

MEMORANDUM OF AGREEMENT

between

CITY OF SALINAS AND THE SALINAS RIVER CHANNEL STREAM MAINTENANCE PROGRAM'S RIVER MANAGEMENT UNIT ASSOCIATION, INC.

regarding support of landowner and grower activities benefitting

THE SALINAS RIVER MAINTENANCE PROGRAM

WHEREAS, following the catastrophic floods of 1995, Salinas River landowners have self-organized and conducted self-funded work on the Salinas River to prevent flooding and damage to agricultural lands and communities along the river in accordance with natural resource agency permits and assistance from the Monterey County Water Resources Agency (MCWRA).

WHEREAS, from 2008 to 2014, landowners and growers worked closely with the MCWRA and the RCD of Monterey County and The Nature Conservancy to revise their Stream Maintenance Program (SMP) for multiple-benefit management of Salinas River lands, with particular emphasis on Arundo removal from the Salinas River, leading to a river management unit approach.

WHEREAS, landowners and growers along the river will have spent more than \$250,000 from 2014-2017 to work, pay for permitting and conduct biomonitoring on the Salinas River in Monterey County.

WHEREAS, local and state government and project partners have contributed millions of dollars in matching expenditures to support this project and long-term planning.

WHEREAS, the Salinas River Channel Stream Maintenance Program's River Management Unit Association, Inc. was formed in July 2017 to fund and secure funding for floodplain management, public infrastructure safety and maintenance, and stream maintenance activities by landowner and operator members to improve the conditions for all farming and public facilities along the Salinas River in Monterey County, California.

WHEREAS, the City of Salinas has focused attention and resources on flood mitigation and disaster relief and sees the work conducted in the Salinas River Stream Maintenance Program as a valuable collaboration benefitting the community as a whole; and

WHEREAS, the City of Salinas ("City") and the Salinas River Channel Stream Maintenance Program's River Management Unit Association, Inc. (Association), have the common interest in the successful implementation of Salinas River Stream Maintenance Program and the sustainable management of riverine lands in the Salinas Valley Groundwater Basin;

NOW THEREFORE,

For good and valuable consideration, the sufficiency of which is hereby acknowledged, the Parties agree as follows:

I. SUPPORT OF ASSOCIATION

A. The City of Salinas will become a landowner member of the Association, enrolling APN's 207-201-001 and any other applicable APNs within 5-10 year flood range, consistent with the current program.

B. The City of Salinas will support the organization, on behalf of its residents, and in support of this program which will inform a long-term program, with an annual payment of \$15,000, annually payable in October, beginning in 2018 with an initial payment of \$15,000 to fulfill the City's 2017 obligation in arrears. This payment will be used to support stream maintenance activities in the Salinas River including vegetation management, sediment removal, and Arundo eradication by being a landowner member. This payment will also contribute towards annual program administration and long-term program monitoring and modeling in cooperation with other river landowner members of the Association. These activities support program outcomes by documenting stream maintenance activities and conditions following each winter. This information will help in maintaining the stream maintenance program and associated permits into the future and will allow the Association to continue educating state and federal agencies on the importance of this program.

C. The City of Salinas' membership in the organization shall be considered a Landowner Membership, the requirements and responsibilities of the Association to the City of Salinas herein referenced in the Association's bylaws, hereto referred to as Attachment A.

II. TERM

This Memorandum of Understanding ("MOU") shall be deemed to have commenced on October 1, 2017 and remain in effect pending annual approval by the Salinas City Council or unless otherwise terminated by either party with 60 days' notice.

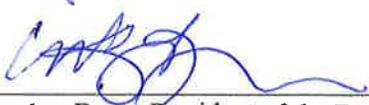
The City Manager or his designee is hereby authorized on behalf of the City to terminate this MOU or to take other action with respect to this MOU including, but not limited to, amendments to this MOU.

Agreed upon this _____ day of September 2018.

Ray E. Corpuz Jr., City Manager, City of Salinas

APPROVED AS TO FORM:

Christopher A. Callihan, City Attorney, City of Salinas



Christopher Bunn, President of the Board, Salinas River Channel Stream Maintenance Program's River Management Unit Association, Inc.