



**Contra  
Costa  
County**

To: Board of Supervisors  
From: Julia R. Bueren, Public Works Director/Chief Engineer  
Date: October 6, 2015

Subject: Approve a Purchase Order with the San Francisco Estuary Institute (SFEI) for the San Francisco Estuary Regional Monitoring Program for Trace Substance

**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Purchasing Agent, or designee, to execute, on behalf of the Contra Costa Clean Water Program (CCCWP), a purchase order with the San Francisco Estuary Institute (SFEI) for the San Francisco Estuary Regional Monitoring Program for Trace Substances (RMP) in an amount not to exceed \$149,165.00 for program participation as required by the National Pollutant Discharge Elimination System Permit issued by the San Francisco Bay Regional Water Quality Control Board. Countywide. (100% Cities and County Stormwater Utility Fee Assessments) Project No. 7519-6x7618

**FISCAL IMPACT:**

The cost is not to exceed \$149,165.00; and, shall be funded by stormwater utility fee assessments collected by the Cities/Towns and County, proportional to their respective populations.

**BACKGROUND:**

The Contra Costa Clean Water Program (the "CCCWP") consists of Contra Costa County, its nineteen (19) incorporated cities/towns and the Contra Costa County Flood Control and

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **10/06/2015** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
Candace Andersen, District II Supervisor  
Mary N. Piepho, District III Supervisor  
Karen Mitchoff, District IV Supervisor  
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: October 6, 2015

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Deanna Constable  
925-313-2194

cc:

Water Conservation District (hereinafter

## BACKGROUND: (CONT'D)

referred to collectively as "Permittees"). The CCCWP was established in 1991 through a Program Agreement in response to the 1987 amendments to the federal Clean Water Act (the "CWA"), which established a framework for regulating municipal stormwater discharges under the National Pollutant Discharge Elimination System ("NPDES") Permit Program. The United States Environmental Protection Agency (the "USEPA") published final rules implementing the 1987 CWA amendments in November 1990. The rules mandate that Permittees obtain and implement stormwater permits designed to reduce and eliminate the discharge of pollutants into and from Municipal Separate Storm Sewer Systems (the "MS4s") they own and operate. Through the CCCWP, Permittees conduct many of the mandated activities collectively (referred to as "Group Activities"), such as water quality monitoring, special studies, and public education. The roles and responsibilities of the CCCWP and Permittees are outlined in the Program Agreement, which was last updated and adopted by all Permittees in June 2010.

CCCWP staff, on behalf of the Permittees, respectfully requests approval of this Purchase Order with the San Francisco Estuary Institute (SFEI) for the San Francisco Estuary Regional Monitoring Program for Trace Substances (RMP) for a cost not to exceed \$149,165.00. This ensures compliance with the stormwater permit issued by the San Francisco Bay Regional Water Quality Control Board (SFBRWQCB) that mandates Permittees to "participate in implementing an Estuary receiving water monitoring program, at a minimum equivalent to the San Francisco Estuary Regional Monitoring Program for Trace Substances (RMP), by contributing their fair-share financially on an annual basis." This Purchase Order would fulfill the Permittees' required estuary receiving water monitoring for Fiscal Year 2015/16 (July 1, 2015- June 30, 2016)

## CONSEQUENCE OF NEGATIVE ACTION:

If the Purchase Order with the SFEI for the RMP is not approved, the CCCWP and Permittees would not be able to fulfill the required San Francisco Estuary monitoring, and Permittees would be found in non-compliance and subject to fines and penalties issued by the SFBRWQCB, and third party citizen suits allowed under the CWA.