

*Before the Board of Supervisors in and for the County
of Monterey, State of California*

RESOLUTION NO. 22-234

Resolution of the Monterey County Board of Supervisors to:

- a. Approve and authorize the Director of Housing and Community Development and the Director of Public Works, Facilities, and Parks to sign a memorandum of agreement between the County of Monterey and Big Sur Land Trust for the implementation of a mitigation measure for the Carmel River Floodplain Restoration and Environmental Enhancement (CRFREE) Project (REF 140048); and)
- b. Approve and authorize the Director of Housing and Community Development to execute amendment No. 1 to Reimbursement Agreement No. A-15537 with Big Sur Land Trust to increase the not to exceed amount of \$487,050 by \$100,000, for a total not to exceed amount of \$587,050 to allow the completion of restoration design and implementation activities, using funds from the Wildlife Conservation Board.)

WHEREAS, the Carmel River Floodplain Restoration and Environmental Enhancement (CRFREE) Project is a multi-benefit, green infrastructure project that will reduce flood risks and restore riverine habitat where natural and built environments intersect at the mouth of Carmel Valley;

WHEREAS, Big Sur Land Trust (BSLT) and the County of Monterey (County) are co-sponsors of the CRFREE Project;

WHEREAS, the CRFREE Project and Mitigation, Monitoring, and Reporting Plan (MMRP) was approved by the County of Monterey Board of Supervisors in June, 2021, beginning a pre-construction final design, right of way, and permitting phase;

WHEREAS, Cultural Mitigation Measure CUL-10 states that prior to the issuance of a grading permit, BSLT and the County shall enter into an agreement that provides assurances by BSLT to the County regarding coordination with the Native American tribes, Esselen Tribe of Monterey County (ETMC) and Oholone/Coastonan-Esselen Nation (OCEN);

WHEREAS, Reimbursement Agreement (RA) No. A-15537 between the County and BSLT was approved on September 14th, 2021, for \$487,050, for BSLT to develop and implement a Habitat Management Plan (HMP) and restoration design activities for at least 80 acres of the Project site on the east side of State Route 1, to be reimbursed by the Wildlife Conservation Board (WCB) grant (WCB Grant No. WC-1947CA);

WHEREAS, the County and BSLT have identified the need to expand the scope of RA No. A- 15537 to include floodplain restoration planning and design actions associated with the HMP, at an additional cost of \$100,000 to be reimbursed by the Department of Water Resources (DWR) Flood Corridor

grant (460010665);

WHEREAS, Amendment No. 1 to RA No. A-15537 will meet deliverables for the County's CRFREE Department of Water Resources (DWR) Flood Corridor grant (460010665) and will be reimbursed from Task 2.3: Restoration Plan, and Task 5.3.8: Planting of Vegetation (Seeding);

WHEREAS, the CRFREE Project Environmental Impact Report (EIR) was certified by the Monterey County Board of Supervisors in a public hearing on January 20, 2020, and the Project was approved June 15, 2021. Federal environmental review was completed April 23, 2021, when Caltrans, as lead federal agency for the causeway portion of the Project, issued a finding of no significant impact (FONSI), agreeing with the US Fish and Wildlife Service, as lead federal agency for the floodplain restoration portion of the project, who issued a FONSI on October 30, 2020. Environmental review for the CRFREE Project is complete; and

WHEREAS, approval of this resolution will allow the Directors of Housing and Community Development and Public, Works, Facilities, and Parks to sign a memorandum of agreement between the County and Big Sur Land Trust, and sign amendment 1 to Reimbursement Agreement No. A-15537 with Big Sur Land Trust.

NOW, THEREFORE, BE IT RESOLVED, THAT the Board of Supervisors of the County of Monterey hereby resolves to:

- a. Approve and authorize the Director of Housing and Community Development and the Director of Public Works, Facilities, and Parks to sign a memorandum of agreement between the County of Monterey and Big Sur Land Trust for the implementation of a mitigation measure for the Carmel River Floodplain Restoration and Environmental Enhancement (CRFREE) Project (REF 140048); and
- b. Approve and authorize the Director of Housing and Community Development to execute amendment No. 1 to Reimbursement Agreement No. A-15537 with Big Sur Land Trust to increase the not to exceed amount of \$487,050 by \$100,000, for a total not to exceed amount of \$587,050 to allow the completion of restoration design and implementation activities, using funds from the Wildlife Conservation Board.

PASSED AND ADOPTED on this 21st day of June 2022, by roll call vote:

AYES: Supervisors Alejo, Phillips, Lopez, Askew and Adams

NOES: None

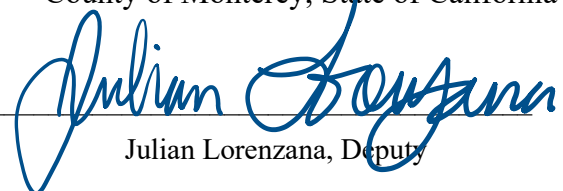
ABSENT: None

(Government Code 54953)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting June 21, 2022.

Dated: June 24, 2022
File ID: RES 22-098
Agenda Item No.: 88

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California


Julian Lorenzana, Deputy