, CA 91011-2137	Hoon Hahn E-mail: hhahn@lcf.ca.gov Phone: 818-790-8882 Fax: 818-70-8897

EXHIBIT D

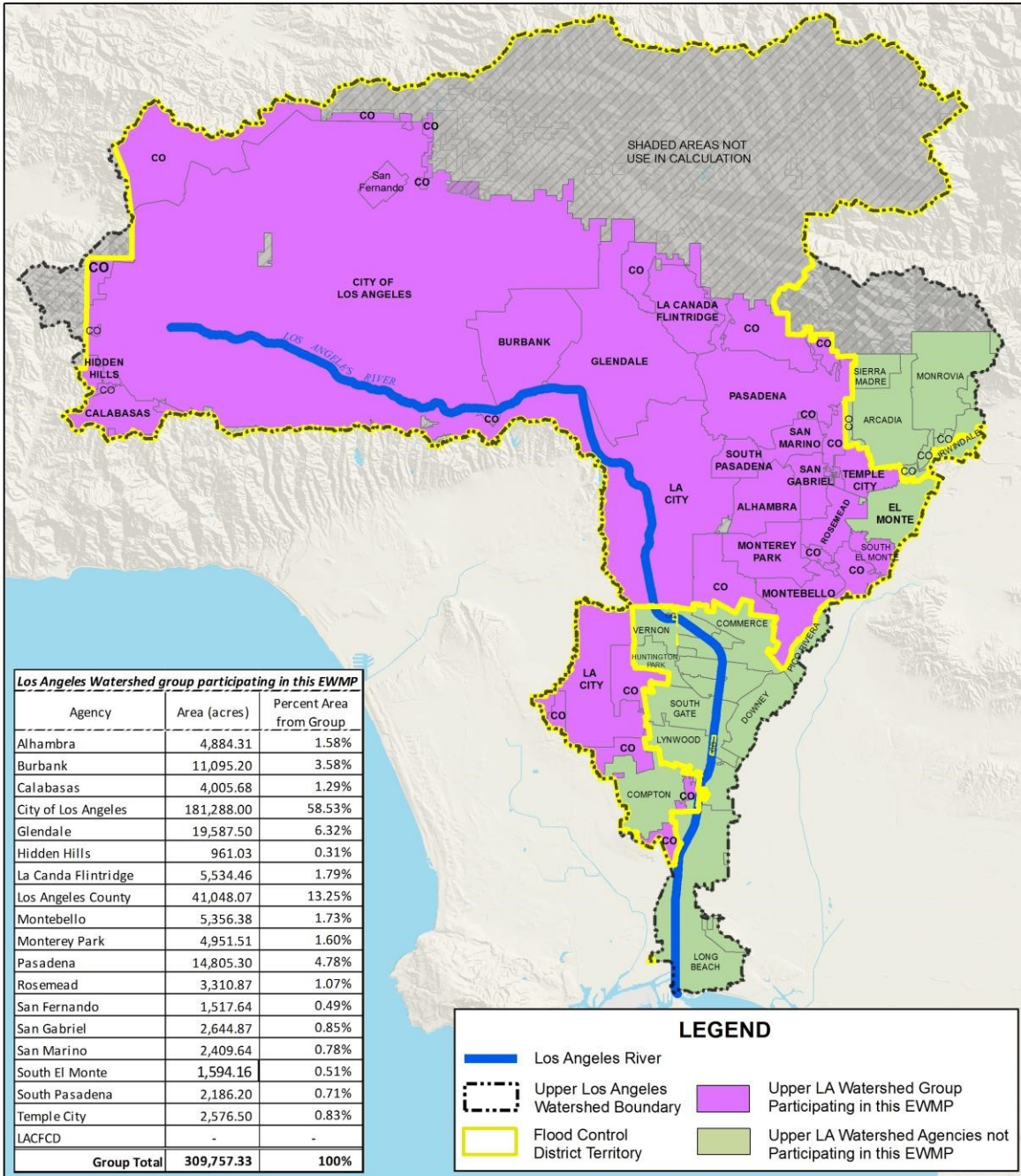
Upper Los Angeles River EWMP/CIMP Responsible Agencies Representatives

<p>City of Montebello 1600 W Beverly Blvd Montebello, CA 90640</p>	<p>Norma Salinas E-mail: Nsalinas@cityofmontebello.com Phone: 323-887-1365 Fax: 323- 887-1410</p> <p>Eric Woosley E-mail: ewoosley@infrastructure-engineers.com Phone: 714-940-0100 Ext 5226</p>
<p>City of Monterey Park 320 West Newmark Avenue Monterey Park, CA 91754-2896</p>	<p>Bonnie Tam E-mail: btam@montereypark.ca.gov Phone: (626) 307-1383</p>
<p>City of Pasadena P.O. Box 7115 Pasadena, CA 91109-7215</p>	<p>Sean Singletary E-mail: ssingletary@cityofpasadena.net Phone: (626) 744-4273 Fax:</p>
<p>City of Rosemead, 8838 East Valley Blvd. Rosemead, CA 91770-1787</p>	<p>Rafael Fajardo E-mail: rfajardo@cityofrosemead.org Phone: (626) 569-2107</p> <p>Curtis Cannon E-mail: ccannon@cityofrosemead.org Phone: (626) 569-2107</p>
<p>City of San Fernando 117 Macneil Street San Fernando, CA 91340</p>	<p>Joe Bellomo Email: jbello@willdan.com Phone: (805) 279-6856</p>
<p>City of San Gabriel 425 South Mission Avenue San Gabriel, CA 91775</p>	<p>Daren Grilley E-mail: dgrilley@sgch.org Phone: Fax:</p> <p>Patty Pena ppena@sgch.org Phone: (626) 308-2825</p>
<p>City of San Marino 2200 Huntington Drive San Marino, CA 91108-2691</p>	<p>Kevin Sales E-mail: kjserv@aol.com Phone: Fax:</p>
<p>City of South El Monte 1415 Santa Anita Ave. South El Monte, CA 91733</p>	<p>Manuel Mancha E-mail: mmancha@soelmonte.org Phone: (626) 579-6540 Fax: (626) 579-2409</p>
<p>City of South Pasadena 1414 Mission Street South Pasadena, CA 91020-3298</p>	<p>Paul Toor E-mail: ptoor@southpasadenaca.gov Phone: (626) 403-7246</p>

