

RESOLUTION R2020-__

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, APPROVING THE FY 2019/20 TRANSFER OF REVENUE RECEIVED FROM PG&E IN SETTLEMENT OF LITIGATION ARISING FROM DAMAGE TO THE CITY FROM THE 2017 NORTH BAY WILDFIRE, WITH THE TRANSFER OF \$2,342,462.51 INTO THE GENERAL FUND EMERGENCY RESERVE AND THE TRANSFER OF \$4,000,000 INTO THE WATER CAPITAL IMPROVEMENT RESERVE

WHEREAS, in June 2020, the City received \$6,342,462.51 from PG&E as a settlement of the City's litigation against PG&E related to damages incurred during the 2017 North Bay Wildfire; and

WHEREAS, of the total settlement proceeds of \$6,342,462.50, \$4,000,000 was deposited to the Water Fund, and \$2,342,462.51 was deposited to the General Fund; and

WHEREAS, the Water Enterprise plans to use the settlement dollars to address the damages to City water facilities that arose out of the 2017 Wildfires, which includes addressing longer term damage to City watersheds; and

WHEREAS, transferring the \$4,000,000 of Water Fund settlement dollars into the Water Capital Improvement Reserve will ensure those dollars are available for future projects; and

WHEREAS, the City has planned use of approximately \$3.645 million of the General Fund Emergency Reserve in FY 2020/21; and

WHEREAS, transferring the unanticipated settlement of \$2,342,462.51 into the General Fund Emergency Reserve will bolster the reserve balance; and

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meetings of the City Council identified herein, including any supporting reports by City staff, and any information provided during public meetings.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Napa, as follows:

1. The City Council hereby approves the transfer of \$2,342,462.51 from the General Fund into the General Fund Emergency Reserve as part of the FY 2019/20 closing process.

ATTACHMENT 1

2. The City Council hereby approves the transfer of \$4,000,000.00 from the Water Fund into the Water Capital Improvement Reserve as part of the FY 2019/20 closing process.
3. The City Council hereby finds that the facts set forth in the recitals to this resolution are true and correct, and establish the factual basis for the City Council's adoption of this resolution.
4. This Resolution shall take effect immediately upon its adoption.

I HEREBY CERTIFY that the foregoing Resolution was duly adopted by the City Council of the City of Napa at a public meeting of said City Council held on the 4th day of August, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____
Tiffany Carranza
City Clerk

Approved as to form:

Michael W. Barrett
City Attorney