

RESOLUTION NO. 2023- ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BRUNO AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH UNITED STORM WATER, INC. FOR THE 2023 TRASH CAPTURE DEVICE INSTALLATION PROJECT IN THE AMOUNT OF \$177,425.85, APPROVING A CONSTRUCTION CONTINGENCY OF \$20,000, AND DETERMINING THE PROJECT IS EXEMPT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

WHEREAS, the Environmental Protection Agency, under amendments to the 1987 Clean Water Act, imposed regulations that mandated local governments to control and reduce stormwater pollution runoff; and

WHEREAS, the framework for regulating stormwater discharges is through a National Pollution Discharge Elimination System (NPDES) Permit; and

WHEREAS, the City of San Bruno, in cooperation with the other jurisdictions in San Mateo County jointly reapplied for their Municipal Stormwater NPDES Permit on March 18, 1998; and

WHEREAS, Provision C.10 of the 2015 Municipal Regional Stormwater NPDES Permit requires the joint permittees to implement control measures to reduce trash loads and debris from storm sewer systems (storm drains) which flow untreated directly into San Francisco Bay; and

WHEREAS, jurisdictions were required to reduce trash discharges by 70 percent from 2009 levels by 2017, 80 percent by 2019, and 100 percent reduction by 2022, or no visual impact; and

WHEREAS, on March 28, 2017, the City Council approved an agreement with Schaaf and Wheeler to conduct a Trash Capture Device Installation Feasibility and Conceptual Design Study to meet the ultimate goal of 100 percent reduction by 2022 set forth in the 2015 Permit; and

WHEREAS, on March 27, 2018, the City Council approved a construction contract with United Storm Water, Inc. for the Trash Capture Device Installation Project. At the completion of the project, the City met the required 80 percent reduction rate; and

WHEREAS, the City Council adopted the Act in 2019 as part of its Municipal Code revision process; and

WHEREAS, the Act allows general law cities such as San Bruno to conduct a less formal bidding process for projects that are anticipated to cost less than \$200,000; and

WHEREAS, United Storm Water, Inc. is the only qualified contractor on the City's bidder's list who can perform this specialized work; and

WHEREAS, the City received a bid to perform the work from United Storm Water, Inc. in the amount of \$177,425.85; and

WHEREAS, the completion of this project will allow the City to meet the 100 percent trash reduction rate. Future permit renewals may require the City to perform additional work; and

WHEREAS, United Storm Water, Inc.'s full trash capture devices are approved by the State Water Resources Control Board, San Francisco Bay Regional Water Quality Control Board, and the San Francisco Estuary Partnership; and

WHEREAS, adequate project budget is available to fund the agreement; and

WHEREAS, this project falls within the Categorical Exemption set forth in the California Environmental Quality Act Guidelines, Section 15301(b), which exempts the operation and minor alteration of existing facilities that involves no expansion of use.

NOW, THEREFORE, BE IT RESOLVED that the City Council of San Bruno hereby authorizes the City Manager to execute an Agreement with United Storm Water, Inc. for the 2023 Trash Capture Device Installation Project in an amount not to exceed \$177,425.85 and approving a construction contingency in the amount of \$20,000.

AND BE IT FURTHER RESOLVED that the City Council of San Bruno hereby finds the project exempt from the California Environmental Quality Act pursuant to CEQA Guidelines Section 15301 (Existing Facilities) because the project consists of improvements to and minor modifications of existing streets and sidewalks to install trash capture devices, which do not expand the use of such streets or sidewalks.

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I hereby certify that foregoing **Resolution No. 2023 - _____**
was introduced and adopted by the San Bruno City Council at a regular meeting on
April 25, 2023, by the following vote:

AYES:	Councilmembers:
NOES:	Councilmembers
ABSENT:	Councilmembers:

Lupita Huerta, City Clerk