



Metropolitan Water Planning

1.15

April 12, 2000

City Council
Sacramento, California

Honorable Members in Session:

APPROVED

APR 25 2000

OFFICE OF THE
CITY CLERK

Sacramento City-County
Office of Metropolitan
Water Planning

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**SUBJECT: CITY-COUNTY OFFICE OF METROPOLITAN WATER PLANNING -
APPROVAL OF SUPPLEMENT NO. 9 TO CITY MANAGER
AGREEMENT NO. 93-280 WITH THE CSUS CALIFORNIA CENTER
FOR PUBLIC DISPUTE RESOLUTION (\$101,364).**

LOCATION/COUNCIL DISTRICT: City-County

RECOMMENDATION:

It is recommended that the City Council adopt the attached resolution authorizing the execution of Supplement No. 9 to City Manager Agreement No. 93-280 with the CSUS California Center for Public Dispute Resolution for an amount not to exceed \$101,364 for facilitation/mediation support in the development of a River Corridor Management Plan (RCMP) for the Lower American River.

CONTACT PERSON: Susan Davidson, Senior Administrative Officer, 264-1997

FOR COUNCIL MEETING OF: April 25, 2000

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 River Corridor Management Plan for the Lower American River. The development of this plan is a component of the Habitat Management Element of the Water Forum Agreement, which the Council approved in November 1999.

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.

- Between February 14, 1994 and July 20, 1999, Supplements numbered 1 – 8 to City Agreement No. 93-280 with the CSUS California Center for Public Dispute Resolution were approved for a total amount of \$1,120,533.

The overall scope of work under the proposed Supplement No. 9 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 development of a River Corridor Management Plan (RCMP) for the Lower American River. The development of the RCMP is a component of the Habitat Management Element of the Water Forum Agreement. The scope of work includes:

- conduct initial research regarding nature of the project, identify stakeholders, conduct interviews with stakeholders, draft charge, vision, work plan/schedule, and consensus-building guidelines;
- preparation, facilitation, mediation, and follow up of work group, negotiation subcommittees, interest groups, and stakeholder sub-groups meetings in order to develop and come to agreement on the River Corridor Management Plan;
- document group progress, prepare mediation materials and other documents;
- consultation with CCOMWP staff and other experts;
- co-facilitate/mediate selected meetings of the LAR Task Force in cooperation with SAFCA through June 30, 2000.

FINANCIAL CONSIDERATIONS:

The current agreement with the CSUS California Center for Public Dispute Resolution is for a "not-to-exceed" amount of \$1,157,733. Supplement No. 9 to City Manager Agreement No. 93-280 is for \$101,364. This would bring the new "not-to-exceed amount" to \$1,259,097. The FY 1999-00 operating budget for the CCOMWP has an unobligated amount of \$215,948 in line-item 4258 for professional consulting services as of March 29, 2000.

It is anticipated that the total amount to perform the complete scope of work will be \$250,000. However, only a portion of the funding is available this fiscal year and the work needs to start now. Staff will be back in July for authorization of the additional amount after approval of the FY 2000-2001 revenue budget.

Additional current fiscal year revenue is obtained via Habitat Management Element (HME) funding in the amount of \$73,000. These funds are the result of the signing of the Water Forum Agreement and are provided by the City of Sacramento Utilities Department. The County of Sacramento's portion of the HME funding (\$150,000) for the current fiscal year was included in the approved FY 1999-2000 CCOMWP budget. SAFCA will reimburse the CCOMWP for a portion of the costs associated with the LAR Task Force (\$50,000). These amounts were included in the previously approved FY

1999-2000 Utilities Department budget, the County of Sacramento Water Resources Department budget, and SAFCA's budget.

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 between the City and County of Sacramento which establishes the CCOMWP, 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 River Corridor Management Plan will be dependent upon the skills and services of an outside and neutral facilitator/mediator that is well grounded in the Water Forum negotiations and is accepted and respected by the stakeholder representatives.

ESBD 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 Emerging or Small Business firm.

Respectfully submitted,



JONAS M. MINTON
Executive Director

RECOMMENDATION APPROVED:



Robert P. Thomas
City Manager

RESOLUTION NO. 2000-181

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____



**RESOLUTION AUTHORIZING THE CITY MANAGER AND THE CITY CLERK
TO EXECUTE SUPPLEMENT NO. 9 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 \$101,364.**

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. 9 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 \$101,364.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____