City of Temple City 9701 Las Tunas Drive Temple City, CA 9178	Andrew Coyne E-mail: acoyne@templecity.us Phone: (626) 285-2171 Ext. 4344
San Gabriel Valley Council of Governments 1000 S. Fremont Ave. Unit 42 Bldg A10-N, Suite 10210 Alhambra, CA 9180	Marisa Creter E-mail: mcreter@sgvcog.org Phone: (626) 457-1800 Fax: (626) 457-1285

EXHIBIT E

Upper Los Angeles River Enhanced Watershed Management Area



Upper Los Angeles River Watershed
EWMP Agencies

BUREAU OF SANITATION

	ENRIQUE C. ZALDIVAR DIRECTOR		SHAHRAM KHARAGHANI PROGRAM MANAGER	
	ULARW_EWMPAgencies	DRAWN BY: NH	CHECKED BY: VD	DATE CREATED 6-18-13 DATE REVISED 3-3-15

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CITY of CALABASAS
CITY COUNCIL AGENDA REPORT

DATE: MAY 14, 2018

TO: HONORABLE MAYOR AND COUNCILMEMBERS

**FROM: MAUREEN TAMURI AIA, AICP
COMMUNITY DEVELOPMENT DIRECTOR**



SUBJECT: ADOPTION OF ORDINANCE 2018-353, AMENDING CHAPTER 17.60 OF THE CALABASAS MUNICIPAL CODE BY ADDING A NEW SECTION, SECTION 17.60.055, REQUIRING APPLICANTS AND/OR DEVELOPERS OF CERTAIN LARGER DEVELOPMENT PROJECTS TO CONDUCT COMMUNITY DEVELOPMENT FORUMS BEFORE FORMAL CONSIDERATION OF THE PROJECT BY THE CITY'S OFFICIAL DECISION MAKING BODIES

THE ORDINANCE IS EXEMPT FROM CALIFORNIA ENVIRONMENTAL QUALITY ACT REVIEW PURSUANT TO THE PROVISIONS OF §15061(B)(3) AND §15378(B)(5) OF DIVISION 6 OF TITLE 14 OF THE CALIFORNIA CODE OF REGULATIONS, THE CEQA GUIDELINES

MEETING

DATE: MAY 23, 2018

SUMMARY RECOMMENDATION:

That the City Council adopt Ordinance 2018-353, amending Chapter 17.60 of the Calabasas Municipal Code by adding a new section, Section 17.60.055, requiring applicants/developers of certain larger development projects to conduct Community Development Forums before formal consideration of the project by the City's official decision making bodies.

DISCUSSION/BACKGROUND:

At their meeting of May 9, 2018 the City Council conducted a public hearing to consider the proposed Ordinance. Following the public hearing, the Council amended the last sentence in subsection C.2 of the proposed new Code chapter 17.60.055 by striking the word "live" following the word "broadcast", and adding the words "and publicly available via the CTV website" at the end of the sentence. The Council then voted unanimously to introduce and waive further reading of Ordinance No. 2018-353, which is attached hereto (Attachment A). Attachment B is a red-line version of the Ordinance indicating the revisions summarized above, and with the date of May 23, 2018 inserted on the last page as adoption date.

It is now appropriate for the City Council to formally adopt Ordinance No. 2018-353, as amended by the Council on May 9.

FISCAL IMPACT/SOURCE OF FUNDING:

Staff time for the preparation of reports and meeting attendance related to the development of this ordinance are provided for under the FY17/18 staffing and consulting budget. On March 28, 2018, the City Council was provided a report on the additional staff efforts associated with Community Development Forums and other planning entitlement efforts, and Staff was requested to return with a recommendation for additional fees to cover these expenditures. Staff anticipates providing the City Council such recommendations in June 2018.

REQUESTED ACTION:

That the City Council adopt Ordinance 2018-353, amending Chapter 17.60 of the Calabasas Municipal Code by adding a new section, Section 17.60.055, requiring applicants/developers of certain larger development projects to conduct Community Development Forums before formal consideration of the project by the City's official decision making bodies.

ATTACHMENTS:

- A: Ordinance No. 2018-353
- B: Ordinance No. 2018-353, Red-Line Version

ORDINANCE NO. 2018-353

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA, AMENDING CHAPTER 17.60 OF THE CALABASAS MUNICIPAL CODE BY ADDING A NEW SECTION, 17.60.055, TO REQUIRE APPLICANTS/DEVELOPERS OF CERTAIN LARGER DEVELOPMENT PROJECTS TO CONDUCT COMMUNITY DEVELOPMENT FORUMS PRIOR TO FORMAL CONSIDERATION OF THE PROJECT BY OFFICIAL DECISION MAKING BODIES.

