

RESOLUTION NO. 2438-09

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR DIRECTING THAT THE TOWN MANAGER BE AUTHORIZED TO SIGN THE FIRST AMENDMENT TO THE AGREEMENT WITH THE AIRPORT-LARKFIELD-WIKIUP SANITATION ZONE REGARDING THE OWNERSHIP, CONSTRUCTION, OPERATION, AND MAINTENANCE OF WASTEWATER FACILITIES TO PERMIT THE TRANSFER, STORAGE, AND DISPOSAL OF TREATED WASTEWATER ON A MUTUAL-AID BASIS

WHEREAS, on December 13, 1988, the Town entered into an agreement with the Sonoma County Water Agency for the transfer, storage, and disposal of treated wastewater between the two water reclamation systems on a mutual-aid basis (Original Agreement); and

WHEREAS, under the Original Agreement, the TOWN and AGENCY have transferred, stored and disposed of treated wastewater on a mutual-aid basis, enhancing the reliability of both systems; and

WHEREAS, such transfers are recognized and regulated under the separate Waste Discharge Requirements issued by the North Coast Regional Water Quality Control Board to the Town and to the ALW; and

WHEREAS, the Town has requested that the Agency permit the Town to store tertiary-treated recycled water in the Agency's ALW Reservoirs and endeavor to dispose of said recycled water by land irrigation; and

WHEREAS, the agency is willing to allow the Town to store up to 50 million gallons of tertiary-treated recycled water in the Agency's ALW Reservoirs and to endeavor to dispose of said recycled water by land irrigation under the terms and conditions set forth in the proposed First Amendment; and

WHEREAS, the execution of this First Amendment will increase the operational reliability of the water reclamation systems belonging to the Town and the ALW, and is in the Town's and Agency's interests; and

WHEREAS, the execution of this First Amendment is exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines section 15301, Existing Facilities where the action involves negligible or no expansion of an existing use and the general exemption in section 15061(b)(3) where it can be seen with certainty that there is no possibility of a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED as follows.

A. Recitals. The foregoing recitals are true and correct and made a part of this resolution.

B. Execution of Contract Approved. The Town Council hereby authorizes the Town Manager to execute the "First Amendment To Agreement Between The Airport-Larkfield-Wikiup Sanitation Zone and the Town of Windsor Regarding The Ownership, Construction, Operation, And Maintenance Of Wastewater Facilities To Permit The Transfer, Storage, And Disposal Of Treated Wastewater On A Mutual-Aid Basis," and to make all payments due pursuant thereto.

PASSED, APPROVED AND ADOPTED this 4th day of March 2009, by the following vote:

**AYES: COUNCILMEMBERS ALLEN, FUDGE, SALMON, SCHOLAR AND
MAYOR GOBLE**

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE


ROBIN R. GOBLE, MAYOR

ATTEST:


MARIA DE LA O, TOWN CLERK