

RESOLUTION NO. XXXX-2024

RESOLUTION OF THE FORT BRAGG CITY COUNCIL APPROVING PURCHASE AGREEMENT WITH ONEKA TECHNOLOGIES FOR THE ONEKA DESALINATION BUOY PROJECT, AND AUTHORIZING CITY MANAGER TO EXECUTE AGREEMENT (AMOUNT NOT TO EXCEED \$1,490,000)

WHEREAS, The City of Fort Bragg has been challenged by drought conditions over the past ten years; and

WHEREAS, the City's surface water sources have been impacted by the lack of rainfall reducing flow; and

WHEREAS, interruption in service has had an impact on businesses and threatened the health and safety of our city; and

WHEREAS, The Department of Water Resources has provided grand funds in the amount of \$1,490,000 to complete a pilot project to test a new desalination technology; and

WHEREAS, Oneka Technologies has built a floating desalination buoy to test in Fort Bragg; and

WHEREAS, This project will be a test for the performance and review potential impacts to the ecosystem; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FORT BRAGG FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The City Council of the City of Fort Bragg hereby approves the temporary installation of the Oneka desalination buoy for the pilot study to accomplish a twelve month study period and hereby approve the purchase agreement with Oneka Technologies, subject to the City's compliance with the California Environmental Quality Act; and authorizes the City Manager to execute the same (Amount Not to Exceed \$1,490,000).
2. Approval of this Agreement is not subject to CEQA because it does not constitute a "project" pursuant to State CEQA guidelines section 15378(a). The Agreement has no potential to result in a direct or reasonably foreseeable indirect physical change in the environment in the foreseeable future for the following reasons:
 - (a) Installation and/or construction will not commence until the City complies with the requirements of CEQA and adopts appropriate documents.
 - (b) Approval of this Resolution shall not be interpreted to include authority to install or construct the desalinization unit or appurtenant structures until it has complied with CEQA.
3. Even if approval of the Agreement did constitute a "project" subject to CEQA, the action would be exempt from CEQA pursuant to State CEQA Guidelines 15061(b)(3)

Common Sense exemption because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 10th day of June 2024, by the following vote:

**AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:**

**BERNIE NORVELL
Mayor**

ATTEST:

**Diana Sanchez
City Clerk**