

BPW-2024-0279

AUTHORITY TO NEGOTIATE, ACCEPT, AND EXECUTE GRANT AGREEMENTS –
CALIFORNIA NATURAL RESOURCES AGENCY’S URBAN GREENING PROGRAM
2023

Recommending the Board:

1. APPROVE and forward this report, with its transmittals, to the Mayor and City Council with the recommendation that the City Council, subject to concurrence of the Mayor, authorize the Director of the Bureau of Sanitation, to negotiate, accept, execute, and submit all documents, including, but not limited to, applications, agreements, amendments, and payment requests etc., subject to the approval of the City Attorney as to form, which may be necessary to secure grant funds for the MacArthur Lake Stormwater Capture Project, Oro Vista Local Area Urban Flow Management Project, and the Wilmington Neighborhood Greening Project from the California Natural Resources Agency’s Urban Greening Program 2023; and
2. REQUEST that the City Council, subject to the concurrence of the Mayor, adopt the accompanying Resolution for submission of applications to the California Natural Resources Agency’s Urban Greening Program 2023, as required by the granting agency.

DEPARTMENT OF PUBLIC WORKS
BUREAU OF SANITATION
BOARD REPORT NO. 1
MAY 8, 2024

CD: 1, 7, 15

AUTHORITY TO NEGOTIATE, ACCEPT, AND EXECUTE GRANT AGREEMENTS FROM THE CALIFORNIA NATURAL RESOURCES AGENCY'S URBAN GREENING PROGRAM 2023 FOR THE MACARTHUR LAKE STORMWATER CAPTURE PROJECT, ORO VISTA LOCAL AREA URBAN FLOW MANAGEMENT PROJECT, AND THE WILMINGTON NEIGHBORHOOD GREENING PROJECT

RECOMMENDATION

1. Approve and forward this report, with its transmittals, to the Mayor and City Council with the recommendation that the City Council, subject to concurrence of the Mayor, authorize the Director and General Manager of LA Sanitation and Environment (LASAN), to negotiate, accept, execute, and submit all documents, including, but not limited to, applications, agreements, amendments, and payment requests etc., subject to the approval of the City Attorney as to form, which may be necessary to secure grant funds for the MacArthur Lake Stormwater Capture Project, Oro Vista Local Area Urban Flow Management Project, and the Wilmington Neighborhood Greening Project from the California Natural Resources Agency's Urban Greening Program 2023.
2. Request that the City Council, subject to the concurrence of the Mayor, adopt the accompanying Resolution (Transmittal 1) for submission of applications to the California Natural Resources Agency's Urban Greening Program 2023, as required by the granting agency.

TRANSMITTALS

1. Resolution

DISCUSSION

Background

On September 14, 2016, Senate Bill 859 was signed into law and created the California Natural Resources Agency's Urban Greening Program, funded by the Greenhouse Gas Reduction Fund. The Budget Act of 2022, as amended by the Budget Act of 2023, allocated \$25 million from the State of California's General Fund to the Urban Greening Program for projects that reduce greenhouse gas emissions and provide multiple benefits. Over the years, the Urban Greening Program has funded a wide variety of such projects that transformed California's local environments into healthier and more vibrant communities through the implementation of nature-based solutions, enhancement of public parks and open spaces, creation of more walkable and bike-able trails, and other sustainable and environmentally beneficial practices.

BUREAU OF SANITATION
BOARD REPORT NO. 1
MAY 8, 2024

PAGE 2

On October 9, 2023, the Notice of Funding Opportunity (NOFO) for the Urban Greening Program 2023 (the "Grant Program") was published, with an application deadline on November 20, 2023, which is less than 61 days from release of the NOFO. Therefore, based on the exemption identified in the Los Angeles Administrative Code, Division 14, Grants Program, Section 14.6(b), applications were submitted without requesting Council and Mayor approval.

On November 20, 2023, LASAN submitted three applications to the Grant Program for three (3) projects: The MacArthur Lake Stormwater Capture Project, the Oro Vista Local Area Urban Flow Management Project, and the Wilmington Neighborhood Greening Project (collectively, the "Projects").