WHEREAS, the Calabasas City Council desires to maximize public input and involvement in the design and evolution of larger development projects in the City, and to afford opportunities for community input at the earliest possible stage of the development process; and,

WHEREAS, the Calabasas 2030 General Plan specifically states within Chapter XIII, *General Plan Implementation*, that “to facilitate citizen participation in the development review process in a manner that is meaningful to individuals at the neighborhood level, Calabasas encourages informal meetings between citizen groups and developers on proposed development projects”; and,

WHEREAS, after extensive discussion by the Planning Commission and City Council, this ordinance is intended to codify the principles expressed in and to supersede the guidelines for the conduct of two community development forums by the developers of larger projects in the City, approved and adopted by the City Council on April 26, 2017 via passage of City Council Resolution No. 2017-1546, and developed over the course of approximately six months by a two-member committee of the City Council working closely with staff of the Community Development Department and other community stakeholders;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CALABASAS DOES ORDAIN AS FOLLOWS:

SECTION 1. CODE AMENDMENT. Chapter 17.60 within Title 17 of the Calabasas Municipal Code is hereby amended by adding the following as a new Section 17.60.055 within the chapter, as follows:

17.60.055. – Community Development Forum Requirement.

- A. Purpose. The City of Calabasas is committed to informing and engaging the community as large development projects are proposed within the City and move through the City’s development permit application review and approval

process. The required Community Development Forums offer the community, applicants, and project stakeholders an opportunity to hear and consider the ideas and concerns of residents and stakeholders as applicants develop and finalize project design before and during the initial stage of the formal application process and the City's development permit application review and approval process.

Statement of Purpose. Every notice required to be provided by applicants under this section shall include the following Statement of Purpose:

"The City of Calabasas requires that Community Development Forums be conducted for the following reasons:

1. This forum is an opportunity to inform the public at the earliest stage possible that a development project may be proposed for the area.
2. Because the development project being discussed may be one that could have an effect, benefit, impact, or contribution to your neighborhood, the City believes that community engagement and outreach is important.
3. The City of Calabasas believes that an informal exchange of project information, together with ideas and concerns from members of the public, can result in superior projects.
4. This Forum is not a formally noticed "public hearing," and no decisions will be made at the Forum. Neither is there any obligation for the City, Applicant, or Property Owner to adopt or incorporate ideas and suggestions which arise and are discussed at the Forum."

B. Applicability.

1. Projects Required to Hold Two Community Development Forums. The City requires that two Community Development Forums be held for project applications located in Commercial, Recreational, Multi-family or Planned Development Zones proposing either a new, replacement or addition building area larger than 10,000 square feet, or seeking one or more of the following entitlements, in addition to all other applicable application requirements under this Code:

- a. General Plan Amendment,
- b. Development Plan Amendment,
- c. Development Agreement,
- d. Zone Change,
- e. Variance,
- g. Tract maps.

2. Exemptions. This requirement does not apply to development projects that are either individual single-family residences in a residential zoning district or consist of solely interior remodeling or alterations of existing commercial structures.
3. Other Projects. An applicant for a project not subject to the requirement to host Community Development Forums may nevertheless choose to hold Community Development Forums for any project of potentially significant public interest.
4. Waiver Requests and Criteria. Notwithstanding the requirements in subsection B.1 of this Section, an Applicants may apply for a waiver of the Community Development Forums requirement. The Director may waive the requirement for projects with a building area smaller than 10,000 square feet if the Director finds that waiving the requirement would not substantially impact the ability of the public to provide meaningful comments on a project's development and that adequate alternative measures exist to ensure that the public is kept informed of the proposed project, including, but not limited to, a public hearing notice for a project under consideration by the Planning Commission. The Planning Commission may waive the requirement for projects with a building area larger than 10,000 square feet if the Planning Commission finds that waiving the requirement would not substantially impact the ability of the public to provide meaningful comments on a project's development, that adequate alternative measures exist to ensure that the public is kept informed of the proposed project, including, but not limited to, a public hearing notice for a project under consideration by the Planning Commission, and that granting the waiver is not likely to result in substantial adverse impacts as a result of insufficient public participation in considering the application.

C. Forum Number, Location, and Timing Requirements

1. Two Community Development Forums Required. An Applicant is required to hold two Community Development Forums. The Applicant must hold the First Community Development Forum prior to submitting a development application for planning entitlements for a project subject to this Section. The Applicant must hold the Second Community Development Forum after the Development Review Committee has met and considered the submitted project application. The City will not deem an application subject to this Section complete until after submission of proof, as specified in this Section, that the applicant has held both the First and Second Community Development Forums.

2. Location and Time. The Applicant must hold Community Development Forums on a Monday through Thursday, starting between 6 p.m. and 7 p.m. Community Development Forums may not be held on Fridays, Saturdays, Sundays, or a declared Federal, State, or City holiday. Applicants shall consider scheduled community events that may be likely to conflict and shall coordinate with Planning Department staff in scheduling Community Development Forums. Community Development Forums must be located within city limits, and near the project site to the extent feasible. The First Community Development Forum may be held at a private facility or one of two City facilities, Founders Hall located at 200 Civic Center Way, and the Community Center Located at 27040 Malibu Hills Road. The second Community Development Forum shall be held in either the Council Chambers or Founders Hall in the Civic Center, and broadcast on the Calabasas TV Channel (CTV), which is to also be publicly available via the CTV website.

D. Forum Notice Requirements

1. The applicant is required to provide at least 21 days' notice of the first and second Community Development Forums, using the Community Development Forum template available from the Director, by US mail to the following persons and entities:
 - a. To all resident stakeholders identified as having a potential interest in the Project, known to the applicant and/or City by having signed up on an interest or notification list maintained by the applicant for the project or by having signed up with the City on a list seeking additional information regarding a project.
 - b. To all residents of the City Zone in which the project is located, whether East, Central, or West, as depicted on the City's most recent notification zones map available from the Director, using USPS "Every Door Direct Mail" or other equivalent targeted mail service. Notices sent using this service shall be sent to both property owners and resident tenants, to the extent separate addressing information is available.
 - c. To the Planning Department. Upon receipt of a copy of the first Community Development Forum notice, the City will assist in advertising the forum in the City's website, and will additionally send the notice by email to:
 1. The City's Citywide Homeowners Associations (HOA) list;
 2. The City's standard media notification lists; and

3. The City's listing of individuals who have requested to be notified of Public Meetings, specific projects as applicable, or all Community Development Forums.
 - d. For the Second Community Development Forum, to all persons who attended the First Community Development Forum and signed in or otherwise provided their mailing address to the Applicant.
 2. The Applicant is additionally required to publish a minimum one-eighth-page display ad providing notice of the first and second Community Development Forums in the Acorn newspaper or other adjudicated newspaper of general circulation in the City at least 21 days prior to the workshops. The Applicant is additionally required to place a banner or sign, acceptable in form and size to the Director, announcing the first and second Community Development Forums at the project site 21 days in advance of each Community Development Forum. If available and approved by the Director, banners announcing the meeting may also be placed at the City's designated community messaging sites.

