

RESOLUTION NO. 2009-555

Adopted by the Sacramento City Council

August 25, 2009

SUPPLEMENTAL AGREEMENT NO. 1 WITH WEST YOST ASSOCIATES FOR DESIGN SERVICES FOR THE CURTIS PARK VILLAGE COMBINED SEWER REGIONAL STORAGE PROJECT (X14010001)

BACKGROUND

- A. The Curtis Park Village Combined Sewer Regional Storage project is a component of the City's Combined Sewer System Improvement Plan (CSSIP) approved by the City Council in October 1995, and will reduce flooding in the Curtis Park and nearby Land Park areas.
- B. Facilities to be constructed will include new 36 and 54 inch combined sewer pipes in 21st Street between Markham Way and Pelham Way and from Pelham Way to the project site, approximately 325,000 cubic foot underground storage vaults located below a planned landscaped parkway in the future Curtis Park Village project site, a weir structure, and a pump station to empty the storage structure.
- C. Following the issuance of a Request for Proposals to design the project and provide related engineering services, West Yost Associates (WYA) was selected, and on January 5, 2006, the City Council authorized a Professional Services Agreement with WYA to complete planning and pre-design services for the proposed facilities. The planning and pre-design services are complete.
- D. The Supplemental Agreement No. 1 would authorize WYA to complete the final project design, provide bid services, and provide engineering services during construction.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

1. The City Manager is authorized to execute Supplemental Agreement No. 1 with West Yost Associates for design services for the Curtis Park Village Combined Sewer Regional Storage Project (PN: X14010001), for an amount not-to-exceed \$497,650, bringing the total not-to-exceed contract amount to \$642,609.

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Attachment 5: Comment Letters

Adopted by the City of Sacramento City Council on August 25, 2009 by the following vote:

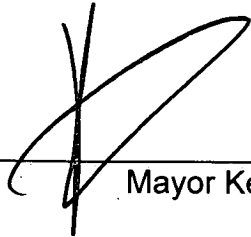
Ayes: Councilmembers Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: Councilmember Cohn.

Attest:



Mayor Kevin Johnson



Shirley Concolino, City Clerk



Linda S. Adams
Secretary for
Environmental Protection

Department of Toxic Substances Control

Maureen F. Gorsen, Director
8800 Cal Center Drive
Sacramento, California 95826-3200



Arnold Schwarzenegger
Governor

October 24, 2008

Mr. Scott Johnson
Associate Planner
City of Sacramento
Development Services Department
300 Richards Boulevard, 3rd Floor
Sacramento, California 95811

**NOTICE OF AVAILABILITY/INTENT TO APPROVE – DRAFT MITIGATED NEGATIVE
DECLARATION FOR THE CURTIS PARK VILLAGE COMBINED SEWER REGIONAL
STORAGE PROJECT (X14010001), STATE CLEARINGHOUSE NUMBER
(SCH #2008102004)**

Dear Mr. Johnson:

The Department of Toxic Substances Control (DTSC) has reviewed the Draft Mitigated Negative Declaration (DMND) and the initial Study (IS) prepared for the Curtis Park Village Combined Sewer Regional Storage Project. The proposed project consists of the construction of various sewer segments and, potentially, a pumping station, as well as the construction of a large underground storage facility that would be located under the Park/Open Space area of the proposed Curtis Park Village project site. DTSC is the lead agency overseeing the investigation and remediation of hazardous substances releases at the Union Pacific Railroad Company, Curtis Park Railyard Site. The remediation is being conducted pursuant to an Enforceable Agreement issued in March 1987 by DTSC to Union Pacific Railroad Company (UP). In 2003, Curtis Park Village LLC (CPV), purchased the Inactive Portion of the Railyard from UP and is currently implementing the remediation in accordance with 1995 Remedial Action Plan (RAP). Soil and groundwater have been impacted by railyard operations at the Site. A groundwater extraction system has been operating at the Site since 1997 to remove and control migration of contaminated groundwater. Soil remediation has been conducted since 2003 in accordance the approved 1995 RAP. In July, CPV notified DTSC of their intention to amend the approved RAP by including evaluation of remedial alternative that allows consolidation and capping of waste onsite. CPV estimated the amount of contaminated soil remaining at the site is greater than originally estimated in the 1995 RAP therefore making the approved remedy unfeasible to implement. CPV is working to amend the RAP.

Mr. Scott Johnson
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The IS indicated the proposed project would include installing sewer lines, and a large underground storage facility (approximately 300,000 cubic feet) in the area being remediated by CPV for release of hazardous substances. CPV is performing the remediation pursuant to an Enforceable Agreement on the Site and is responsible for securing the Site, provide contractor oversight and coordinate all site activities with DTSC. The project applicant will need to coordinate their activities because the area for the proposed project may still contain impacted soils and measures need to be developed to protect public health and the environment. Currently, CPV is evaluating other remedial alternatives to address the unanticipated amount of impacted soil found during implementation of the 1995 RAP. The project applicant will be required to develop a Soil Management Plan (SMP) through CPV for DTSC's review and approval. It is the project applicant's responsibility to ensure the proposed project does not spread the contamination or exacerbate the problem at the Site. Any contaminated soils brought to the surface by grading, excavation, trenching or backfilling shall be managed in accordance with all applicable provisions of state and federal law. The SMP shall include a Health and Safety Plan (HSP) to protect the community and onsite workers. The HSP shall be prepared in accordance with federal (29 CFR 1910.120) and state (Title 8 CCR Section 5192) regulations.