The Projects' names, grant request amounts, match amounts, and costs are summarized in the following table:

Project Name	Grant Request Amount	Matched Funding Amount	Project Cost
MacArthur Lake Stormwater Capture Project	\$16,906,282	\$20,593,718	\$37,500,000
Oro Vista Local Area Urban Flow Management Project	\$10,202,363	\$21,797,637	\$32,000,000
Wilmington Neighborhood Greening Project	\$13,317,000	\$13,183,000	\$26,500,000
<u>TOTAL</u>	<u>\$40,425,645</u>	<u>\$55,574,355</u>	<u>\$96,000,000</u>

Due to the granting agency's policy that disallows for grant awards to be higher than applicants' original grant requests, the Grant Program's guidelines instructed applicants to submit grant request amounts equal or greater than their projects' needs, but without the expectation of being awarded in full due to limited funding availability. Accordingly, the Projects' submitted grant request amounts are their current funding shortfalls.

The Grant Program has no statutory requirements for matched funding to be part of applications to the Grant Program, and as such, if awarded, LASAN will not be required to spend a certain matched funding amount. The Projects' matched funding amounts have been submitted with their applications for the sole purpose of demonstrating the Projects' current funding commitment, readiness, and ability to be completed if awarded.

The Projects all belong to LASAN's Watershed Program, under the Safe Clean Water Implementation Division. The Projects were all created under the shared goal of protecting the health of watersheds in the Greater Los Angeles County Region, namely the Ballona Creek Watershed, the Upper Los Angeles River Watershed, and the Dominguez Channel and LA Harbor Watershed. In addition, the Projects will help the City of Los Angeles meet multiple of its "Local Water" targets set out in the Green New Deal, specifically: to source 70% of L.A.'s water locally and capture 150,000 acre ft/yr (AFY) of stormwater by 2035; and to build at least 10 new multi-benefit stormwater capture projects by 2025, 100 by 2035, and 200 by 2050.

The Projects' descriptions are organized in the following table:

Project Name	Project Description
MacArthur Lake Stormwater Capture Project	The project is a transformative stormwater infrastructure and park improvement effort that will use nature-based solutions and best management practices to remove trash, metals, toxins, and bacteria from stormwater at and around MacArthur Park and Lake. The project will combine gray and green infrastructure to capture, treat and release up to 504 acre-feet per year of stormwater to build resilience against the risks of drought, flooding, and extreme heat for the severely disadvantaged community.
Oro Vista Local Area Urban Flow Management Project	The project is a large-scale stormwater infrastructure improvement effort that will use nature-based solutions and best management practices to remove trash, metals, and other pollutants from stormwater along Oro Vista Boulevard adjacent to the neighborhood of Sunland. The project will combine gray and green infrastructure to capture, treat, and infiltrate up to 22 acre-feet per year of stormwater to build resilience against the risks of drought, flooding, and extreme heat for the nearby disadvantaged community.
Wilmington Neighborhood Greening Project	The project is a multi-benefit regional stormwater infrastructure improvement and recreational enhancement effort that will use nature-based solutions and best management practices to remove trash, metals, and other pollutants from 22 acre-feet of stormwater per year to improve downstream surface water quality and build resilience against the risks of drought and extreme heat for disadvantaged community of Wilmington in the LA Harbor Region.

PROGRAM REVIEW COMMITTEE (PRC) APPROVAL

The MacArthur Lake Stormwater Capture Project was approved by the PRC on February 8, 2023 for the construction amount of \$36,243,525.

The Oro Vista Local Area Urban Flow Management Project was approved by the PRC on February 14, 2024 for the construction amount of \$26,500,000.

The Wilmington Neighborhood Greening Project was approved by the PRC on June 8, 2022 for the construction amount of \$12,183,000.