E. Forum Content Requirements

1. First Community Development Forum. The first Community Development Forum is intended as an opportunity to exchange ideas with the community about the proposed development and project options and alternatives for the project site. The format is ideally a "charrette", with audience participation in design concepts and development features.
 - a. To facilitate the purposes of the First Community Development Forum, the Applicant is required to provide the following materials to attendees and complete the following requirements in holding the first Community Development Forum:
 1. Any available slide show presentation providing information on the proposed project, such as an overview of the project's conceptual plan, proposed land uses, and site plan, with optional copies for the public;
 2. A recent aerial photograph of the site and surrounding area;
 3. The adopted Zoning Map and zoning designation of the subject property, along with a list of allowable land uses under that zoning designation;

4. The City adopted General Plan land use designation of the subject project, and any specific plan which identified desired or specified uses or development at that location;
 5. Any Applicant-generated preliminary plans/concepts/sketches or image boards that illustrate the project's idea or concept for site use. If the applicant has analyses of project traffic, geotechnical studies, parking calculations, or other specific information, applicants shall include that information as well;
 6. An opportunity for the public to engage with the project's design team and other subject matter experts. The proposer may, at their option, use a "hands on" or "charrette" style interactive design process;
 7. Applicant's company profile or individual biography, providing a list of significant or relevant past projects or other relevant development background; and
 8. Contact information for a designated representative and the address of a project website or social media site.
- b. At the conclusion of the Forum, the Applicant is required to provide an oral summary of the discussions held, ideas received, and concepts offered by attendees.
 - c. The Applicant must provide a sign-in sheet to allow attendees to register their attendance and provide their name, mailing address, and other contact information for receipt of future project notices. The Applicant must advise attendees that the sign-in sheet will be transmitted to the City, is a public document, and thus that attendees are not required to sign in to attend the forum.
2. Second Community Development Forum. The Second Community Development Forum is intended to be held after the Applicant has received formal comments from the City's Design Review Committee regarding the proposed project, but must be held before the project application may be deemed complete. The City intends that this second forum serve as an opportunity for the Applicant to inform the public about project proposals and updates after the first forum and to inform the public and neighborhood about benefits that the project will contribute to the community. It is also a forum for the Applicant to receive substantive audience comments regarding the project's size, land uses, and other aspects and suggestions in order to improve and refine project designs.

- a. To facilitate the purposes of the Second Community Development Forum, the Applicant is required to provide the following materials to attendees to the extent they are available, and complete the following requirements in holding the Second Community Development Forum:
 1. The project and site information available at the first Community Development Forum, updated as applicable;
 2. A project site plan;
 3. Floor plans, elevations and cross-sections through the project;
 4. Renderings or models;
 5. A written narrative of how the project addresses applicable site constraints and City, regional, state, and federal legal requirements, related to traffic, parking, natural, biological, historic, and other resources, grading, or other potential environmental impacts, and any planned mitigation measures to reduce one or more of those potential impacts;
 6. A written narrative of how the project addresses the goals and requirements of the General Plan and Development Code, and any applicable Specific Plan or specialty zone or development standard, such as the Scenic Corridor; and
 7. A written narrative of special conditions at the project site, as appropriate.
- b. At the Second Community Development Forum, The Applicant is required to present the project's conceptual plan, provide an overview of the proposed land uses and site plan, provide an overview of the information required above, and then answer detailed questions from the audience. Planning Staff will also be present to provide an overview of the various applicable standards, such as those found in the General Plan, any relevant Specific Plan and the development code which will be used in evaluating the proposal. After completing the presentation and answering questions from the public, the Applicant is required to host several small-group discussions with members of the project's design and engineering teams, then answer further specific questions from members of the Public. The City anticipates that the public will have specific questions regarding project impacts such as traffic, noise, or grading of concern to the community, and thus the Applicant is required to have present members of the project team qualified to answer

questions regarding those and other potential impacts of the project. After completing the small-group break-out sessions, the Applicant is required to provide an oral summary of the discussions held, ideas received, and concepts discussed at each small-group break-out session.

F. Development Permit Application Requirements After Community Development Forum.

1. Post-First Forum Requirements. After the first Community Development Forum, the Applicant may file formal planning entitlement applications with the City of Calabasas Planning Department, in compliance with all applicable requirements of this Code. The Applicant must include the following materials, to the extent that they are available from the First Community Development Forum, as part of the application submittal for a project subject to this Section:
 - a. A copy of the published Acorn or other newspaper ad, with a proof of publication;
 - b. A copy of the residents and other stakeholders list developed and used for notification of the First Community Development Forum;
 - c. A proof of service evidencing that notices were delivered to the City zone in which the project is located through USPS "Every Door Direct Mail" or other targeted mail service;
 - d. A copy of the sign-in sheet from the First Community Development Forum;
 - e. Copies of available presentation materials from the First Community Development Forum;
 - f. A written narrative description/summary of the First Community Development Forum, that must describe the Applicant's presentation, materials and format, include a summary of the Applicant's outreach efforts to identify key stakeholder groups and explanation of the use of social media sites to solicit meeting interest, include a summary of public comments, suggestions and concerns, and include a narrative description of how those public comments, suggestions and concerns will be addressed; and
 - g. Proof that the Applicant has established a webpage or social media page for the project, as well as contact information for a project representative.

