



# Metropolitan Water Planning

1.6

APPROVED  
BY THE CITY COUNCIL

FEB 3 1998

OFFICE OF THE  
CITY CLERK

January 22, 1998

City Council  
Sacramento, California

Sacramento City-County  
Office of Metropolitan  
Water Planning

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Honorable Members in Session:

**SUBJECT: APPROVAL OF SUPPLEMENT NO. 6 TO CITY MANAGER AGREEMENT NO. 93-280 WITH THE CSUS CALIFORNIA CENTER FOR PUBLIC DISPUTE RESOLUTION FOR THE CITY-COUNTY OFFICE OF METROPOLITAN WATER PLANNING (\$95,800).**

**LOCATION/COUNCIL DISTRICT:** City-County

**RECOMMENDATION:**

It is recommended that the City Council adopt the attached resolution authorizing the execution of Supplement No. 6 with the CSUS California Center for Public Dispute Resolution for an amount not to exceed \$95,800 for the "EIR Completion and Stakeholder Approval Phase" of the Water Forum process.

**CONTACT PERSON:** Susan Davidson, Senior Administrative Officer, 433-6276

**FOR COUNCIL MEETING OF:** February 3, 1998

**SUMMARY:**

This reports identifies the need for continued facilitator/mediator services for the *Water Forum* and the City-County Office of Metropolitan Water Planning (CCOMWP) as related to the development of a Sacramento Area Water Plan.

**COMMITTEE/COMMISSION ACTION:** None

**BACKGROUND INFORMATION:**

- On November 2, 1993 the City Manager approved the execution of City Manager Agreement No. 93-280 with CSUS California Center for Public Dispute Resolution for a "not to exceed" amount of \$37,200 to provide facilitator/mediation services for the *Water Forum* and the City-County Office of Metropolitan Water Planning.
- On February 15, 1994 the City Council approved Supplement No. 1 to the CM Agreement No. 93-280 for a "not to exceed" amount of \$105,600.

- In addition, on September 20, 1994 the City Council approved Supplement No. 2 to the Agreement for a facilitation/mediation services during the Phase III of the *Water Forum* for an amount "not to exceed" \$171,533.
- On October 4, 1995, the City Council approved Supplement No. 3 to CM Agreement No. 93-280 for continued mediation in the *Water Forum* for a "not to exceed" amount of \$ 194,000.
- On July 2, 1996, the City Council approved Supplement No. 4 to CM Agreement No. 93-280 for continued negotiations for a "not to exceed" amount of \$ 200,800.
- On July 22, 1997, the City Council approved Supplement No. 5 to CM Agreement No. 93-280 for continued negotiations for a "not to exceed" amount of \$ 150,000.

The overall scope of work under the proposed Supplement No. 6 of City Manager Agreement No. 93-280 with the CSUS California Center for Public Dispute Resolution is to provide mediation, facilitation and strategic planning services during the "EIR Completion and Stakeholder Approval Phase" of the *Water Forum* process. The scope of work includes:

- preparation, facilitation, mediation, and follow up of Working Group, negotiation subcommittees, interest groups, and stakeholder sub-groups meetings in order to develop and come to agreement on the *Water Forum's* Final Recommendations to Stakeholders.
- consultation with CCOMWP staff and other experts in public policy mediation.
- shuttle diplomacy activities and prepare mediation materials and other documents related to the *Water Forum*.
- conduct technical research for CCOMWP staff and review material presented by the *Water Forum*.

#### **FINANCIAL CONSIDERATIONS:**

The current agreement with the CSUS California Center for Public Dispute Resolution is for a "not-to-exceed" amount of \$821,933. Supplement No. 6 to City Manager Agreement No. 93-280 is for \$95,800. This would bring the new "not-to-exceed amount" to \$917,733. Based upon the recently approved augmentation to the CCOMWP budget, the 1997-98 operating budget for the

City Council  
Supplement No. 6 to City Manager Agreement No. 93-280  
January 22, 1998

CCOMWP has an unobligated amount of \$411,300 in line-item 4258 for professional consulting services.

Funding for the CCOMWP during this "EIR Completion and Stakeholder Approval Phase" is being provided by a number of local government entities which have agreed to cost-share this "transition period" for the *Water Forum* process.

**ENVIRONMENTAL CONSIDERATIONS:**

This report recommends no action that would constitute a project under the California Environmental Quality Act (CEQA).

**POLICY CONSIDERATIONS:**

Section V of the Interagency Agreement requires that all contracting procedures shall follow the procedures used by the City. The rationale for continuing the services of this consultant/facilitator/mediator is that the success of the *Water Forum* will be dependent upon the skills and services of an outside and neutral facilitator/mediator that is accepted and respected by the Working Group representatives.

**MBE/WBE EFFORTS:**

As a governmental agency (California State University, Sacramento and the McGeorge School of Law), the CSUS California Center for Public Dispute Resolution does not qualify as an MBE/WBE firm.

Respectfully submitted,

  
MELVIN H. JOHNSON  
Executive Director

RECOMMENDATION APPROVED:

  
WILLIAM H. EDGAR  
City-Manager

**APPROVED**  
BY THE CITY COUNCIL

**FEB 3 1998**

OFFICE OF THE  
CITY CLERK

**RESOLUTION NO. 98-038**

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

**RESOLUTION AUTHORIZING THE CITY MANAGER AND THE CITY CLERK  
TO EXECUTE SUPPLEMENT NO. 6 TO CITY MANAGER AGREEMENT NO. 93-280  
WITH THE CSUS CALIFORNIA CENTER FOR PUBLIC DISPUTE RESOLUTION  
TO PROVIDE FACILITATION/MEDIATION SERVICES  
FOR THE CITY-COUNTY OFFICE OF METROPOLITAN WATER PLANNING  
IN AN AMOUNT NOT-TO-EXCEED \$95,800.**

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:**

That the City Manager and City Clerk are hereby authorized to execute Supplement No. 6 to City Manager Agreement No. 93-280 with the CSUS California Center for Public Dispute Resolution to provide facilitation/mediation services for the City-County Office of Metropolitan Water Planning on behalf of the *Water Forum* for an amount not to exceed \$95,800.

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**MAYOR**

**ATTEST:**

\_\_\_\_\_

**CITY CLERK**

**FOR CITY CLERK USE ONLY**

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_