STATUS OF FINANCING

Reimbursements from the California Natural Resources Agency will be deposited into the respective fund as follows:

Project Name	Department	Fund to Deposit Proceeds	Departmental Revenue Source Code
MacArthur Lake Stormwater Capture Project	50	63F - Safe Clean Water Program, Regional Funds	336100 - State Grants - Other
Oro Vista Local Area Urban Flow Management Project	50	63F - Safe Clean Water Program, Regional Funds	336100 - State Grants - Other
Wilmington Neighborhood Greening Project	50	63F - Safe Clean Water Program, Regional Funds	336100 - State Grants - Other

(Signature page follows)

BUREAU OF SANITATION
BOARD REPORT NO. 1
MAY 8, 2024

PAGE 5

Respectfully submitted,



BARBARA ROMERO
Director and General Manager
Bureau of Sanitation

REVIEWED AND APPROVED BY:


[Sarai Bhaga \(Mar 27, 2024 15:52 PDT\)](#)

SARAI BHAGA, Chief Financial Officer
Bureau of Sanitation
Date: _____

Prepared by:

Jennifer Kong, CGU, (213) 485-3148
Thien Phan, CGU, (213) 485-4247
Parvati Proffitt, CGU, (213) 485-3148
Carmen Andrade, SCWID, (213) 485-3952
Ana Rivera, SCWID, (213) 847-4973
Naomi Diep, SCWID, (213) 485-3923
Sean Phan, SCWID, (213) 913-4726

RESOLUTION

RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS FOR GRANT FUNDS FOR THE CALIFORNIA NATURAL RESOURCES AGENCY - URBAN GREENING PROGRAM 2023

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above; and

WHEREAS, the California Natural Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the California Natural Resources Agency require a resolution certifying the approval of applications by the Applicants governing board before submission of said applications to the State; and

WHEREAS, the applicant, if selected, will enter into an agreement with the State of California to carry out the Projects

NOW, THEREFORE, BE IT RESOLVED that the City Council, subject to the concurrence of the Mayor,

1. Approves the filing of one application each for the MacArthur Lake Stormwater Capture Project, the Oro Vista Local Area Urban Flow Management Project, and the Wilmington Neighborhood Greening Project; and
2. Certifies that applicant understands the assurances and certification in the application; and
3. Certifies that applicant or title holder will have sufficient funds to operate and maintain the projects consistent with the land tenure requirements; or will secure the resources to do so; and
4. Certifies that it will comply with the provisions of Section 1771.5 of the State Labor Code; and
5. If applicable, certifies that the projects will comply with any laws and regulations including, but not limited to, legal requirements for building codes, health and safety codes, disabled access laws, environmental laws and, that prior to commencement of construction, all applicable permits will have been obtained; and
6. Certifies that applicant will work towards the Governor's State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety as included in Government Code Section

65041.1; and

7. Appoints the the Director and General Manager of Los Angeles Sanitation and Environment (LASAN), or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned projects.

Approved and adopted the _____ day of _____ 20 _____. I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by the Council of the City of Los Angeles.

Following Roll Call Vote: Ayes: _____
 Nos: _____
 Absent: _____

Clerk/Secretary for the Governing Board

DEPARTMENT OF PUBLIC WORKS
BUREAU OF SANITATION
BOARD REPORT NO. 1
MAY 8, 2024

ADOPTED BY THE BOARD
PUBLIC WORKS OF THE CITY
of Los Angeles California
AND REFERRED TO THE MAYOR
MAY 08 2024

AND REFERRED TO THE CITY COUNCIL

CD: 1, 7, 15


Executive Officer
Board of Public Works

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BUREAU OF SANITATION
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PAGE 4

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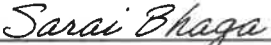
PAGE 5

Respectfully submitted,



BARBARA ROMERO
Director and General Manager
Bureau of Sanitation

REVIEWED AND APPROVED BY:



Sarai Bhaga (Mar 27, 2024 15:52 PDT)

SARAI BHAGA, Chief Financial Officer
Bureau of Sanitation

Date: _____

Prepared by:

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Approved and adopted the _____ day of _____ 20____. I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by the Council of the City of Los Angeles.

Following Roll Call Vote: Ayes: _____
 Nos: _____
 Absent: _____

Clerk/Secretary for the Governing Board