



## Legislation Details (With Text)

**File #:** 21-1865      **Version:** 1

**Type:** Agenda Item      **Status:** Approved

**File created:** 11/16/2021      **In control:** Board of Supervisors

**On agenda:** 12/14/2021      **Final action:** 12/14/2021

**Title:** Planning and Building Department, Tahoe Planning and Stormwater Division, recommending the Board:  
 1) In accordance with Chapter 3.13, Section 3.13.030 of County Ordinance Code, Contracting Out, find that specialty skills and qualifications not expressly identified in County classifications are required and involved in the performance of the work; and  
 2) Approve and authorize the Chair to sign Amendment IV to Agreement 214 with the Tahoe Resource Conservation District, increasing the compensation amount by \$19,840 for a total not-to-exceed amount of \$199,673 and extending the term by six (6) months with a new expiration date of June 30, 2022.

FUNDING: General Fund (50%) and Public Utility Franchise Fees (50%).

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Approved CRS, 2. B - PE Amendment IV - 214, 3. C - Original Agreement & Amendments - 214, 4. Executed Amendment IV - 214

Date	Ver.	Action By	Action	Result
12/14/2021	1	Board of Supervisors	Approved	Pass

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**DISCUSSION / BACKGROUND**

TRCD has performed storm water quality compliance monitoring for the County since 2013. Water quality monitoring is required by the County’s Lake Tahoe Municipal National Pollutant Discharge Elimination System (NPDES) Permit (Attachment C of Order R6T-2017-0010, NPDES No. CAG616001).

The underlying Agreement provides for stormwater compliance monitoring services in Lake Tahoe at six (6) predetermined locations around the lake. The total cost of the lake-wide monitoring services is split equally between the County and five (5) other participating jurisdictions; city of South Lake Tahoe, Placer County, Douglas County, Washoe County, and Nevada Department of Transportation.

Each of the six (6) participating jurisdictions were required to enter into separate agreements with TRCD to cover the services provided for under this Project.

On November 16, 2016 the County's Purchasing Agent approved Agreement 214 with TRCD to assist the Planning and Building Department with providing stormwater compliance and monitoring services for Lake Tahoe.

On April 12, 2018 the County's Purchasing Agent approved Amendment I to Agreement 214, which included updating the scope of work and the rate schedule.

On December 18, 2018, (File No. 18-1863, Item No. 24), the Board approved Amendment II to Agreement 214, which included extending the term of the Agreement by three (3) years, for a revised expiration date of December 31, 2021, and increasing the compensation amount by \$136,000, for a total not-to-exceed amount of \$179,333.

On October 22, 2019 (File No. 19-1449, Item No. 24), the Board approved Amendment III to Agreement 214 to update the rate schedule, with no changes to the scope of work, compensation amount, or term of the Agreement.

This proposed Amendment IV will increase the compensation by \$19,840, for a total not-to-exceed amount of \$199,673, and extend the term by six (6) months for a revised expiration date of June 30, 2022. The primary purpose of this proposed Amendment is to allow the continuation of these services for the next six (6) months, but secondarily to align the term of the Agreement with the fiscal year. Staff anticipate the need for these services to continue beyond Fiscal Year 2021-22, and will work with TRCD to negotiate a new contract for Fiscal Year 2022-23 and beyond.

#### **ALTERNATIVES**

The Board may choose to not approve the proposed Amendment IV; however, this would result in the County being out of compliance with its water quality monitoring requirements outlined in the Lake Tahoe Municipal NPDES Permit.

#### **PRIOR BOARD ACTION**

See Discussion/Background above.

#### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel and Risk Management have approved the proposed Amendment IV.

#### **CAO RECOMMENDATION**

Approve as recommended.

#### **FINANCIAL IMPACT**

There is no change to Net County Cost associated with this item. Funding for this Agreement, as amended, has been included in the Fiscal Year 2021-22 Recommended Budget. Funding for services beyond Fiscal Year 2021-22 will be included in subsequent years' budgets accordingly.

#### **CLERK OF THE BOARD FOLLOW UP ACTIONS**

- 1) The Clerk of the Board will obtain the Chair's signature on two (2) original copies of Amendment IV; and
- 2) The Clerk of the Board will return one (1) fully-executed original Amendment IV to the Chief

Administrative Office, Procurement and Contracts Division, for further processing.

**STRATEGIC PLAN COMPONENT**

Good Governance: Incorporate benchmarks (to other agencies) and best practices to provide context to decisions, using data to inform discussions while promoting efforts to creatively address service delivery.

**CONTACT**

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