



Office of the City Manager

CONSENT CALENDAR
July 13, 2010

To: Honorable Mayor and Members of the City Council

From: *PK* Phil Kamlarz, City Manager

Submitted by: Claudette Ford, Director, Public Works

Subject: Contract No. 7198B Amendment with SCS Field Services for Cesar Chavez Park Landfill Post-Closure Monitoring and Maintenance

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 7198B with SCS Field Services for engineering services for landfill post-closure monitoring and maintenance at Cesar Chavez Park, increasing the amount by \$545,000 for a total not to exceed \$1,226,826, and extending the expiration date to September 30, 2012.

FISCAL IMPACTS OF RECOMMENDATION

The funding for the two-year extension will be appropriated as follows: \$397,000 in 820-5451-432-3038-09EN06 in the FY 2011 budget, and \$148,000 in 820-5451-432-3038- 09EN06) in the FY 2012 budget. The new contract total will not exceed \$1,226,826. No other funding is required. The Contract Management System number is DH3QD.

Base Contract	\$ 250,000
Contract Amendment No. 1 (Water Monitoring)	\$ 245,000
Contract Amendment No. 2 (Maintenance and Monitoring)	<u>\$ 186,826</u>
Subtotal	\$ 681,826

Fiscal Year 2011 Services

Maintenance and Monitoring	\$133,000
Regulatory Compliance	\$165,000
Landfill Engineering Services	\$ 84,000
Contingency	<u>\$ 15,000</u>
Total FY 2011 Services	\$397,000

Fiscal Year 2012 Services

Maintenance and Monitoring	\$133,000
Contingency	<u>\$ 15,000</u>
Total FY 2012 Services	\$148,000

Total Contract\$1,226,826

CURRENT SITUATION AND ITS EFFECTS

The current contract will expire on September 30, 2010. The City is required to monitor, maintain and generate reports of the site of the closed landfill in compliance with the post-closure requirements of the State of California Regional Water Quality Control Board (RWQCB), the Bay Area Air Quality Management District (BAAQMD), and the California Integrated Waste Management Board (CIWMB). This amendment will ensure the continued engineering services of the SCS Field Services for compliance with the statutory operation permit requirements.

In addition to routine, recurring annual environmental monitoring and maintenance services, in FY 2011 SCS Field Services will provide regulatory compliance services that include a financial assurance update, a leachate barrier sump plan, a new post-closure operation and maintenance plan, a flood protection plan, and a five year maintenance plan all due to the RWQCB in 2011. SCS Field Services will provide additional cover, levee, and drainage system maintenance required by the CIWMB, and will also install dedicated pumps in existing groundwater wells, and design and permit a new landfill gas collection system.

BACKGROUND

This project is located at the Cesar Chavez Park (formerly North Water Front Park, the site of the former Berkeley landfill) at the Berkeley Marina. The closure of this 90-acre site was completed in 1991, and the entire Cesar Chavez Park area has since been open to the public. The City is required to maintain the landfill gas collection system at the site, as well as maintain and monitor the surface and subsurface conditions, in compliance with the regulatory agencies.

The City's original contract with SCS Field Services was for \$250,000 for a three-year period through March 2010, and included an option for two additional one-year periods.

On July 22, 2008 the City Council by Resolution No. 64,153-N.S., authorized the City Manager to execute an amendment with SCS Field Services for additional Berkeley Landfill monitoring services in an amount not to exceed \$245,000. The RWQCB required that research and field investigation be carried out at the Berkeley Landfill to identify any water quality impacts in order to allow the agency to update the site Waste Discharge Requirements.

On October 7, 2008, the City Council by Resolution No. 64,216-N.S., authorized the City Manager to execute an amendment with SCS Field Services for additional Berkeley Landfill monitoring services, increasing the contract by \$186,826 for a revised amount not to exceed \$681,826. The amendment allowed SCS Field Services to repair settlement areas required by the RWQCB, make improvements to the landfill gas flare system required by the BAAQMD, and perform additional combustible gas monitoring at the Double Tree Hotel required by the CIWMB.

RATIONALE FOR RECOMMENDATION

The last Request for Proposals (RFP) process allowed extending the contract for two additional years through September 30, 2012. SCS Field Services was one of four firms that submitted proposals, and SCS Field Services was ranked the highest by the selection committee due to the firm's relevant experience, professional excellence, familiarity with state and local regulations, and reasonable fee structure. At the end of this two-year extension the City will go through another RFP process.

ALTERNATIVE ACTIONS CONSIDERED

No alternative action was considered in the continuation of the City's compliance with the regulatory agencies' operation permit requirements, for Cesar Chavez Park.

CONTACT PERSON

Jeffrey L. Egeberg, Manager of Engineering, Public Works.....981-6400

Attachments:

- 1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 7198B AMENDMENT: SCS FIELD SERVICES FOR CESAR CHAVEZ PARK LANDFILL POST-CLOSURE MONITORING AND MAINTENANCE

WHEREAS, the City is required to maintain the landfill gas collection system at Cesar Chavez Park, as well as maintain and monitor the surface and subsurface conditions, in compliance with the regulatory agencies; and

WHEREAS, the City's original contract with SCS Field Services was a three-year contract not to exceed \$250,000 to provide engineering, monitoring, and maintenance services at the Berkeley Landfill through March 2010, with a City option for two additional one-year periods; and

WHEREAS, Resolution No. 64,153-N.S., authorized the City Manager to execute an amendment with SCS Field Services for additional Berkeley Landfill monitoring and maintenance services required by the Regional Water Quality Control Board; and

WHEREAS, Resolution No. 64,216-N.S., authorized the City Manager to execute an amendment with SCS Field Services for additional Berkeley Landfill monitoring services; and

WHEREAS, the current contract will expire on September 30, 2010; and

WHEREAS, this amendment to the contract will provide continued engineering services of SCS Field Services in compliance with the statutory operation permit requirements; and

WHEREAS, funds in the amount of \$397,000 are available in the FY 2011 Refuse Fund (Budget Code 820-5451-4323-3038-09EN06), funds in the amount of \$148,000 will be available in the FY 2012 Refuse Fund (Budget Code 820-5451-432-3038- 09EN06); and the contract has been assigned CMS number DH3QD.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to Contract No. 7198B with SCS Field Services for continued engineering, monitoring, and maintenance services at the Berkeley Landfill increasing the amount by \$545,000 for a total amount not to exceed \$1,226,826 and extending the term through September 30, 2012.