2. Post-Second Forum Requirements. After the Second Community Development Forum, the Applicant must submit the following materials to the City, to the extent that they are available, providing proof of completing this requirement, before the project's planning entitlement applications may be deemed complete, if in compliance with all other applicable requirements of this Code:
 - a. A copy of the published Acorn or other newspaper ad, with a proof of publication;
 - b. A copy of the residents and other stakeholders list developed and used for notification of the Second Community Development Forum;
 - c. A proof of service evidencing that notices were delivered to the City zone in which the project is located through USPS "Every Door Direct Mail" or other targeted mail service;
 - d. A copy of the sign-in sheet from the Second Community Development Forum;
 - e. Copies of available presentation materials from the Second Community Development Forum;
 - f. A written narrative description/summary of the Second Community Development Forum, that must describe the Applicant's presentation, materials and format, include a summary of the Applicant's outreach efforts to identify key stakeholder groups and explanation of the use of social media sites to solicit meeting interest, include a summary of public comments, suggestions and concerns, and include a narrative description of how those public comments, suggestions and concerns will be addressed in revised project plans, as applicable; and
 - g. Proof that the Applicant has established an updated webpage or social media page for the project, as well as contact information for a project representative.

G. Enforcement. The Director shall have the power to enforce this Section under all remedies available under this Code and to require an Applicant to comply with the terms of this Section by not deeming a planning entitlement application complete until the Applicant submits proof of compliance, as stated in subsection F, with the terms of this Section. The Director shall also have the power to waive strict compliance with the terms of this Section, in the event of failure or deviation by an Applicant from strict compliance with the terms of this Section, if the Director finds that granting a waiver of strict compliance with this Section will not defeat the stated purpose of this Section and will not prejudice the public's right to be apprised of and participate in a Community Development Forum for a project

subject to this Section. Any person may appeal a Director determination under this subsection to the Planning Commission under Chapter 17.74 of this Code.

SECTION 2. SEVERABILITY. Should any provision, section, paragraph, sentence or word of this Ordinance be rendered or declared invalid by any court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Ordinance shall remain in full force and effect and, to that end, the provisions hereof are declared to be severable.

SECTION 3. CONSTRUCTION. The City Council intends this Ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this Ordinance shall be construed in light of that intent. To the extent the provisions of the Calabasas Municipal Code as amended by this Ordinance are substantially the same as the provisions of that Code as it read prior to the adoption of this Ordinance, those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

SECTION 4. ENVIRONMENTAL DETERMINATION. The City Council determines that the following findings reflect the independent judgment of the City Council. The City Council finds that this amendment to the Municipal Code is exempt from California Environmental Quality Act (CEQA). The City Council has considered all of the evidence in the record, including the staff reports, the testimony received during the public hearing on the matter held by the City Council, and hereby determines that the text amendments will not have a significant effect on the environment, as this ordinance adds an additional step in the public process to review certain larger proposed development projects, but does not authorize any development nor change any applicable development standards. This Ordinance is therefore exempt from California Environmental Quality Act review pursuant to Title 14, Section 15061 (b)(3) of the California Code of Regulations.

SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect thirty days after its adoption pursuant to California Government Code section 36937.

SECTION 6. CERTIFICATION.

The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

PASSED, APPROVED AND ADOPTED this 23rd day of May, 2018.

Fred Gaines, Mayor

ATTEST:

Maricela Hernandez, MMC
City Clerk

APPROVED AS TO FORM:

Scott Howard
Colantuono, Highsmith & Whatley, PC
City Attorney

Red-line Version
ORDINANCE NO. 2018-353

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA, AMENDING CHAPTER 17.60 OF THE CALABASAS MUNICIPAL CODE BY ADDING A NEW SECTION, 17.60.055, TO REQUIRE APPLICANTS/DEVELOPERS OF CERTAIN LARGER DEVELOPMENT PROJECTS TO CONDUCT COMMUNITY DEVELOPMENT FORUMS PRIOR TO FORMAL CONSIDERATION OF THE PROJECT BY OFFICIAL DECISION MAKING BODIES.

WHEREAS, the Calabasas City Council desires to maximize public input and involvement in the design and evolution of larger development projects in the City, and to afford opportunities for community input at the earliest possible stage of the development process; and,

WHEREAS, the Calabasas 2030 General Plan specifically states within Chapter XIII, *General Plan Implementation*, that “to facilitate citizen participation in the development review process in a manner that is meaningful to individuals at the neighborhood level, Calabasas encourages informal meetings between citizen groups and developers on proposed development projects”; and,

WHEREAS, after extensive discussion by the Planning Commission and City Council, this ordinance is intended to codify the principles expressed in and to supersede the guidelines for the conduct of two community development forums by the developers of larger projects in the City, approved and adopted by the City Council on April 26, 2017 via passage of City Council Resolution No. 2017-1546, and developed over the course of approximately six months by a two-member committee of the City Council working closely with staff of the Community Development Department and other community stakeholders;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CALABASAS DOES ORDAIN AS FOLLOWS:

SECTION 1. CODE AMENDMENT. Chapter 17.60 within Title 17 of the Calabasas Municipal Code is hereby amended by adding the following as a new Section 17.60.055 within the chapter, as follows:

17.60.055. – Community Development Forum Requirement.

