



Office of the City Manager

CONSENT CALENDAR
May 12, 2020

To: Honorable Mayor and Members of the City Council
From: Dee Williams-Ridley, City Manager
Submitted by: Phillip L. Harrington, Director, Department of Public Works
Subject: Contract No. 10706 Amendment: SCS Engineers and SCS Field Services for Cesar Chavez Landfill Post-Closure Maintenance and Monitoring

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 10706 with SCS Engineers and SCS Field Services for engineering services for landfill post-closure engineering, maintenance, and monitoring services at Cesar Chavez Park, increasing the amount by \$338,000 for a total not to exceed \$862,900, and extending the expiration date to June 30, 2022.

FISCAL IMPACTS OF RECOMMENDATION

The funding for the two-year extension will be appropriated as follows: \$158,000 split between Zero Waste Funds 601-54-623-672-3011-000-472-612310-PWENEN2002, and 601-54-623-672-3011-000-472-612310-PWENEN2003 in the FY 2021 budget, and \$180,000 split between Zero Waste Funds 601-54-623-672-3011-000-472-612310-PWENEN2002 and 601-54-623-672-3011-000-472-612310- PWENEN2003 in the FY 2022 budget. The new contract total will not exceed \$862,900. No other funding is required.

Current Contract.....	\$ 524,900
FY 2021.....	\$ 158,000
FY 2022	\$ 180,000
Total Cost: Not to Exceed	<u>\$ 862,900</u>

CURRENT SITUATION AND ITS EFFECTS

The current contract will expire on August 15, 2020. The City is required to continue maintenance, monitoring, and reporting of the closed landfill site in compliance with regulations set forth by the Federal Environmental Protection Agency (U.S. EPA), the State of California Regional Water Quality Control Board (RWQCB), the Bay Area Quality Management District (BAAQMD), and CalRecycle (formerly the California Integrated Waste Management Board). This amendment will ensure that engineering services are continued by SCS Engineers and SCS Field Services (SCS) for compliance with the statutory operation permit requirements.

Maintenance and monitoring of the closed landfill is a Strategic Plan Priority Project, advancing our goal to be a global leader in addressing climate change, advancing environmental justice, and protecting the environment.

BACKGROUND

Cesar Chavez Park (previously known as North Waterfront Park) is located at the Berkeley Marina on the site of the former ninety-acre Berkeley Landfill. The Park has been open to the public for recreational use since 1991. BAAQMD issued the City of Berkeley an operations permit for a Landfill Post-Closure Monitoring and Maintenance Program to monitor and maintain the landfill gas collection system, groundwater wells, leachate wells, and other surface and subsurface conditions in accordance with State and Federal regulations.

The City's original contract with SCS Engineers and SCS Field Services was for \$524,900 for a three-year period from August 16, 2017 to August 15, 2020, and included an option for one additional two-year period at a cost of \$180,000 each additional fiscal year. To realign the contract terms with fiscal year parameters, this extension will carry the contract through June 30, 2022, and the FY 2021 amount will be pro-rated for beginning August 16, 2020.

On June 27, 2017, the City Council by Resolution 68,604-N.S., authorized the City Manager to execute an amendment with SCS Engineers and SCS Field Services for additional closed landfill monitoring services in an amount not to exceed \$524,900. The RWQCB requires that research and field investigation be carried out at the closed landfill to identify any water quality impacts in order to allow the agency to update the site Waste Discharge Requirements, as well as combustible gas monitoring at the DoubleTree Hotel, as required by CalRecycle.

ENVIRONMENTAL SUSTAINABILITY

Hiring SCS to continue providing landfill post-closure engineering services will ensure that greenhouse gases that emanate naturally from Cesar Chavez Park are captured and destroyed before entering the atmosphere.

RATIONALE FOR RECOMMENDATION

The services requested are required to comply with the landfill post-closure operations permit and the regulations and requirements of CalRecycle and the Regional Water Quality Control Board. Further, the City does not have the in-house expertise or equipment resources required to fulfill the obligations of the permit. At the end of this extension through FY 2022, the City will go through another RFP process.

ALTERNATIVE ACTIONS CONSIDERED

No alternative action was considered since compliance with the Federal, State, and regional regulatory requirements is mandatory.

CONTACT PERSON

Phillip L. Harrington, Director, Department of Public Works, (510) 981-6303
Joe Enke, Supervising Civil Engineer, Department of Public Works, (510) 981-6411
Samantha Malanche, Environmental Compliance Specialist, Department of Public
Works, (510) 981-6337

Attachment:

1: Resolution

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

CONTRACT NO. 10706 AMENDMENT: SCS ENGINEERS & 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 regulatory agencies; and

WHEREAS, the City's original contract with SCS Engineers and SCS Field Services was a three-year contract not to exceed \$524,900 to provide engineering, monitoring, and maintenance services at the closed landfill through August 15, 2020, with a City option for one additional two-year period; and

WHEREAS, the City does not have the resources required to fulfill the obligations of the landfill post closure operations permit; and

WHEREAS, the current contract will expire on August 15, 2020; and

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

WHEREAS, funds in the amount of \$338,000 are available in Zero Waste Fund 601.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is hereby authorized to execute an amendment to Contract No. 10706 with SCS Engineers and SCS Field Services for continues engineering, monitoring, and maintenance services at the closed landfill increasing the amount by \$338,000 for a total amount not to exceed \$862,900 and extending the term through June 30, 2022.