



REPORT TO COUNCIL

City of Sacramento

19

915 I Street, Sacramento, CA 95814-2604
www.CityofSacramento.org

Consent
July 27, 2010

**Honorable Mayor and
Members of the City Council**

Title: Supplemental Agreement: Larry Walker Associates for FY 2010/11 Stormwater Monitoring Services (I14010200)

Location/Council District: Citywide

Recommendation: Adopt a **Resolution:** 1) authorizing the City Manager to execute Supplemental Agreement No. 2 to City Agreement No. 2008-0873 with Larry Walker Associates, Inc. (LWA), to provide Stormwater Monitoring Services for FY2010/11 for an amount not to exceed \$606,902 and 2) amending the FY2010/11 Revenue and Expenditure Budgets (Fund 6011) for the FY10-FY14 NPDES Program (I14010200) for reimbursement from the County of Sacramento and Cities of Citrus Heights, Elk Grove, Folsom, Galt, and Rancho Cordova for their share of the costs in the amount of \$403,589.83.

Contact: David L. Brent, Engineering Services Manager, 808-1420; Sherill Huun, Supervising Engineer, 808-1455

Presenters: N/A

Department: Utilities

Division: Engineering Services

Organization No: 14001331

Description/Analysis

Issue: Water quality sampling of stormwater runoff and of local waterways is required by the National Pollutant Discharge Elimination System (NPDES) permit (Permit No. CA0082597) issued by the State Regional Water Quality Control Board to the County of Sacramento and the Cities of Sacramento, Citrus Heights, Elk Grove, Folsom, Galt, and Rancho Cordova (Permittees). The Permittees share the cost of the required stormwater monitoring pursuant to the terms of a master Memorandum of Understanding (the "MOU"), approved by the City Council in 2003. LWA was selected to provide up to three years of stormwater monitoring services through a Request for Qualifications process conducted in 2008 by the Permittees. This FY2010/11 Supplemental Agreement will cover the services to be performed for the third of up to three monitoring seasons authorized by the original agreement.

three monitoring seasons authorized by the original agreement.

Policy Considerations: The federally mandated NPDES Permit requires implementation of specific activities and programs. Implementation of the Stormwater Monitoring Program and the FY2010/11 Stormwater Monitoring Services agreement supports the following City strategic goals to:

1. Establish and strengthen the community and regional partnerships to enhance the quality of life; and
2. Preserve and expand the arts and culture, open space, urban forest, parks and recreation opportunities.

Environmental Considerations: This project is not subject to California Environmental Quality Act review, because it is an information collection activity as part of an ongoing water quality study (see CEQA Guidelines Section 15306). There are no environmental impacts associated with water sample collection and analysis.

Sustainability Considerations: The NPDES permit requires the reduction of the pollution conveyed by stormwater runoff into local water bodies and requires implementation of a Stormwater Monitoring Program. The Stormwater Monitoring Program provides the data needed to develop pollution reduction programs and as such, is consistent with the City Sustainability Master Plan in advancing the following goals:

1. Reducing the use of pesticides and other toxic materials
2. Protecting and restoring the City's urban creeks
3. Conserving the use and protection of sources of water

The FY2010/11 Stormwater Monitoring Services agreement scope of work supports the Monitoring Program in advancing the listed goals.

Rationale for Recommendation: The Permittees developed a list of various Permit required monitoring tasks to be performed over a period of up to three years. The Department of Utilities included the list of tasks in a Request for Qualifications soliciting qualifications from consulting firms for the work. On May 20, 2008, Utilities received proposals from 3 firms and the Permittee proposal selection committee subsequently selected Larry Walker Associates, Inc., as the top ranked proposer. City Council has already approved funding for the City's share of the Stormwater Monitoring Program with the adoption of the FY 2010/11 budget.

Financial Considerations: The cost for the Professional Services Agreement is \$606,902. Under the MOU, the City's share (33.5%) is \$203,312.17 and has been included in the FY 2010/11 approved budget of \$1,000,000 in the FY10-FY14 NPDES Program (I14010200, Storm Drainage Fund 6011).

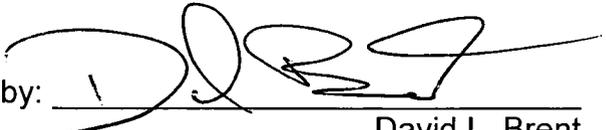
Pursuant to the cost-sharing specified in the MOU, the cost of the Professional Services Agreement will be shared as follows:

City of Sacramento (33.5%)	\$ 203,312.17
County of Sacramento (42%)	\$ 254,898.84
City of Citrus Heights (7%)	\$ 42,483.14

City of Folsom (5%)	\$ 30,345.10
City of Galt (1.5%)	\$ 9,103.53
City of Rancho Cordova (4.0%)	\$ 24,276.08
Total	\$ 606,902.00

Staff recommends that the FY2010/11 revenue and expenditure budgets be amended to add \$403,589.83 to the FY10-FY14 NPDES multi year operating project (I14010200, Fund 6011) to reflect the reimbursement from the agencies listed above.