- A. Purpose. The City of Calabasas is committed to informing and engaging the community as large development projects are proposed within the City and move through the City's development permit application review and approval process. The required Community Development Forums offer the community, applicants, and project stakeholders an opportunity to hear and consider the ideas and concerns of residents and stakeholders as applicants develop and finalize project design before and during the initial stage of the formal application process and the City's development permit application review and approval process.

Statement of Purpose. Every notice required to be provided by applicants under this section shall include the following Statement of Purpose:

"The City of Calabasas requires that Community Development Forums be conducted for the following reasons:

1. This forum is an opportunity to inform the public at the earliest stage possible that a development project may be proposed for the area.
2. Because the development project being discussed may be one that could have an effect, benefit, impact, or contribution to your neighborhood, the City believes that community engagement and outreach is important.
3. The City of Calabasas believes that an informal exchange of project information, together with ideas and concerns from members of the public, can result in superior projects.
4. This Forum is not a formally noticed "public hearing," and no decisions will be made at the Forum. Neither is there any obligation for the City, Applicant, or Property Owner to adopt or incorporate ideas and suggestions which arise and are discussed at the Forum."

B. Applicability.

1. Projects Required to Hold Two Community Development Forums. The City requires that two Community Development Forums be held for project applications located in Commercial, Recreational, Multi-family or Planned Development Zones proposing either a new, replacement or addition building area larger than 10,000 square feet, or seeking one or more of the following entitlements, in addition to all other applicable application requirements under this Code:
 - a. General Plan Amendment,
 - b. Development Plan Amendment,

- c. Development Agreement,
 - d. Zone Change,
 - e. Variance,
 - g. Tract maps.
2. Exemptions. This requirement does not apply to development projects that are either individual single-family residences in a residential zoning district or consist of solely interior remodeling or alterations of existing commercial structures.
 3. Other Projects. An applicant for a project not subject to the requirement to host Community Development Forums may nevertheless choose to hold Community Development Forums for any project of potentially significant public interest.
 4. Waiver Requests and Criteria. Notwithstanding the requirements in subsection B.1 of this Section, an Applicants may apply for a waiver of the Community Development Forums requirement. The Director may waive the requirement for projects with a building area smaller than 10,000 square feet if the Director finds that waiving the requirement would not substantially impact the ability of the public to provide meaningful comments on a project's development and that adequate alternative measures exist to ensure that the public is kept informed of the proposed project, including, but not limited to, a public hearing notice for a project under consideration by the Planning Commission. The Planning Commission may waive the requirement for projects with a building area larger than 10,000 square feet if the Planning Commission finds that waiving the requirement would not substantially impact the ability of the public to provide meaningful comments on a project's development, that adequate alternative measures exist to ensure that the public is kept informed of the proposed project, including, but not limited to, a public hearing notice for a project under consideration by the Planning Commission, and that granting the waiver is not likely to result in substantial adverse impacts as a result of insufficient public participation in considering the application.

C. Forum Number, Location, and Timing Requirements

1. Two Community Development Forums Required. An Applicant is required to hold two Community Development Forums. The Applicant must hold the First Community Development Forum prior to submitting a development application for planning entitlements for a project subject to this Section. The Applicant must hold the Second Community Development Forum after the Development Review

Committee has met and considered the submitted project application. The City will not deem an application subject to this Section complete until after submission of proof, as specified in this Section, that the applicant has held both the First and Second Community Development Forums.

2. Location and Time. The Applicant must hold Community Development Forums on a Monday through Thursday, starting between 6 p.m. and 7 p.m. Community Development Forums may not be held on Fridays, Saturdays, Sundays, or a declared Federal, State, or City holiday. Applicants shall consider scheduled community events that may be likely to conflict and shall coordinate with Planning Department staff in scheduling Community Development Forums. Community Development Forums must be located within city limits, and near the project site to the extent feasible. The First Community Development Forum may be held at a private facility or one of two City facilities, Founders Hall located at 200 Civic Center Way, and the Community Center Located at 27040 Malibu Hills Road. The second Community Development Forum shall be held in either the Council Chambers or Founders Hall in the Civic Center, and broadcast ~~live~~ on the Calabasas TV Channel (CTVG), which is to also be publicly available via the CTV website.

D. Forum Notice Requirements

1. The applicant is required to provide at least 21 days' notice of the first and second Community Development Forums, using the Community Development Forum template available from the Director, by US mail to the following persons and entities:
 - a. To all resident stakeholders identified as having a potential interest in the Project, known to the applicant and/or City by having signed up on an interest or notification list maintained by the applicant for the project or by having signed up with the City on a list seeking additional information regarding a project.
 - b. To all residents of the City Zone in which the project is located, whether East, Central, or West, as depicted on the City's most recent notification zones map available from the Director, using USPS "Every Door Direct Mail" or other equivalent targeted mail service. Notices sent using this service shall be sent to both property owners and resident tenants, to the extent separate addressing information is available.
 - c. To the Planning Department. Upon receipt of a copy of the first Community Development Forum notice, the City will assist in

advertising the forum in the City's website, and will additionally send the notice by email to:

1. The City's Citywide Homeowners Associations (HOA) list;
 2. The City's standard media notification lists; and
 3. The City's listing of individuals who have requested to be notified of Public Meetings, specific projects as applicable, or all Community Development Forums.
- d. For the Second Community Development Forum, to all persons who attended the First Community Development Forum and signed in or otherwise provided their mailing address to the Applicant.
2. The Applicant is additionally required to publish a minimum one-eighth-page display ad providing notice of the first and second Community Development Forums in the Acorn newspaper or other adjudicated newspaper of general circulation in the City at least 21 days prior to the workshops. The Applicant is additionally required to place a banner or sign, acceptable in form and size to the Director, announcing the first and second Community Development Forums at the project site 21 days in advance of each Community Development Forum. If available and approved by the Director, banners announcing the meeting may also be placed at the City's designated community messaging sites.

