

RESOLUTION NO. 3188-15

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
ESTABLISHING A PRIVATE SEWER LATERAL GRANT FUND PROGRAM;
AUTHORIZING THE TOWN MANAGER OR HER DESIGNEE TO ESTABLISH
DETAILS OF THE GRANT FUND PROGRAM AND APPROVE APPLICATIONS FOR
GRANTS UP TO A MAXIMUM AMOUNT OF \$2,000.00 PER APPLICANT**

WHEREAS, California River Watch, a nonprofit, public benefit corporation (“River Watch”) and the Town of Windsor (“Town”), entered into a Settlement Agreement and Mutual Release of Claims dated February 6, 2014 (“Agreement”), said Agreement on file at the Office of the Town Clerk; and

WHEREAS, the Agreement requires the Town to reduce inflow and infiltration into the sanitary sewer system operated by the Windsor Water District (“District”) by requiring testing, repair, replacement, and ongoing maintenance of privately owned sewer laterals in known areas with excess inflow and infiltration into the District’s sewer system; and

WHEREAS, the District has determined that properties in sewer sub-basins “North A” and “Bell Village A” are known areas with excess inflow and infiltration (“Affected Properties”), said exhibit depicting sub-basins “North A” and Bell Village A” which are attached to said Agreement; and

WHEREAS, to reduce inflow and infiltration among the Affected Properties, the Agreement stipulates that within one (1) year from the Effective Date of said Agreement, Town staff shall develop and present for consideration by the Town Council, a mandatory private sewer lateral inspection and repair program for the eligible Affected Properties, however, if such program is not approved then the Town shall instead invest thirty thousand dollars (\$30,000) into a grant fund program for the inspection, replacement or repair of private sewer laterals, including installation of property line cleanouts, for the eligible Affected Properties; and

WHEREAS, the Windsor Water District (“District”) Board considered the introduction of a District Ordinance for a mandatory private sewer lateral inspection and repair program at its joint meeting with the Town Council on January 21, 2015, and the District Board did not approve the introduction of said Ordinance; and

WHEREAS, the Town Council also did not support the introduction of said Ordinance; and

WHEREAS, pursuant to the Agreement and by this Resolution, the Town establishes a grant program for the eligible Affected Properties (“Grant Fund Program”); and


WHEREAS, the Town believes that the Grant Fund Program will better serve the Affected Properties than a loan program because of the additional costs to administer and implement a loan program.

NOW, THEREFORE BE IT RESOLVED that the Town Council of the Town of Windsor hereby:

1. Establishes a Private Sewer Lateral Grant Fund Program (Program) that offers financial assistance to eligible Affected Properties for the replacement or repair of private sewer laterals.
2. Establishes a budget amount for the Program of \$30,000.00 for calendar year 2015.
3. Determines that future budgets for the continuation of the Program beyond 2015 shall be requested and approved during the normal budget review and approval process.
4. Directs the Town Manager to formulate procedures for applications to the Program, taking into consideration the Agreement, the Town of Windsor Design and Construction Standards, and the Town purchasing policy requirements.
5. Authorizes the Town Manager or her designee to review and approve grant applications for grants up to a maximum amount of \$2,000.00 per applicant.
6. Directs Town staff to publicize, advertise, and otherwise promote the availability of the Program to eligible Affected Properties.

PASSED, APPROVED AND ADOPTED this 15th day of April 2015, by the following vote:

AYES: COUNCILMEMBERS FOPPOLI, FUDGE, SALMON AND VICE MAYOR MILLAN
NOES: NONE
ABSTAIN: NONE
ABSENT: MAYOR OKREPKIE



MARK MILLAN, VICE MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK