



THE CITY OF SAN DIEGO  
**REPORT TO THE CITY COUNCIL**

DATE ISSUED: May 2, 2007 REPORT NO: 07-084  
ATTENTION: Council President and City Council  
Docket of May 8, 2007  
SUBJECT: Fiscal Year 2007, Fiscal Year 2008, and Fiscal Year 2009 Agreement  
Renewal with Weston Solutions, Inc. for as-needed professional  
services.

REFERENCE:

REQUESTED ACTION: Authorize the Mayor, or designee, to enter into an Amendment to the Agreement with Weston Solutions, Inc. for as-needed Storm Water Monitoring professional services in an amount not to exceed \$8,205,000 over three (3) years.

STAFF RECOMMENDATION:

1. Authorizing the Mayor or designee, to amend the existing \$2,100,000 Agreement by \$2,532,500 annually to a total of \$8,205,000 for As-Needed Professional Services (Document RR-300905), to assist Storm Water Pollution Prevention Division to perform storm water monitoring citywide, and
- 2) Authorizing the Mayor or designee, to extend the duration of the agreement for up to three (3) years and to expend an amount not to exceed \$8,205,000, from the Storm Water Pollution Prevention Division Operating Fund (Fund No. 100) for this purpose.
3. Authorizing the Auditor and Comptroller to appropriate and expend an amount not to exceed \$8,205,000 over the term of the agreement, from the General Services Department, Storm Water Pollution Prevention Division General Fund (#100) to provide funds for an Agreement with services.

SUMMARY: The Storm Water Pollution Prevention Division requires professional services on an as-needed basis to perform water quality monitoring, to prepare reports, Sampling and Analysis Plans, Quality Assurance Project Plans, confined space entry plans, project assessment and evaluation plans, and perform water and sediment sample collection, physical, chemical and biological analyses, and follow-up investigations. This work is needed to assist the City in complying with Municipal Storm Water Permit's monitoring and investigation requirements. The City also requires assistance with the development, monitoring and implementation of Total Maximum Daily Loads (TMDLs).

The TMDL program is a requirement of the Federal Clean Water Act that requires compliance with numeric limits for identified pollutants discharged into specific waterways. The impaired waterways are identified on the Federal Clean Water Act 303(d) List when those waterways show that they have levels of pollutants above the approved water quality objectives. The listing of waterways requires the State Water Resources Control Board (State Board) and Regional Board to

work with stakeholders to develop an implementation plan to achieve compliance with the water quality objectives within a given timeframe. Weston's assistance is needed to assist the City with providing input to the Regional Board on the development of the TMDL, reviewing technical reports, and to perform any necessary monitoring and reporting.

Weston's assistance is necessary to comply with the requirements of the State Water Resources Control Board's Ocean Plan requirements for Areas of Special Biological Significance (ASBS). The area offshore of La Jolla Shores is designated as an ASBS that requires water quality monitoring and development and implementation of best management practices to protect the marine ecosystem. Monitoring will also be a condition of the City's proposal for exception to the ASBS waste discharge prohibition. Current State proposed conditions of exception require the City to implement best management practices to eliminate the discharge of waste regardless of weather conditions within five (5) years. In October 2005, City Council was briefed on this issue and an additional \$75,000 was allocated to the Storm Water Pollution Prevention Division's budget to fund the exception application. The State Water Resources Control Board staff anticipates the conditions that will be attached to the exception will be published in July 2007.

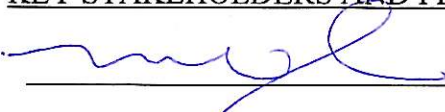
In accordance with Council Policy 300-7, the City advertised for consultant services in the Daily Transcript, La Prensa, Integrated Marketing Systems and on the City Web Page on November 21, 2004. Three firms responded. The three firms were interviewed on January 25, 2005. Weston Solutions, Inc. was selected as the best qualified. Contract subconsultants include: RBF Consulting (civil and environmental engineering) and C. Valdo Corporation (civil and environmental engineering). The original agreement was for one (1) year with an amount not to exceed \$1,000,000. The original agreement also provide four (4) one-year options to renew for total agreement time period not to exceed five (5) years. The first one-year option to renew was approved by Resolution R-300928 for an amount not to exceed \$2,100,000. Currently, the agreement's compensation limit is not to exceed \$2,100,000 per year. The Storm Water Pollution Prevention Division is requesting amend the agreement for the remaining agreement period and to increase the annual amount to \$3,140,000 with a total increase of \$8,205,000. Work will be authorized on a task order basis.


FISCAL CONSIDERATIONS: The City will expend funds in the amount not to exceed \$3,140,000 annually, \$8,205,000 over a three (3) year period from the General Services Department, Storm Water Pollution Prevention Division General Fund (#100) for the purpose of performing as-needed professional activities.

PREVIOUS COUNCIL and/or COMMITTEE ACTION: Council originally authorized the agreement with Weston Solutions, Inc. on October 5, 2005, Document No. RR-300905.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

KEY STAKEHOLDERS AND PROJECTED IMPACTS: Weston Solutions

  
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Mario Sierra, General Services Department

  
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R. F. Haas, Deputy Chief Operating Officer