If you have any questions regarding the comments, please contact me at (916) 255-3643.

Sincerely,



Thomas Tse
Project Manager
Sacramento Office
Brownfields and Environmental Restoration Program

cc: Mr. Philip J. Harvey
Director of Development
Petrovich Development Company
5046 Sunrise Blvd, Suite One
Fair Oaks, California 95628

State Clearinghouse
Office of Planning and Research
1400 10th Street, Room 121
Sacramento, California 95814-0613

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cc: Mr. Benjamin P. Leslie-Bole, Principal
Environmental Resources Management
1777 Botelho Drive, Suite 260
Walnut Creek, California 94596

Mr. Gary Gulseth, P.E., G.E.
City of Sacramento
1395 35th Avenue
Sacramento, California 95822

Mr. Fernando Amador, P.E. (sent via email)
Supervising Hazardous Substances Engineer
Brownfields and Environmental Restoration Program
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, California 95826-3200

Ms. Nancy Ritter (sent via e-mail)
Planning & Environmental Analysis Section (PEAS)
CEQA Tracking Center
Department of Toxic Substances Control
P.O. Box 806
Sacramento, California 95812-0806



TECHNOLOGY IN BALANCE WITH NATURE

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October 9, 2008

Scott Johnson, Associate Planner
City of Sacramento, Development Services Dept.
300 Richards Boulevard, 3rd Floor
Sacramento, CA 95811

Board of Directors
Representing:

County of Sacramento

County of Yolo

City of Citrus Heights

City of Elk Grove

City of Folsom

City of Rancho Cordova

City of Sacramento

City of West Sacramento

Dear Mr. Johnson:

**Subject: Notice of Availability/Intent to Approve – Draft Mitigated
Negative Declaration for the Curtis Park Village
Combined Sewer Regional Storage Project (X14010001)**

Sacramento Regional County Sanitation District (SRCSD) has reviewed the subject document and has the following comments:

The proposed project consists of the construction of various sewer segments and, potentially, a pumping station, as well as the construction of a large underground storage facility. The proposed project would store approximately 300,000 cubic feet of stormwater during heavy rainfall periods.

Local sanitary sewer service for the proposed project site will be provided by the City of Sacramento's local sewer collection system. Ultimate conveyance to the Sacramento Regional Wastewater Treatment Plant (SRWTP) for treatment and disposal will be provided via the City Interceptor. Cumulative impacts of the proposed development will need to be quantified by the developer to ensure adequate wet weather and dry weather capacity within the City Interceptor.

In November 1980, the Operations and Maintenance Agreement between SRCSD and the City of Sacramento regarding the Combined Wastewater Control System (CWCS) was executed.

Section 3.F. Responsibilities of District in Operation of CWCS states:

- 1. The District agrees to accept flows via the City Interceptor from the following City service areas up to the maximum instantaneous flow rates indicated:*

Service Area
Sump 2

Maximum Flow Rate
60 MGD

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The parties to this Agreement acknowledge and agree that the 60 MGD maximum flow rate supersedes the 70 MGD figure specified in Section 29 of the Master Interagency Agreement.

<i>Sump 21, 55 and 119</i>	<i>38 MGD</i>
<i>Gravity intercepts to City Interceptor at or downstream of the North Meadowview Intercept Structure</i>	<i>10.5 MGD</i>
<i>Total to City Interceptor</i>	<i>108.5 MGD</i>

- 2. Up to the design flow capacity limit of the City Interceptor upstream of the North Meadowview Intercept Structure, estimated at 98 MGD, the Wastewater Treatment Superintendent (or a designated representative) may authorize flows from Sump 2 for stipulated time periods in excess of the 60 MGD limit above noted. It is the intent here to accommodate higher levels of treatment for combined wastewater flows during periods when SRWTP secondary treatment capacity is available due to lag in receipt of inflow from other District service areas or when the City Interceptor influent flows from Sumps 21, 55 and 119 are less than 38 MGD.*

As stated in the table above the total amount of flow that can be discharged to the City Interceptor is 108.5 MGD. It is the City of Sacramento's responsibility to ensure that the additional flow from this project does not exceed the limits established for the three locations listed above.

If you have any questions or concerns regarding these comments, please feel free to contact me at (916) 876-5608 or by e-mail at obonel@sacsewer.com.

Sincerely,



Elizabeth Obon
Sacramento Regional County Sanitation District

EO:eo (eo)

Cc: SRCSD Development Services
SASD Development Services