

Meeting Date: 2/4/2014

Report Type: Consent

Report ID: 2014-00060

Title: Supplemental Agreement: Starr Consulting for FY2013/14 American and Sacramento River Source Water Protection (I14010300 & I14010400)

Location: Citywide

Issue: Staff recommends amending the City's professional services agreement with Starr Consulting to provide additional source water protection expert support services.

Recommendation: Pass a Motion authorizing the City Manager or his designee to execute a supplemental agreement to City Agreement 2012-0725 with Starr Consulting for \$29,960, bringing the agreement not-to-exceed amount to \$169,370.

Contact: Bill Busath, Engineering & Water Resources Manager, (916) 808-1434; Sherill Huun, Supervising Engineer, (916) 808-1455, Department of Utilities

Presenter: None

Department: Department Of Utilities

Division: Environmental & Regulatory Com

Dept ID: 14001331

Attachments:

1-Description/Analysis

2-Background

3-Agreement

City Attorney Review

Approved as to Form

Joe Robinson

1/24/2014 11:23:44 AM

City Treasurer Review

Reviewed for Impact on Cash and Debt

Russell Fehr

1/17/2014 4:20:47 PM

Approvals/Acknowledgements

Department Director or Designee: Dave Brent - 1/22/2014 11:23:26 AM

Description/Analysis

Issue Detail: On August 21, 2012, the City Council approved a professional services agreement for source water protection support services with Starr Consulting, in the amount of \$139,410. The proposed supplemental agreement provides for additional services to assist the Sacramento River and American River source water protection programs. These services include additional expert support to City staff reviewing the Bay Delta Conservation Plan (BDCP) and BDCP Draft Environmental Impact Report/Environmental Impact Statement (EIR/EIS); protection of the water supplies from hazardous spills; and stakeholder participation and technical reviews relative to potential impacts from upstream agricultural activities.

Policy Considerations: Completion of the tasks in the agreement is essential to support the following goals in the City's 2030 General Plan:

1. Provide water supply facilities to meet future growth within the City's Place of Use and assure a high-quality and reliable supply of water to existing and future residents.
2. Protect local watersheds, water bodies and groundwater resources, including creeks, reservoirs, the Sacramento and American Rivers, and their shorelines.

Economic Impacts: None

Environmental Considerations: The Community Development Department, Environmental Planning Services Division has reviewed this supplemental agreement and determined that this is not a project under the provisions of the California Environmental Quality Act (CEQA), CEQA Guidelines Section 15378, as this is an ongoing administrative activity.

Sustainability: Conducting the Sacramento River and American River source water protection programs is consistent with the City's Sustainability Master Plan goals of conserving the use, and protecting the sources of water.

Commission/Committee Action: Not applicable

Rationale for Recommendation: Approval of the supplemental agreement with Starr Consulting assists in implementing recommendations from the Sacramento and American River Watershed Sanitary Survey reports;

supports the City's review of the Bay Delta Conservation Plan (BDCP); and helps ensure an excellent quality water supply for the City's customers for current and future generations.

Financial Considerations: The supplemental agreement with Starr Consulting is for the amount not-to-exceed \$29,960. Approval of this supplemental agreement will bring the total agreement not-to-exceed amount to \$169,370. There is sufficient funding available within the Sacramento River Source Water Project (I14010300, Water Fund 6005) and the American River Source Water Project (I14010400, Water Fund 6005) to supplement the existing agreement for Starr Consulting.

Local Business Enterprise (LBE): Starr Consulting is not qualified as a Local Business Enterprise.

BACKGROUND

The City of Sacramento has three water sources for its municipal supply: the American River, the Sacramento River, and groundwater. The rivers provide approximately 85 percent of the City's supply, while groundwater provides approximately 15 percent. The City operates two water treatment plants: the E.A. Fairbairn Water Treatment Plant and the Sacramento River Water Treatment Plant. The E.A. Fairbairn Water Treatment Plant takes American River water just downstream of the Howe Avenue Bridge, and the Sacramento River Water Treatment Plant takes a blend of American and Sacramento River water just downstream of the confluence of the American and Sacramento Rivers.

The City partners with several water utilities to implement proactive source water protection programs to help protect the quality of their Sacramento and Lower American water supplies. City of Sacramento staff manages these programs with participation from other water utilities on the Sacramento and Lower American Rivers. Through these programs, the water utilities are involved as stakeholders in the Sacramento River watershed on various issues related to drinking water quality. The programs also include conducting or supporting activities to reduce the risk from potential pollutants to the water supply. Expert support is utilized to conduct this work, and much of the work is cost-shared with the partner agencies.