E. Forum Content Requirements

1. First Community Development Forum. The first Community Development Forum is intended as an opportunity to exchange ideas with the community about the proposed development and project options and alternatives for the project site. The format is ideally a "charrette", with audience participation in design concepts and development features.
 - a. To facilitate the purposes of the First Community Development Forum, the Applicant is required to provide the following materials to attendees and complete the following requirements in holding the first Community Development Forum:
 1. Any available slide show presentation providing information on the proposed project, such as an overview of the project's conceptual plan, proposed land uses, and site plan, with optional copies for the public;
 2. A recent aerial photograph of the site and surrounding area;

3. The adopted Zoning Map and zoning designation of the subject property, along with a list of allowable land uses under that zoning designation;
 4. The City adopted General Plan land use designation of the subject project, and any specific plan which identified desired or specified uses or development at that location;
 5. Any Applicant-generated preliminary plans/concepts/sketches or image boards that illustrate the project's idea or concept for site use. If the applicant has analyses of project traffic, geotechnical studies, parking calculations, or other specific information, applicants shall include that information as well;
 6. An opportunity for the public to engage with the project's design team and other subject matter experts. The proposer may, at their option, use a "hands on" or "charrette" style interactive design process;
 7. Applicant's company profile or individual biography, providing a list of significant or relevant past projects or other relevant development background; and
 8. Contact information for a designated representative and the address of a project website or social media site.
- b. At the conclusion of the Forum, the Applicant is required to provide an oral summary of the discussions held, ideas received, and concepts offered by attendees.
 - c. The Applicant must provide a sign-in sheet to allow attendees to register their attendance and provide their name, mailing address, and other contact information for receipt of future project notices. The Applicant must advise attendees that the sign-in sheet will be transmitted to the City, is a public document, and thus that attendees are not required to sign in to attend the forum.
2. Second Community Development Forum. The Second Community Development Forum is intended to be held after the Applicant has received formal comments from the City's Design Review Committee regarding the proposed project, but must be held before the project application may be deemed complete. The City intends that this second forum serve as an opportunity for the Applicant to inform the public about project proposals and updates after the first forum and to inform the public and neighborhood about benefits that the project will contribute to the community. It is also a forum for the Applicant to receive substantive audience comments regarding the project's size,

land uses, and other aspects and suggestions in order to improve and refine project designs.

- a. To facilitate the purposes of the Second Community Development Forum, the Applicant is required to provide the following materials to attendees to the extent they are available, and complete the following requirements in holding the Second Community Development Forum:
 1. The project and site information available at the first Community Development Forum, updated as applicable;
 2. A project site plan;
 3. Floor plans, elevations and cross-sections through the project;
 4. Renderings or models;
 5. A written narrative of how the project addresses applicable site constraints and City, regional, state, and federal legal requirements, related to traffic, parking, natural, biological, historic, and other resources, grading, or other potential environmental impacts, and any planned mitigation measures to reduce one or more of those potential impacts;
 6. A written narrative of how the project addresses the goals and requirements of the General Plan and Development Code, and any applicable Specific Plan or specialty zone or development standard, such as the Scenic Corridor; and
 7. A written narrative of special conditions at the project site, as appropriate.
- b. At the Second Community Development Forum, The Applicant is required to present the project's conceptual plan, provide an overview of the proposed land uses and site plan, provide an overview of the information required above, and then answer detailed questions from the audience. Planning Staff will also be present to provide an overview of the various applicable standards, such as those found in the General Plan, any relevant Specific Plan and the development code which will be used in evaluating the proposal. After completing the presentation and answering questions from the public, the Applicant is required to host several small-group discussions with members of the project's design and engineering teams, then answer further specific questions from members of the Public. The City anticipates that the public will have specific questions regarding

project impacts such as traffic, noise, or grading of concern to the community, and thus the Applicant is required to have present members of the project team qualified to answer questions regarding those and other potential impacts of the project. After completing the small-group break-out sessions, the Applicant is required to provide an oral summary of the discussions held, ideas received, and concepts discussed at each small-group break-out session.

F. Development Permit Application Requirements After Community Development Forum.

1. Post-First Forum Requirements. After the first Community Development Forum, the Applicant may file formal planning entitlement applications with the City of Calabasas Planning Department, in compliance with all applicable requirements of this Code. The Applicant must include the following materials, to the extent that they are available from the First Community Development Forum, as part of the application submittal for a project subject to this Section:
 - a. A copy of the published Acorn or other newspaper ad, with a proof of publication;
 - b. A copy of the residents and other stakeholders list developed and used for notification of the First Community Development Forum;
 - c. A proof of service evidencing that notices were delivered to the City zone in which the project is located through USPS "Every Door Direct Mail" or other targeted mail service;
 - d. A copy of the sign-in sheet from the First Community Development Forum;
 - e. Copies of available presentation materials from the First Community Development Forum;
 - f. A written narrative description/summary of the First Community Development Forum, that must describe the Applicant's presentation, materials and format, include a summary of the Applicant's outreach efforts to identify key stakeholder groups and explanation of the use of social media sites to solicit meeting interest, include a summary of public comments, suggestions and concerns, and include a narrative description of how those public comments, suggestions and concerns will be addressed; and

- g. Proof that the Applicant has established a webpage or social media page for the project, as well as contact information for a project representative.
 - 2. Post-Second Forum Requirements. After the Second Community Development Forum, the Applicant must submit the following materials to the City, to the extent that they are available, providing proof of completing this requirement, before the project's planning entitlement applications may be deemed complete, if in compliance with all other applicable requirements of this Code:
 - a. A copy of the published Acorn or other newspaper ad, with a proof of publication;
 - b. A copy of the residents and other stakeholders list developed and used for notification of the Second Community Development Forum;
 - c. A proof of service evidencing that notices were delivered to the City zone in which the project is located through USPS "Every Door Direct Mail" or other targeted mail service;
 - d. A copy of the sign-in sheet from the Second Community Development Forum;
 - e. Copies of available presentation materials from the Second Community Development Forum;
 - f. A written narrative description/summary of the Second Community Development Forum, that must describe the Applicant's presentation, materials and format, include a summary of the Applicant's outreach efforts to identify key stakeholder groups and explanation of the use of social media sites to solicit meeting interest, include a summary of public comments, suggestions and concerns, and include a narrative description of how those public comments, suggestions and concerns will be addressed in revised project plans, as applicable; and
 - g. Proof that the Applicant has established an updated webpage or social media page for the project, as well as contact information for a project representative.

