



**Contra
Costa
County**

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: April 18, 2017

Subject: Approve payment to the Bay Area Stormwater Management Agencies Association for annual program participation and regional projects

RECOMMENDATION(S):

APPROVE and AUTHORIZE the County Auditor-Controller to issue payment, on behalf of the Contra Costa Clean Water Program, to the Bay Area Stormwater Management Agencies Association (BASMAA), in the amount of \$129,503, for annual program participation and implementation of regional projects required by the National Pollutant Discharge Elimination System Permit (NPDES) issued by the San Francisco Bay Regional Water Quality Control Board. Countywide. Project Nos. 7519-6x7611, 6x7618, 6x7620, 6x7636, 6x7645

FISCAL IMPACT:

The cost is not to exceed \$129,503 and will be funded by stormwater utility fee assessments collected by the Cities/Towns and County, proportional to their respective populations.

BACKGROUND:

☒ APPROVE ☐ OTHER
☒ RECOMMENDATION OF CNTY ADMINISTRATOR ☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **04/18/2017** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, 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: April 18, 2017

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

By: Stacey M. Boyd, Deputy

Contact: Fan Ventura, (925)
313-2194

cc:

The Contra Costa Clean Water Program (CCCWP) consists of Contra Costa

BACKGROUND: (CONT'D)

County, its 19 incorporated cities/towns, and the Contra Costa County Flood Control and Water Conservation 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 (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 (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 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. Group Activities are conducted both Countywide and/or regionally. Regional projects are conducted collectively through the Bay Area Stormwater Management Agencies Association (BASMAA). 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 payment with BASMAA for a cost not to exceed \$129,503. 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 regional projects such as pesticides toxicity reduction, green infrastructure, water quality monitoring, integrated pest management, trash reduction in waterways, and public education. This purchase order would fulfill the Permittees’ participation for Fiscal Year 2016-17 (July 1, 2016- June 30, 2017).

CONSEQUENCE OF NEGATIVE ACTION:

If the purchase order with BASMAA is not approved, the CCCWP and Permittees would not be able to fulfill NPDES permit requirements. 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.