

Item-103 7/14/15
Subitem-B
(R-2015-572)

RESOLUTION NUMBER R- 309843

DATE OF FINAL PASSAGE JUL 28 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE AGREEMENT WITH AMEC FOSTER WHEELER FOR AS-NEEDED STORM WATER ENVIRONMENTAL MONITORING SERVICES IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15306.

WHEREAS, the Storm Water Division of the Transportation & Storm Water Department desires to enter into a five-year agreement with AMEC Foster Wheeler for as-needed storm water environmental monitoring services to support the City's storm water program, for a term of five years and in an amount not to exceed \$15,000,000 (Agreement); and

WHEREAS, the California Environmental Quality Act (CEQA) (California Public Resources Code sections 21000-21177), section 21084, states that the CEQA Guidelines thereto (California Code of Regulations, Title 14, Chapter 3, section 15000, *et seq.*) shall list those classes of projects which have been determined not to have a significant effect on the environment and which shall be exempt from CEQA; and

WHEREAS, pursuant to that authority, CEQA Guidelines sections 15300-15333 list the categorical exemptions promulgated by the California Office of Planning and Research and adopted by the Secretary of the California Natural Resources Agency for those classes of Projects which have been determined not to have a significant effect on the environment; and

WHEREAS, the Planning Department has established that the Agreement is categorically exempt from CEQA pursuant to CEQA Guidelines section 15306 (Information Collection), which applies to basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental

resource, and that no exception to the exemption, as set forth in CEQA Guidelines section 15300.2, applies to the Agreement; and


WHEREAS, the Council of the City of San Diego (City Council) has considered the potential environmental effects of the Agreement; and

WHEREAS, after having considered the written record concerning the Agreement as well as public comment, if any, the City Council has determined based upon its independent judgment that CEQA Guidelines section 15306 covers the Agreement; NOW, THEREFORE,

BE IT RESOLVED, that the Council of the City of San Diego (City Council) determines that the Agreement is categorically exempt from CEQA pursuant to CEQA Guidelines section 15306 (Information Collection).

BE IT FURTHER RESOLVED, that the City Council has determined that an exception to the exemption as set forth in CEQA Guidelines section 15300.2 does not apply.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Heather L. Stroud
Deputy City Attorney


HLS:cw
04/14/15
Or.Dept: Transportation & Storm Water Department
CC No.: N/A
Doc. No.: 989275

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____ **JUL 14 2015** _____.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 7/22/15
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 14 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherr Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 28 2015

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By *Mary Fernandez*, Deputy

Office of the City Clerk, San Diego, California
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