

RESOLUTION No. 12-37

**CITY OF MILLBRAE, COUNTY OF SAN MATEO
STATE OF CALIFORNIA**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILLBRAE
APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH WEST YOST
ASSOCIATES FOR THE WATER POLLUTION CONTROL PLANT (WPCP)
NATIONAL POLLUTANTS DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT
RENEWAL, AND APPROPRIATING \$87,200 FOR THIS WORK AND RELATED
SPECIAL LABORATORY ANALYSIS SERVICES AND AUTHORIZING THE CITY
MANAGER TO EXECUTE THE PROFESSIONAL SERVICES AGREEMENT**

WHEREAS, the City of Millbrae's Water Pollution Control Plant National Pollutants Discharge Elimination System (NPDES) will expire on September 30, 2013 and the State Water Board requires that the City submit its permit renewal application 180 days prior to the expiration date; and

WHEREAS, since the last renewal five years ago, State regulations which impact permit renewals have become more restrictive and the application of mandatory fines for permit violations have become more frequent, staff recommends utilizing the services of a consultant who is familiar with the current permit renewal process, regulations, and stakeholders; and

WHEREAS, West Yost Associates is particularly qualified to assist staff with the NPDES permit renewal process, having assisted the City since 2010 with the monitoring, reporting, and compliance with the City's current NPDES Permit, and is also very familiar with the City's waste water treatment and sanitary sewer collection system as a result of their work assisting the City with meeting the requirements of the San Francisco Baykeeper Consent Decree, all of which will save the City money; and

WHEREAS, the cost proposal from West Yost Associates of \$77,200 favorably compares to the \$77,000 cost of using Oakley Water Strategies during the City's last permit renewal process; and

WHEREAS, staff recommends executing a professional services agreement with West Yost Associates for \$77,200 and authorizing the City Manager to execute the agreement once approved as to form by the City Attorney and amending the FY 12-13 Sanitation Enterprise Fund budget by \$87,200 for the agreement which amount includes an additional \$10,000 for the potential outsourcing of extraordinary sampling and laboratory analysis as the result of the State Water Board potentially pursuing maximum limits for new contaminants in the City's NPDES Permit.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Millbrae authorizes the City Manager to execute a professional services agreement in an amount not to exceed \$77,200 with West Yost Associates for the preparation of the WPCP NPDES permit renewal with the State Water Resources Control Board; and

BE IT FURTHER RESOLVED that the City Council of the City of Millbrae approves amending the FY 12-13 Sanitation Enterprise Fund budget to appropriate \$87,200 for the WPCP NPDES permit renewal process.

REGULARLY PASSED and adopted this 9th day of October, 2012.

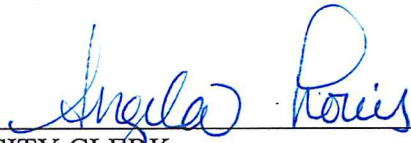

MAYOR

ATTEST:


CITY CLERK

I do hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the City of Millbrae this 9th day of October 2012, by the following vote:

AYES:	COUNCILMEMBERS:	Colapietro, Papan, Holober, Lee, and Gottschalk
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None
EXCUSED:	COUNCILMEMBERS:	None


CITY CLERK