



**Contra
Costa
County**

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: October 25, 2016

Subject: Approve payment to the San Francisco Estuary Institute for the San Francisco Estuary Regional Monitoring Program for Trace Substances

RECOMMENDATION(S):

APPROVE and AUTHORIZE the County Auditor-Controller to issue payment, on behalf of the Contra Costa Clean Water Program (CCCWP), to the San Francisco Estuary Institute (SFEI) for the San Francisco Estuary Regional Monitoring Program for Trace Substances (RMP) in the amount of \$153,915, for annual program participation as required by the National Pollutant Discharge Elimination System Permit issued by the San Francisco Bay Regional Water Quality Control Board, for the period of January 1, 2017 through December 31, 2017, Countywide. (Project No. 7519-6x7618)

FISCAL IMPACT:

The cost is not to exceed \$153,915; 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 (CCCWP) consists of Contra Costa County, its 19

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **10/25/2016** ☒ 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 25, 2016

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

By: June McHuen, Deputy

Contact: Fan Ventura, (925)
313-2194

cc:

incorporated cities/towns and the Contra Costa County Flood Control and Water Conservation

BACKGROUND: (CONT'D)

District (hereinafter 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 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 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 San Francisco Estuary Institute (SFEI) for the San Francisco Estuary Regional Monitoring Program for Trace Substances (RMP) for a cost not to exceed \$153,915. This ensures compliance with the stormwater permit issued by the San Francisco Bay Regional Water Quality Control Board 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, by contributing their fair share financially on an annual basis." This Purchase Order would fulfill the Permittees' required estuary receiving water monitoring for Calendar Year 2017 (January 1, 2017 through December 31, 2017).

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 San Francisco Bay Regional Water Quality Control Board, and third party citizen suits allowed under the CWA.