G. Enforcement. The Director shall have the power to enforce this Section under all remedies available under this Code and to require an Applicant to comply with the terms of this Section by not deeming a planning entitlement application complete until the Applicant submits proof of compliance, as stated in subsection F, with the terms of this Section. The Director shall also have the power to waive strict compliance with the terms of this Section, in the event of failure or deviation by an

Applicant from strict compliance with the terms of this Section, if the Director finds that granting a waiver of strict compliance with this Section will not defeat the stated purpose of this Section and will not prejudice the public's right to be apprised of and participate in a Community Development Forum for a project subject to this Section. Any person may appeal a Director determination under this subsection to the Planning Commission under Chapter 17.74 of this Code.

SECTION 2. SEVERABILITY. Should any provision, section, paragraph, sentence or word of this Ordinance be rendered or declared invalid by any court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Ordinance shall remain in full force and effect and, to that end, the provisions hereof are declared to be severable.

SECTION 3. CONSTRUCTION. The City Council intends this Ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this Ordinance shall be construed in light of that intent. To the extent the provisions of the Calabasas Municipal Code as amended by this Ordinance are substantially the same as the provisions of that Code as it read prior to the adoption of this Ordinance, those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

SECTION 4. ENVIRONMENTAL DETERMINATION. The City Council determines that the following findings reflect the independent judgment of the City Council. The City Council finds that this amendment to the Municipal Code is exempt from California Environmental Quality Act (CEQA). The City Council has considered all of the evidence in the record, including the staff reports, the testimony received during the public hearing on the matter held by the City Council, and hereby determines that the text amendments will not have a significant effect on the environment, as this ordinance adds an additional step in the public process to review certain larger proposed development projects, but does not authorize any development nor change any applicable development standards. This Ordinance is therefore exempt from California Environmental Quality Act review pursuant to Title 14, Section 15061 (b)(3) of the California Code of Regulations.

SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect thirty days after its adoption pursuant to California Government Code section 36937.

SECTION 6. CERTIFICATION.

The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

PASSED, APPROVED AND ADOPTED this 23rd day of May, 2018.

Fred Gaines, Mayor

ATTEST:

Maricela Hernandez, MMC
City Clerk

APPROVED AS TO FORM:

Scott Howard, City Attorney
Colantuono, Highsmith & Whatley, PC



Approved by City Manager:



CITY of CALABASAS
CITY COUNCIL AGENDA REPORT

DATE: MAY 14, 2018

TO: HONORABLE MAYOR AND COUNCILMEMBERS

**FROM:  ROBERT YALDA, P.E., T.E., PUBLIC WORKS DIRECTOR
HEATHER MELTON, LANDSCAPE DISTRICTS MAINTENANCE
MANAGER**

**SUBJECT: PUBLIC MEETING REGARDING LANDSCAPE MAINTENANCE DISTRICT
NO. 22 AND LANDSCAPE LIGHTING ACT DISTRICT NOS. 22, 24, 27 &
32 ASSESSMENT PROCEEDINGS**

MEETING DATE: MAY 23, 2018

SUMMARY RECOMMENDATION:

That the Council receive public comment regarding the proposed increase in the assessment amount for the Classic Calabasas Zone in Landscape Lighting Act District No. 22 (LLAD 22). There is no recommended action at this time.

BACKGROUND:

The Landscape and Lighting Act of 1972 regulates the annual administration of special assessment districts. The City of Calabasas administers four Landscape Lighting Act Districts, as follows:

- Landscape Lighting Act District No. 22: Calabasas Park Area (LLAD 22)
- Landscape Lighting Act District No. 24: Lost Hills & The Saratogas (LLAD 24)
- Landscape Lighting Act District No. 27: Las Virgenes Road (LLAD 27)
- Landscape Lighting Act District No. 32: Agoura Road/Lost Hills Commercial District (LLAD 32)

DISCUSSION/ANALYSIS:

On April 11, 2018, the City Council approved resolutions initiating proceedings for the levy and collection of assessments within Landscape Lighting Act District Nos. 22, 24, 27 and 32 for Fiscal Year 2018-2019; approved a Preliminary Engineer's Report calling for an increase in the assessment amount for the Classic Calabasas Park Zone in LLAD 22. Consequently, pursuant to Proposition 218, city staff is conducting a mail ballot proceeding in this Zone in order to seek property owner approval of the proposed increase. The public hearing with respect to the increase and with respect to the annual proceedings will be held on June 13, 2018. Property owners have an opportunity to return their ballots until the end of the public input portion of the June 13, 2018 public hearing.

As a matter of policy, staff has requested that the Council hold a public meeting tonight with respect to the proposed assessment increase. This public meeting will give the Council and staff an opportunity to hear feedback from the community with respect to the proposed assessment and to respond to any questions members of the public may have. Tonight's public meeting is in addition to the formal public hearing that the Council will hold at the June 13, 2018 council meeting.

FISCAL IMPACT/SOURCE OF FUNDING:

The Landscape Lighting Act District Program is funded through dedicated special assessment funds.