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# CITY OF POMONA

## COUNCIL REPORT

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June 3, 2024

To: Honorable Mayor and Members of the City Council

From: Anita D. Gutierrez, City Manager

Submitted By: Chris Diggs, Water Resources Director

**SUBJECT: APPROVE AN AMENDMENT WITH STANTEC CONSULTING SERVICES AND TO THE COOPERATIVE AGREEMENT WITH THE EAST SAN GABRIEL VALLEY WATERSHED MANAGEMENT GROUP**

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### **RECOMMENDATION:**

It is recommended that the City Council take the following actions:

- 1) Approve Amendment No. 4 to an agreement with Stantec Consulting Services (Stantec) in an amount not to exceed \$3,495,727 with an expiration date of June 30, 2025;
- 2) Approve Amendment No. 8 to the cooperative agreement with the cities of Claremont, La Verne, San Dimas and Pomona, collectively known as the East San Gabriel Valley Watershed Management Group; and
- 3) Authorize the City Manager to execute Amendment No. 4 with Stantec and Amendment No. 8 to the cooperative agreement on behalf of the City, subject to approval from the City Attorney.

### **EXECUTIVE SUMMARY:**

Staff is seeking City Council approval for Amendment No. 4 (Attachment No. 1) to an agreement with Stantec. The agreement will allow the implementing the Coordinated Integrated Monitoring Program (Monitoring Program) to be continued on behalf of the East San Gabriel Valley Watershed Management Group (Group), cities include Claremont, La Verne, Pomona and San Dimas (Attachment No. 2). The attached agreement and all associated amendments to it have been and will continue to be funded by the cities of Claremont, La Verne, San Dimas, and Pomona, in the amounts shown in Fiscal Impact section, Table 1. In addition, Attachment No. 2 amends the cooperative agreement between the Group.

## SB1439/GOVERNMENT CODE §84308 APPLICABILITY:

☐ When this box is checked, it indicates the agenda item is subject to the Levine Act SB1439 requirements. Councilmembers are reminded to check their campaign contributions and determine whether they have received a campaign contribution of \$250 or more that would require disclosure and/or recusal from discussing or acting on this agenda item. Campaign contributions of \$250 or more made 1) by any person or entity who is identified in the agenda report as the applicant or proposer; or 2) on behalf of the applicant or participant, including a parent, subsidiary or otherwise related business entity; or 3) by any person who has a financial interest in the agenda item requires a councilmember to comply with SB1439.

## FISCAL IMPACT:

The attached agreement amendment with Stantec covers two different general tasks, ongoing monitoring necessary for the State Water Resources Control Board (Regional Board) National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) compliance, and projects related to Measure W. Funding for the original agreement and all amendments has come from the cities of Pomona, Claremont, La Verne, and San Dimas, and Measure W. Additionally, because the agreement is multiyear, many of the tasks identified within the original agreement have been completed. The table below delineates the expenses, amounts paid each year, and funding source. Sources of funding and the amounts for this fourth amendment are also shown in the table below. Funding for this recommendation is included in the proposed FY 2024-25 Operating Budget Fund, account number 592-8131-52285-00000.

**Table 1**

Stantec	Year	Contract/PO	Pomona **	Claremont	La Verne	Sam Dimas	Regional Measure W Funded
Contract	FY 2020-21	\$ 656,679.23	\$ 311,568.02	\$ 124,926.66	\$ 103,709.35	\$ 116,475.20	\$ -
Amend No. 1	FY2020-21	\$ 366,439.38	\$ -	\$ -	\$ -	\$ -	\$ 366,439.38
Contract	FY 2021-22	\$ 483,222.65	\$ 229,269.82	\$ 91,928.28	\$ 76,315.35	\$ 85,709.20	\$ -
Amend No. 2	FY 2022-23	\$ 674,760.44	\$ 320,146.84	\$ 128,366.43	\$ 106,564.92	\$ 119,682.26	\$ -
Amend No. 3	FY 2023-24*	\$ 660,601.25	\$ 313,428.87	\$ 125,672.78	\$ 104,328.76	\$ 117,170.84	\$ -
Sub-Total Contract		\$ 2,841,702.95	\$ 1,174,413.55	\$ 470,894.15	\$ 390,918.38	\$ 439,037.50	\$ 366,439.38
<b>Amend No. 4</b>	<b>FY 2024-25</b>	<b>\$ 654,024.40</b>	<b>\$ 310,308.42</b>	<b>\$ 124,421.60</b>	<b>\$ 103,290.07</b>	<b>\$ 116,004.31</b>	<b>\$ -</b>
Total Contract	Total Contract	\$ 3,495,727.35	\$ 1,484,721.97	\$ 595,315.75	\$ 494,208.45	\$ 555,041.81	\$ 366,439.38
* Year not complete with billing							
** Pomona portion of contract will utilize Municipal Measure W Funds							

## PREVIOUS RELATED ACTION:

On June 1, 2020, the Council approved the award of a sole source agreement with Stantec to implement the Regional Board required implementation of the Monitoring Program on behalf of the Group. On January 4, 2021, City Council approved Addendum No. 1 for an infiltration study. On August 5, 2022, City Council approved Amendment No. 2 to continue to complete the required Regional Board monitoring efforts. On May 15, 2023, City Council approved Amendment No. 3 to continue to implement the required monitoring.

## **DISCUSSION:**

In an effort to meet the Regional Board's requirements relating to storm water quality, the cities of Claremont, La Verne, San Dimas, and Pomona have joined resources in an effort to comply with Regional Board requirements most effectively, and is a practice that has been in place for the past 10 years. Because Stantec works for all four cities and has a complete understanding of the permitting needs and knowledge of the basins and tributaries within each city. Due to the effort necessary to complete a formal bidding process with the Group, staff recommends the continued use of Stantec's services for FY 2024-25.

At this juncture, staff is seeking approval of Amendment No. 4, to complete the FY 2024-25 required Regional Board monitoring and reporting activities. The City will continue to work with our neighboring cities to cost share and share data. The Group will work together to develop a comprehensive bid package and award a new agreement prior to the end of FY 2024-25. This will allow for all cities to avoid a laps in State required storm water quality monitoring and reporting. The attached agreement has been approved as to form by the City Attorney.

Prepared by:

Julie Carver

Environmental Compliance Supervisor

## **ATTACHMENTS:**

Attachment No. 1 – Amendment No. 4 to Stantec

Attachment No. 2 – Amendment No. 8 with ESGVWMG