Key activities include the Sacramento River and Lower American River voluntary spill notification programs, in which the water utilities receive notification from upstream agencies of hazardous material spills that have potential to impact the drinking water supply; and information tracking and support for input on topics such as the Rice Pesticide Program and the Irrigated Lands Regulatory Program.

Starr Consulting was selected for source water protection consultation services for Fiscal Years 2012-13 and 2013-14 through a Request for Qualifications (RFQ) issued on May 10, 2012. Starr Consulting submitted the only statement of qualifications for source water protection consultation services. An evaluation panel consisting of staff from the City, East Bay Municipal Utility District (EBMUD), and Sacramento County Department of Water Resources (DWR) selected Starr Consulting to provide the requested services based on their knowledge, expertise, and experience. The City

Council approved a professional services agreement with Starr Consulting on August 21, 2012 in the amount of \$139,410.

The original Professional Services Agreement (C2012-0725) included expert support for tracking special topics, collecting and evaluating data and information, preparing technical memorandum and reports, assisting in networking with and gathering information from other stakeholders in the watershed, preparing comment letters, and conducting meetings.

Additional resources are necessary to address the FY 2013-14 high priority water quality protection issues including additional expert technical support for protection of the City's water treatment plants from hazardous material spills in the Sacramento River watershed; targeted City review of the Bay Delta Conservation Plan (BDCP) and its associated environmental review document; and continued stakeholder and technical efforts related to agricultural drainage, and related Central Valley Water Board programs. The additional services are consistent with the recommendations of the latest American River and Sacramento River watershed sanitary survey reports and ongoing efforts to protect the quality of the City's American and Sacramento River water supplies.

The cost of the proposed Supplemental Professional Services Agreement for FY 2013-14 is \$29,960. The supplemental agreement will not be cost-shared as it consists of City-only services and will be paid from existing budget in the Water Fund (Fund 6005).

SUPPLEMENTAL AGREEMENT

Project Title and Job Number: FY13-FY14 Source Water Protection Consultation Services
(I14010300/I14040302/I14010400/I14010402/I14010200)

Date: 12/19/13

Purchase Order #:0000018729

Supplemental Agreement No: 1

The City of Sacramento ("City") and Starr Consulting ("Contractor"), as parties to that certain Professional Services Agreement designated as Agreement Number CA2012-0725, including any and all prior supplemental agreements modifying the agreement (said agreement and supplemental agreements are hereafter collectively referred to as the "Agreement"), hereby supplement and modify the Agreement as follows:

1. The scope of Services specified in Exhibit A of the Agreement is amended as follows:

Additional FY13 - FY14 services to the Agreement:

Contractor shall perform the work and services specified in "Attachment 2 to Exhibit A", which is attached hereto and incorporated herein by this reference.

2. In consideration of the additional and/or revised services described in section 1 above, the maximum not-to-exceed amount that is specified in Exhibit B of the Agreement for payment of Contractor's fees and expenses, is increased by \$29,960, and the Agreement's maximum not-to-exceed amount is amended as follows:

Agreement's original not-to-exceed amount:	\$ <u>139,410</u>
Increase by this supplemental agreement:	\$ <u>29,960</u>
New not-to-exceed amount including all supplemental agreements:	\$ <u>169,370</u>

3. Contractor agrees that the amount of increase or decrease in the not-to-exceed amount specified in section 2, above, shall constitute full compensation for the additional and/or revised services specified in section 1, above, and shall fully compensate Contractor for any and all direct and indirect costs that may be incurred by Contractor in connection with such additional and/or revised services, including costs associated with any changes and/or delays in work schedules or in the performance of other services or work by Contractor.
4. Contractor warrants and represents that the person or persons executing this supplemental agreement on behalf of Contractor has or have been duly authorized by Contractor to sign this supplemental agreement and bind Contractor to the terms thereof.
5. Except as specifically revised herein, all terms and conditions of the Agreement shall remain in full force and effect, and Contractor shall perform all of the services, duties, obligations, and conditions required under the Agreement, as supplemented and modified by this supplemental agreement.

