



# Metropolitan Water Planning



July 9, 1997

City Council  
Sacramento, California

Honorable Members in Session:

**APPROVED**  
BY THE CITY COUNCIL  
**JUL 22 1997**  
Sacramento City-County  
Office of Metropolitan  
Water Planning  
5770 Freeport Boulevard  
Suite 200  
Sacramento, CA 95822  
Phone: 916-433-6276  
FAX: 916-433-6295

**SUBJECT: APPROVAL OF SUPPLEMENT NO. 5 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 (\$150,000).**

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

**RECOMMENDATION:**

It is recommended that the City Council adopt the attached resolution authorizing the execution of Supplement No. 5 with the CSUS California Center for Public Dispute Resolution for an amount not to exceed \$150,000 through December 1997 of FY 1997-98.

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

**FOR COUNCIL MEETING OF:** July 22, 1997

**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 the City 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 City Manager 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.

City Council  
Supplement No. 5 to City Manager Agreement No. 93-280  
July 9, 1997

- ▶ On October 4, 1995, the City Council approved Supplement No. 3 to City Manager 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 City Manager Agreement No. 93-280 for continued negotiations for a "not to exceed" amount of \$ 200,800.

The scope of work under the proposed Supplement No. 5 of the City Manager Agreement No. 93-280 with the CSUS California Center for Public Dispute Resolution 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 \$671,933.
- ▶ Supplement No. 5 to City Manager Agreement No. 93-280 is for \$150,000. This would bring the new "not-to-exceed amount" to \$821,933.
- ▶ The 1997-98 operating budget for the CCOMWP has an unobligated amount of \$472,000 in line-item 4258 for professional consulting services as of July 7, 1997.
- ▶ The CCOMWP will continue to staff, support and fund the *Water Forum* process during July through December 1997. It is anticipated that the Water Forum Working Group will produce their Final Recommendations for review by all Stakeholders and the public by January 1998. Most of the CCOMWP's activities

City Council  
Supplement No. 5 to City Manager Agreement No. 93-280  
July 9, 1997

would cease by late January 1998 and transitioning to a *Water Forum* Successor Effort would begin.

- ▶ The CCOMWP is supported on a 50/50 split between the City's Water Fund and the County's Water Agency (Zone 13).

**ENVIRONMENTAL CONSIDERATIONS:**

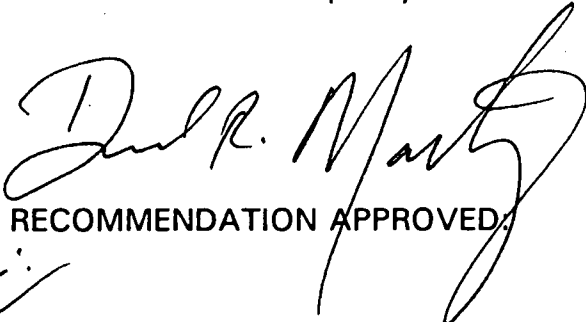
This report recommends no action that would constitute a project under the California Environmental Quality Act (CEQA).

**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:**

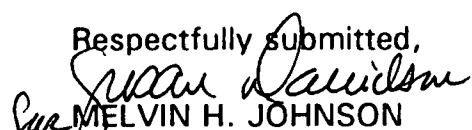
As a governmental agency (California State University, Sacramento and the McGeorge School of Law), the CSUS California Center for Public Dispute Resolution does not qualify as an MBE/WBE firm.



RECOMMENDATION APPROVED

for:

WILLIAM H. EDGAR  
City Manager

Respectfully submitted,  
  
MELVIN H. JOHNSON  
Executive Director

APPROVED  
BY THE CITY COUNCIL

JUL 22 1997

OFFICE OF THE  
CITY CLERK

**RESOLUTION NO. 97-413**

ADOPTED BY THE SACRAMENTO CITY COUNCIL

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

**RESOLUTION AUTHORIZING THE CITY MANAGER AND THE CITY CLERK TO EXECUTE SUPPLEMENT NO. 5 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* IN AN AMOUNT NOT-TO-EXCEED \$150,000 FOR FY 1997-98.**

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. 5 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 \$150,000 for FY 1997-98.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
FOR CITY CLERK USE ONLY

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

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

4