

City of Culver City, California
City Council Agenda Item Report

Meeting Date: 3/23/2009		Item Number: <u>C-13</u>	
AGENDA ITEM: Approval of a Professional Services Agreement with Charles Abbott Associates, Inc. to Provide Inspection Services for Culver City's NPDES Program.			
Contact Person/Dept.: Kaden Young/PW		Phone Number: (310) 253-6445	
Fiscal Impact: Yes ☒ No ☐		General Fund: Yes ☒ No ☐	
Public Hearing: ☐		Action Item: ☒ Attachments: ☒	
Public Notification: Master E-Mail Notification List (03/18/09)			
Department Approval: Charles D. Herbertson (03/11/09)		City Attorney Approval: Carol Schwab (by H. Baker) (03/17/09)	
Chief Financial Officer Approval: Jeff Muir (by N. Kimball) (03/18/09)		City Manager Approval: Jerry B. Fulwood (03/18/09)	
<u>RECOMMENDATION:</u> Staff recommends the City Council approve a professional services agreement with Charles Abbott Associates, Inc. (CAA), to provide inspection services for Culver City's National Pollutant Discharge Elimination System (NPDES) Program in an amount not-to-exceed \$57,150. <u>BACKGROUND:</u> This agenda item was presented to City Council for consideration on January 12, 2009; however, per Mayor Malsin's request, the item was postponed to a later meeting date to allow staff to address funding issued. On August 11, 2008, City Council authorized staff to issue a Request for Proposals for NPDES inspection services. Ten proposals were received on September 10, 2008. Staff reviewed the proposals and interviewed the four most qualified firms. CAA was identified as the most qualified firm due to their extensive local experience and superior records management capabilities. <u>DISCUSSION:</u> Staff negotiated a fee in the amount of \$57,150 with CAA to provide NPDES inspection services. In general, the services to be provided consist of the inspection of approximately 500 commercial and industrial sites in Culver City as required by the County-wide NPDES permit (Permit) to reduce storm water pollution.			

City of Culver City, California
City Council Agenda Item Report

The current Permit requires inspections of certain commercial and industrial sites twice during the intended 60-month term of the Permit or one inspection about every 30 months. Culver City complied with this requirement by completing two rounds of inspections by 2006.

A new NPDES permit was expected to be issued in December 2006 by the Regional Water Quality Control Board with further inspections required in 2007 and more inspections later in the permit term. The new NPDES permit has not been issued and further inspections have not been required or conducted.

Regular commercial/industrial site inspections are important to catch violators, educate site employees and to simply keep the "clean storm water" message current. The delay in NPDES permit issuance by the Regional Water Quality Control Board has caused a gap in mandated regular inspections.

Staff from the Los Angeles Regional Water Quality Control Board strongly recommends the City resume its facility inspections regardless of the status of the new NPDES permit. Several area agencies, including Santa Monica, Beverly Hills and Los Angeles County, have elected to resume facility inspections. The attached table (Attachment 1) provides the inspection programs of west side and south bay cities and indicates that most cities are inspecting restaurants annually and other industrial/commercial sites at 30-month intervals. It is recommended that Culver City perform inspections at that frequency as well through the recommended agreement with CAA. Doing so would demonstrate Culver City's good faith effort to comply with storm water regulations and to improve storm water quality.

CAA has performed inspection services for several nearby agencies including the Cities of Torrance, Lawndale and Norwalk. References from these agencies were very favorable.

The proposed agreement includes four optional renewals. Rate and fee changes would be based on the State of California consumer price index.

FISCAL ANALYSIS:

There are sufficient funds in P-497, NPDES - Storm Water Discharge Program (42000497), to cover the proposed agreement cost. Staff will submit a proposal through the fiscal year 2009-2010 budget process to establish a cost recovery mechanism for inspections.

City of Culver City, California
City Council Agenda Item Report

ATTACHMENTS:

- 1) Inspection programs in other agencies.
- 2) Proposal submitted by CAA

MOTION:

That the City Council:

- 1) Approve a professional services agreement with Charles Abbott Associates, Inc. (CAA), to provide compliance inspection services for Culver City's NPDES Program for a not-to-exceed amount of \$57,150; and,
- 2) Authorize the four optional annual renewals contingent upon the Public Works Director's approval; and,
- 3) Authorize the City Attorney to review/prepare the necessary documents; and authorize the City Manager to execute such documents on behalf of the City.