Approval Recommended by:

Approved as to Form By:

Project Manager

City Attorney

Approved By:

Contractor

Approved By:

Attested to By:

City of Sacramento

City Clerk

ATTACHMENT 2 to Exhibit A

Scope of Work for Starr Consulting FY 2012/13 and 2013/14 Supplemental Agreement 1

Task 1d – Sacramento River Voluntary Spill Notification Program – City Support (I14010300)

Work to include additional 20 hours in FY14 for expert technical support to the City on the voluntary spill notification program on the Sacramento River (including coordination with NOAA on river travel time) on as needed basis, including risk and treatability for various types of potential spills, assistance with follow-up to watershed spills, expert support for operator training, or other related work, as schedule and resources allow.

Task 2c – American River Source Water Protection (I14010400)

Work to include an additional 40 hours in FY14 for follow-up to the American River Watershed Sanitary Survey 2013 Update for targeted expert support on review of the Bay Delta Conservation Plan (BDCP) and the BDCP EIR/EIS and related initiatives with regards to potential impacts or changes to American River source water quality, as schedule and resources allow.

Task 3c – Sacramento River Source Water Protection (I14010300)

Work to include an additional 154 hours in FY14 for follow-up to the Sacramento River Watershed Sanitary Survey 2010 Update, including expert environmental engineering and source water protection program support for topics including additional support on pesticides issues and other source water protection topics that potentially have the ability to affect source water quality. The focus of the additional resources will be on agricultural discharger issues and related Central Valley Water Board programs. This work will also include targeted expert support on review of the BDCP and BDCP EIR/EIS and related initiatives with respect to potential impacts or changes to Sacramento River source water quality, as schedule and resources allow.

SCHEDULE

The period during which the additional Starr Consulting services described herein will be performed will extend from approximately January 2014 through approximately June 2014. However, upon mutual consent of City and Starr Consulting, some activities may extend beyond this time period.

Task	FY13 Fund		FY13 Total	FY14 Fund		FY14 Total	FY14 Supplemental 1	Total Cost
	6005	6205		6005	6205			
1a -- Lower American River Voluntary Spill Notification Program (I14010400/I14010402)	\$1,586.25	\$4,758.75	\$6,345	\$1,575	\$4,725	\$6,300	-	\$12,645
1b -- Sacramento River Voluntary Spill Notification Program (I14010300/I14010302)	\$1,856.25	\$5,568.75	\$7,425	\$1,925	\$5,775	\$7,700	-	\$15,125
1c -- American River Voluntary Spill Notification Program -- City Support (I14010400)	\$3,037.50	\$0	\$3,037.50	\$3,150	\$0	\$3,150	-	\$6,187.50
1d -- Sacramento River Voluntary Spill Notification Program -- City Support (I14010300)	\$1,485	\$0	\$1,485	\$1,470	\$0	\$1,470	\$2,800	\$5,755
1e -- Voluntary Spill Notification Program -- Freeport Support (I14010302)	\$0	\$742.50	\$742.50	\$735	\$0	\$735	-	\$1,477.50
1f -- Stormwater Coordination -- City Support (I14010200)	\$5,940	\$0	\$5,940	\$2,520	\$0	\$2,520	-	\$8,460
2a -- Lower American River Watershed Sanitary Survey Follow-up (I14010400/I14010402)	\$1,912.50	\$3,825	\$5,737.50	\$1,983.34	\$3,966.66	\$5,950	-	\$11,687.50

Task	FY13 Fund		FY13 Total	FY14 Fund		FY14 Total	FY14 Supplemental 1	Total Cost
	6005	6205		6005	6205			
2b -- American River/Sacramento River Confluence Technical Support (I14010400/I14010402)	\$708.75	\$708.75	\$1,417.50	\$735	\$735	\$1,470	-	\$2,887.50
2c -- American River Source Water Protection (I14010400)	\$16,605	\$0	\$16,605	\$15,540	\$0	\$15,540	\$5,600	\$37,745
3a -- Sacramento River Agricultural Issues Technical Support (I14010300/I14010302)	\$5,535	\$5,535	\$11,070	\$5,460	\$5,460	\$10,920	-	\$21,990
3b -- Sacramento River -- Industrial Discharger Update on Key Selected Sites to SRWTP (I14010300/I14010302)	\$978.75	\$978.75	\$1,957.50	\$980	\$980	\$1,960	-	\$3,917.50
3c -- Sacramento River Source Water Protection (Z14010300)	\$9,922.50	\$0	\$9,922.50	\$10,010	\$0	\$10,010	\$21,560	\$41,492.50
TOTAL	\$49,567.50	\$22,117.50	\$71,685	\$45,348.34	\$22,376.66	\$67,725	\$29,960	\$169,370