



CITY OF BANNING STAFF REPORT

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Patrick Safari, Capital Improvement Projects Manager
Art Vela, Director of Public Works

MEETING DATE: August 27, 2024

SUBJECT: Consideration of Resolution 2024-133, Awarding a Professional Services Agreement to Albert A. Webb Associates in the amount of \$79,700 for CEQA Related Biological and Paleontological Monitoring and Reporting During the Construction of Charles Street and Lincoln Street Non-Potable Water Booster Stations

RECOMMENDATION:

Adopt Resolution 2024-133.

BACKGROUND:

Construction activities for the Charles Street and Lincoln Street Non-Potable Water Booster Stations projects are expected to start by the end of the year. The projects will be funded by the American Rescue Plan Act (ARPA) that was signed into law on March 11, 2021 by the President, establishing the Coronavirus State Fiscal Recovery Fund intended to provide support to state, local and tribal governments in responding to the economic impact of COVID-19.

On September 13, 2022, the City Council approved Resolution 2022-123 approving a Funding Agreement with Riverside County in the amount of \$5,049,202 for the delivery of the Charles Street and Lincoln Street Non-Potable Water Booster Pump Station construction projects ("Projects").

On February 28, 2023, the City Council approved Resolution 2023-05UA approving the award of a Professional Services Agreement to Albert A. Webb Associates ("WEBB") for the preparation of California Environmental Quality Act (CEQA) and environmental clearance documents as required to comply with ARPA funding requirements for the Projects.

As identified in the CEQA compliance documents, the City is required to provide biological monitoring and paleontological monitoring/reporting during the construction phase of the Projects.

On July 11, 2024, City staff requested a proposal from WEBB to address the additional biological and paleontological monitoring/reporting activities needed to be in compliance with ARPA funding related CEQA requirements. Webb proposal for these services was in the amount of \$79,700.

The scope of work includes Biological Monitoring of the Montgomery Creek and associated Riversidian Alluvial Fan Sage Scrub habitat; and Paleontological Monitoring/Reporting of any fossils such as buried remains and other prehistoric organisms at the construction sites.

JUSTIFICATION:

The original Professional Services Agreement with WEBB to prepare CEQA documentation recently

expired, and a new agreement is needed to provide Biological and Paleontological Monitoring/Reporting services during the construction phase of the two booster station projects.

The award of a new Professional Services Agreement to WEBB as a sole source is necessary in order to avoid unnecessary delays in the project schedule.

FISCAL IMPACT:

The original Professional Services Agreement with WEBB in the amount of \$147,200 was not fully expensed because some tasks such as Los Angeles Pocket Mouse Habitat Assessment, Focused Burrowing Owl Survey and Narrow Endemic Plant Species Survey were not needed. The reduction in contract tasks reduced the contract amount by \$34,300.

An appropriation from the Water Capital Facilities Fund 661 to Account No. 661-6300-471.33-11 in the amount of \$79,700 is necessary to fund the Professional Services Agreement with Albert A. Webb Associates. Fund 661 has a cash balance of approximately \$3,249,388.99.

ALTERNATIVES:

Do not approve Resolution 2024-133 and provide alternative direction to staff.

BUDGETED?:

Yes

CONTRACT/AGREEMENT:

Yes

ATTACHMENTS:

1. [Resolution 2024-133 Webb CEQA.docx](#)
2. [C01062 PSA for Albert A. Webb Assoc - CEQA Compliance Booster Station.pdf](#)
3. [Resolution No. 2022-123.pdf](#)
4. [Resolution No. 2023-05 UA.pdf](#)
5. [WEBB Proposal.pdf](#)