Emerging Small Business Development (ESBD): LWA is not certified as an Emerging or Small Business Enterprise.

Respectfully Submitted by: 
 David L. Brent
 Engineering Services Manager

Approved by: 
 Marty Hanneman
 Director of Utilities

Recommendation Approved:

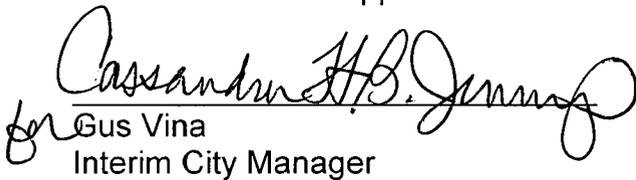

 Gus Vina
 Interim City Manager

Table of Contents:

Report pg. 1-3

Attachments

- 1 Background pg. 4
- 2 Resolution pg. 5-6

Background

In September 2008, the Regional Water Quality Control Board - Central Valley Region reissued a National Pollutant Discharge Elimination System (NPDES) permit (Permit No. CA0082597) to the County of Sacramento and the Cities of Sacramento, Citrus Heights, Elk Grove, Folsom, Galt, and Rancho Cordova (Permittees) regulating the discharge of stormwater into local water bodies. The Permit requires implementation of programs to reduce the pollution conveyed by stormwater runoff into local water bodies and requires implementation of a Stormwater Monitoring Program.

The costs for implementing some of these programs are shared by the Permittees as described in a master Memorandum of Understanding (MOU) approved by the City Council in 2003 (No. 2003-054). The MOU includes administrative procedures for sharing of work products and apportionment of program costs, which includes monitoring activities.

A significant portion of the Stormwater Monitoring Program is accomplished through annual professional services agreements. These services include development of sampling plans, field sampling, technical assistance, laboratory analysis, and preparation of data reports.

LWA was selected for stormwater monitoring services through a Request for Qualifications process conducted in 2008 by the Permittees. The Request for Qualifications included various permit required monitoring tasks to be performed over a period of up to three years.

The original FY2008/09 Stormwater Monitoring Services contract (Agreement No. 2008-0873) included work for one monitoring season, with a potential maximum of two successive one-year extensions upon the approval of a Supplemental Agreement specifying the scope of services and payment provisions for such extended term(s). The total amount for FY 2008/09 services was \$625,352 and a supplemental agreement No.1 was approved in FY 2009/2010 in the amount of \$671,777 per resolution number 2009-497.

The FY2010/11 Supplemental Agreement provides services for the third of the three monitoring seasons authorized by the original agreement and includes coordination of stormwater sampling activities; sampling of water quality within creeks and wet basin locations, preparation for toxicity sampling, data analysis and regulatory reporting.

RESOLUTION NO.

Adopted by the Sacramento City Council

AUTHORIZING SUPPLEMENTAL AGREEMENT NO.2 WITH LARRY WALKER ASSOCIATES, INC. FOR FY2010/11 STORMWATER MONITORING SERVICES (114010200)

BACKGROUND

- A. In September 2008, the Regional Water Quality Control Board - Central Valley Region reissued a National Pollutant Discharge Elimination System (NPDES) permit (Permit No. CA0082597) to the County of Sacramento and the Cities of Sacramento, Citrus Heights, Elk Grove, Folsom, Galt, and Rancho Cordova (Permittees) regulating the discharge of stormwater to local bodies of water.
- B. The Permit requires that the Permittees develop and implement programs to reduce pollution caused by stormwater runoff and to conduct a Stormwater Monitoring Program. The Permittees share the cost of stormwater monitoring required by the Permit, pursuant to the terms of a master Memorandum of Understanding (the "MOU"), approved by the City Council in 2003 (City Agreement No. 03-054).
- C. Larry Walker Associates (LWA) was selected to provide stormwater monitoring services through a Request for Qualifications process conducted in 2008, and the City and LWA entered into an agreement for the performance of these services in FY2008/09.
- D. City staff has negotiated a supplemental agreement for LWA to provide stormwater monitoring services for FY2010/11, the third year of this 3 year agreement.
- E. City staff will administer the Supplemental Agreement, and in accordance with the terms of the MOU, the cost of the Supplemental Agreement will be shared by the parties, with a cost to the City of Sacramento not to exceed \$203,312.17. The County of Sacramento and the Cities of Citrus Heights, Elk Grove, Folsom, Galt, and Rancho Cordova will reimburse the City of Sacramento for their share of the costs in the amount of \$403,589.83.

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

Section 1. The City Manager is authorized to execute Supplemental Agreement No.2 to City Agreement number 2008-0873 with Larry Walker Associates, Inc., to provide Stormwater Monitoring Services for FY2010/11 for an amount not to exceed \$606,902.

Section 2. The City Manager is authorized to amend the FY10-FY14 NPDES Program (I14010200) Revenue and Expenditure Budgets (Fund 6011) for the reimbursement from the County of Sacramento and the Cities of Citrus Heights, Elk Grove, Folsom, Galt, and Rancho Cordova for their share of the FY 2010/11 stormwater monitoring costs in the total amount of \$403,589.83.