

## **RESOLUTION NO. 14-038**

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE AUTHORIZING THE CITY MANGER TO AMEND AN EXISTING AGREEMENT WITH BREZACK AND ASSOCIATES PLANNING FOR CONTINUED PLANNING, ENGINEERING AND TECHNICAL SUPPORT SERVICES FOR THE PACIFIC GROVE LOCAL WATER PROJECT FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$203,134.40**

#### **FINDINGS**

1. On October 1, 2012, the City of Pacific Grove submitted a public participation proposal to the California Public Utilities Commission (CPUC) for the Cal-Am Monterey Peninsula Water Supply Project through the implementation of one or more small water projects, as authorized by the City Council in Resolution No. 12-067.
2. The Pacific Grove Local Water Project is a non-potable recycled water supply project of 125-500 acre-feet per year (AFY) to meet irrigation needs on the Pacific Grove Golf Links, El Carmelo Cemetery, and other uses, reducing potable water demands on the CalAm system.
3. Given the CPUC's schedule delays and other factors, CalAm does not expect to have its project in place within the timeframe of the SWRCB CDO.
4. Small projects like the Pacific Grove Local Water Project (LWP) may help to avoid water rationing and other draconian measures that would be detrimental to public health and safety as well as severely impact the local economy.
5. The City has continued development of this project with the assistance of Brezack and Associates Planning (BAP) and funding from the SWRCB in the form of a Facilities Planning Grant (FPG). The FPG Plan of Study was approved by the SWRCB in March 2013, and the grant agreement executed in May 2013.
6. The City applied for and successfully obtained an additional \$100,000 in funding from the Monterey Peninsula Water Management District to support development of the PGLWP in FY 13/14.
7. The Draft FRP was submitted to the SWRCB on January 31, 2014. The FPG will be used as the backbone of the State Revolving Fund (SRF) application.
8. BAP has initiated the required environmental review process called CEQA-Plus. The CEQA-Plus process includes requirements under National Environmental Protection Act (NEPA), to be prepared because the SRF includes Federal funding.
9. The purpose of this amendment is to continue to move the project forward:
  - Completion of the SRF low interest loan and \$1,000,000 for project construction
  - Completion of the project Environmental Impact Report

- Assistance in coordination with local and regulatory agencies
- Regulatory permitting assistance for construction and operational approvals.
- Phase I Environmental Site Assessment
- Pilot testing of the use of recycled water at the 14th Green and 15th Tee
- Additional coordination with the ASBS project for the evaluation of the use of several of the overlapping project sites and facilities
- Additional stakeholder coordination efforts for project participation
- Further design development in preparation of the Design-Build Procurement
- Assistance with the selection, management and coordination of the D-B Contractor

10. Funds in the amount of \$203,134.40 for the recommended contract amendment are available in the Public Works Stormwater Fund (44-512).

11. Estimated completion of work is June 30, 2015. The contract amendment will cover FY2014/2015, commencing on July 1, 2014 and expiring on June 30, 2015.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE:**

1. The Council determines that each of the Findings set forth above is true and correct, and by this reference incorporates those Findings as an integral part of this Resolution.
2. The Council authorizes the City Manager to execute an amendment to an existing agreement with Brezack and Associates Planning for Continued Planning, Engineering and Technical Support Services for the Pacific Grove Local Water Project in amount of \$203,134.40.
3. This Resolution shall become effective immediately following passage and adoption thereof.

**PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE**  
this 18<sup>th</sup> day of June, 2014, by the following vote:

AYES: Mayor Kampe, Councilmembers Cohen, Cuneo, Fischer, Huitt, Lucius, Miller

NOES: None

ABSENT: None

APPROVED:

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BILL KAMPE, Mayor

ATTEST:

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ANN CAMEL, Interim City Clerk

APPROVED AS TO FORM:

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DAVID C. LAREDO, City Attorney