

City of Garden Grove

INTER-DEPARTMENT MEMORANDUM

To: Matthew J. Fertal
Dept: City Manager
Subject: AMENDMENT TO THE EXISTING AGREEMENT WITH THE MUNICIPAL WATER DISTRICT OF ORANGE COUNTY FOR THE PARTICIPATION IN THE TURF REMOVAL REBATE PROGRAM

From: William E. Murray
Dept: Public Works
Date: August 28, 2012

OBJECTIVE

To request that City Council approve an amendment to the existing agreement with the Municipal Water District of Orange County (MWDOC) for the participation in the Turf Removal Rebate Program (Program).

BACKGROUND

Last August, City Council approved an agreement with MWDOC for the participation in the Turf Removal Rebate Program. The Program's goal is to further promote water efficient landscapes that are less turf intensive and more "California Friendly" (drought tolerant) oriented landscapes. It requires exposed soil, in areas where turf is removed, to be covered with a combination of plant types such as shrubs, flowering ground covers, or drought tolerant plants. Additionally, participants must comply with the City's updated Model Water Efficiency Landscape Ordinance. The Program has resulted in increased public interest and participation, which has led MWDOC to continue implementation, utilizing funds received from the Metropolitan Water District of Southern California.

The existing agreement explains program requirements for pre- and post-turf removal inspections that are required for all residential and commercial rebate applicants. Due to limited staff time and expertise, the City Council approved obtaining services from MWDOC's contracted consultant, Mission Resource Conservation District, to perform both inspections with a designated funding cap of \$8,000.

DISCUSSION

MWDOC has developed an amendment to the existing agreement. The amendment modifies the existing agreement extending the agreement through June 30, 2013. All other terms of the original agreement will remain the same.

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FINANCIAL IMPACT

Funding for the existing agreement, in the amount of \$8,000, is available within the Water Services Budget. There is no impact to the General Fund.

RECOMMENDATION

It is recommended that the City Council:

- Approve the amendment to the existing agreement with the Municipal Water District of Orange County for the participation in the Turf Removal Rebate Program;
- Direct the Finance Director to make the payment to the Municipal Water District; and
- Authorize the Mayor to execute the Agreement on behalf of the City.


WILLIAM E. MURRAY, P.E.
Director of Public Works/City Engineer


BY: David E. Entsminger
Water Services Manager

Attachment: Amendment to Agreement with MWDOC

Recommended for Approval


Matthew Fertal
City Manager

**First Amendment to
Agreement for Participation in
Municipal Water District of Orange County's
Turf Removal Program**

This First Amendment ("Amendment") to the existing "Agreement for Participation in Municipal Water District of Orange County's Turf Removal Program" ("Agreement") is entered into by and between the Municipal Water District of Orange County ("MWDOC") and the City of Garden Grove ("Participant"). The Agreement provides for participation in the Turf Removal Program ("Program") administered by MWDOC in Participant's service area.

This Amendment modifies the Agreement, which includes without limitation all previous amendments and attachments. Except as stated below, this Amendment is effective July 1, 2012, and the Agreement, as amended hereby, remains in full force and effect.

1. Section 9 to the Agreement, entitled "Term," is deleted in its entirety and replaced with the following:

"9. Term. This Agreement shall commence on September 13, 2011 and continue until June 30, 2013 ("Program Expiration"), unless extended by the parties."

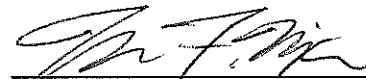
MUNICIPAL WATER DISTRICT OF
ORANGE COUNTY

CITY OF GARDEN GROVE

Kevin P. Hunt, General Manager
Date: _____

William J. Dalton, Mayor
Date: _____

Approved as to Form



City Attorney
Date: 8/14/12

Attest:

City Clerk
Date: _____