

RESOLUTION NO. 76-20

**RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA,
APPROVING AMENDMENT NO. 5 TO THE JOINT POWERS AGREEMENT WITH
THE WEST COUNTY WASTEWATER DISTRICT FOR THE DESIGN AND
CONSTRUCTION OF THE SODIUM BISULFITE FACILITIES LOCATED AT THE
RICHMOND WASTEWATER TREATMENT PLANT AND RATIFYING THE WEST
COUNTY AGENCY BUDGET FOR FISCAL YEAR 2020-21**

WHEREAS, the West County Agency (WCA) Joint Powers Agreement (JPA) requires that an annual budget be adopted before June 30 of each year fiscal year (FY); and

WHEREAS, each member agency, the City of Richmond and West County Wastewater (WCW) contribute based on the terms of the JPA; and

WHEREAS, each June the WCA approves its annual budget; and

WHEREAS, the JPA specifies that the managing agency will invoice the member agencies the full year contribution including operations, maintenance and capital costs; and

WHEREAS, the invoices are due within 30 days; and

WHEREAS, the City of Richmond and WCW recently agreed that the construction cost for the Sodium Bisulfate (SBS) Project contributions will be invoiced after the bid specifications have been prepared; and

WHEREAS, currently, the operations budget contributions are split 50 percent; and

WHEREAS, the capital projects are split 68 percent to City of Richmond and 32 percent to WCWD; and

WHEREAS, for the SBS project the split will be 65 percent City of Richmond and 35 percent WCWD; and

WHEREAS, the participating agencies must deposit into the West County Agency bank account their share of SBS Project costs before the construction project is put out to bid; and

WHEREAS, the WCA Manager needs the ability to expend budgeted funds to conduct the day-to-day operations of the Agency; and

WHEREAS, the Agency Manager or designated representative is authorized and directed to rollover any outstanding encumbrances tied from FY 2020 into FY 2021 where sufficient budget savings otherwise allow the rollover

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Richmond, as follows:

Section 1. The foregoing recitals are true and correct and this City Council hereby so finds and determines.

Section 2. The City Council hereby approves Amendment No. 5 with the West County Wastewater District regarding the Design and Construction of the Sodium Bisulfite (SBS) Tank at the Richmond Wastewater Treatment Plant.

Section 3. The Fiscal Year 2020-21 West County Agency Budget is hereby ratified as submitted.

Section 4. This resolution shall take effect immediately upon its passage.

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held July 21, 2020, by the following vote:

AYES: Councilmembers Choi, Johnson, Martinez, Myrick, Willis,
Vice Mayor Bates, and Mayor Butt.

NOES: None.

ABSTENTIONS: None.

ABSENT: None.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
 (SEAL)

Approved:

TOM BUTT
 Mayor

Approved as to form:

RACHEL SOMMOVILLA
 Interim City Attorney

State of California }
 County of Contra Costa } : ss.
 City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 76-20**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on July 21, 2020.



 Pamela Christian, Clerk of the City of Richmond

CLERK'S CERTIFICATE

I, Pamela Christian, City Clerk of the City of Richmond, do hereby certify as follows:

The foregoing resolution is a full, true and correct copy of Resolution No. 76-20 duly adopted at a regular meeting of the City Council of said City duly and regularly held at the regular meeting place thereof on the 21st day of July, 2020, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said resolution was adopted by the following vote:

AYES: Councilmembers Choi, Johnson, Martinez, Myrick, Willis,
Vice Mayor Bates, and Mayor Butt.

NOES: None.

ABSTENTIONS: None.

ABSENT: None.

An agenda of said meeting was posted before said meeting at City Hall, 450 Civic Center Plaza in the City of Richmond, California, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

I have carefully compared the foregoing with the original on file and of record in my office, and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting.

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: July 27, 2020.



Pamela Christian
City Clerk of the City of Richmond

[SEAL]