



CITY OF BANNING STAFF REPORT

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Art Vela, Public Works Director

MEETING DATE: May 14, 2024

SUBJECT: Consideration of Resolution 2024-70, Approving a Professional Services Agreement with Kimley-Horn for Environmental Services for the Wastewater Treatment Plant Upgrades in an Amount Not-To-Exceed \$212,181

RECOMMENDATION:

Adopt Resolution 2024-70.

BACKGROUND:

The City of Banning Wastewater Treatment Plant (WWTP), also known as the Water Reclamation Facility, provides for the collection, treatment, and disposal of municipal sewage. The City has recognized that the WWTP is in need of capacity and treatment improvements in order to keep up with the City's growth as well as to produce a recycled water supply to bolster its water supply portfolio and to meet impending wastewater effluent discharge quality permit requirements.

On December 13, 2022, the City Council approved Resolution 2022-14UA, "Awarding a Professional Services Agreement to N2W Engineering to Provide Owner Advisor Services and Preliminary Engineering for the Wastewater Treatment Plant Improvement Project in a "Not-to-Exceed" amount of \$1,576,430.

The City has plans to deliver the project utilizing a Progressive-Design-Build (PDB) approach and recently released a Request for Qualifications which will result in a shortlist of vendors who the City will then solicit proposals from.

The City will have to comply with California Environmental Quality Act requirements and since the project may receive federal funding, it is staff's recommendation that the City prepare an environmental clearance document that meets both State and Federal (National Environmental Protection Act; NEPA) requirements.

As a result, on February 22, 2024, staff released a Request for Proposals to vendors on the City's approved list for On-Call Environmental and Engineering Consultant Services. In response, one proposal was received by Kimley-Horn. After evaluation of the proposal, staff recommends the award of a Professional Services Agreement to Kimley-Horn in the amount of \$192,892 and to include a ten percent contingency for a total not-to-exceed amount of \$212,181.

JUSTIFICATION:

The upgrades at the WWTP is considered a Project under CEQA and must comply with its requirements. Compliance with NEPA will ensure that the City is positioned to receive Federal funding.

Kimley-Horn has submitted a proposal as a result of the City's RFP. The proposal was evaluated and found to be acceptable and the fee found to be in line with other projects of similar scope. Kimley-Horn is a reputable company that is capable of completing the scope of work.

FISCAL IMPACT:

The total cost of the Professional Services Agreement (PSA) with Kimley-Horn is for a "not-to-exceed" amount of \$212,181, which includes a 10% contingency. The PSA will be funded by Account No. 680-8000-454.95-12 (Treatment Plant Improv), which has an unused budget of \$450,000 for the current fiscal year.

ALTERNATIVES:

Do not approve Resolution 2024-70. The WWTP upgrade and improvement project will not be able to move forward without compliance with CEQA and possibly NEPA (depending on funding sources).

ATTACHMENTS:

1. [Resolution 2024-70, Kimley Horn WWTP.docx](#)
2. [Kimley-Horn Proposal_Banning WWTP_RFP 23-058.pdf](#)
3. [Kimley-Horn Fee.pdf](#)
4. [Draft Agreement WWTP Env. Compliance Kimley Horn.pdf](#)