

0150-08249-0006


TRANSMITTAL

TO The Council	DATE NOV 20 2014	COUNCIL FILE NO.
FROM The Mayor	COUNCIL DISTRICT 12	

Proposed Agreement Between the Department of City Planning,
the Los Angeles County Regional Planning Department and
Sonoma Technology, Inc. for Air Quality Monitoring
Services at the Sunshine Canyon Landfill

Approved and transmitted for further processing.
See the City Administrative Officer report attached.

MAYOR



(Ana Guerrero)

MAS:MMR:NSC:02150030C

Report From
OFFICE OF THE CITY ADMINISTRATIVE OFFICER
Analysis of Proposed Contract
(\$25,000 or Greater and Longer than Three Months)

To: The Mayor		Date: 11-14-14	C.D. No. 12	CAO File No.: 0150-08249-0006			
Contracting Department/Bureau: Planning			Contact: Ly Lam - 213-978-1206				
Reference: Request from the Planning Department dated October 20, 2014; referred by the Mayor on October 21, 2014							
Purpose of Contract: To provide independent air quality monitoring services at the Sunshine Canyon Landfill							
Type of Contract: (X) New contract () Amendment			Contract Term Dates: Five years from the date of execution with two 12-month renewal options				
Contract/Amendment Amount: \$0							
Proposed amount \$ 0 + Prior award(s) \$ 0 = Total \$ 0							
Source of funds: N/A							
Name of Contractor: Sonoma Technology, Inc.							
Address: 1455 North McDowell Boulevard, Petaluma, CA 94954							
	Yes	No	N/A*	8. Contractor has complied with:	Yes	No	N/A*
1. Council has approved the purpose	X			a. Equal Employmt. Oppty./Affirm. Action	X		
2. Appropriated funds are available			X	b. Good Faith Effort Outreach**	X		
3. Charter Section 1022 findings completed			X	c. Equal Benefits Ordinance	X		
4. Proposals have been requested	X			d. Contractor Responsibility Ordinance	X		
5. Risk Management review completed	X			e. Slavery Disclosure Ordinance	X		
6. Standard Provisions for City Contracts included	X			f. Bidder Certification CEC Form 50		X	
7. Workforce that resides in the City: %				*N/A = not applicable ** Contracts over \$100,000			

COMMENTS

The Department of City Planning (DCP) requests approval to execute a Personal Services Contract with Sonoma Technology, Inc. (Consultant) and the Los Angeles County Regional Planning Department (County) to provide air quality monitoring services at the Sunshine Canyon Landfill (SCL). The term of this contract is five years from the date of execution with two 12-month renewal options. There is no impact to the General Fund as all costs associated with these services are the responsibility of the landfill operator, Republic Services, Inc. This Office concurs with the recommendation of the DCP.

BACKGROUND

The City's [Q] Condition C.10.a. of Ordinance No. 172,933 and the County's Condition 81 of the Conditional Use Permit (00-194-(5)) requires an independent consultant, selected by the City's Director of the Department of City Planning, to "...conduct tests of landfill dust and diesel particulates (PM₁₀ and BC) around the perimeter of the landfill property, with special attention given to the area south of the landfill above the residential community..." In the Planning Issues Memorandum of Understanding (MOU), approved in December 2008, the City and County agreed to a joint air monitoring operation to more efficiently monitor PM₁₀ and BC levels in the area surrounding SCL and the hiring of one air quality monitoring consultant for both entities. The County elected to use the City's procurement process to choose a consultant.

		
NSC	Analyst	02150030C
	Assistant CAO	City Administrative Officer

Additionally, this agreement includes two new programs that were not in the prior contract for the provision of air quality monitoring services at SCL. The new programs are (i) a north-side (upwind) monitoring station and (ii) the option to request that the Consultant conduct volatile organic compounds (VOC) and carbonyl samplings.

The City and County, with concurrence from South Coast Air Quality Management District (SCAQMD) technical staff, determined that the addition of an upwind monitoring station on the north-side of the landfill will provide a level of certainty in estimations of emissions from landfill operations, which will help to address community concerns regarding landfill impacts in the nearby community. The DCP states that data from this upwind station could also provide a greater accuracy in determining whether or not there is value in continuing all or part of the ambient air monitoring program.

Pursuant to the requirements of the SCAQMD Hearing Board's Third Stipulated Order for Abatement, dated December 2011, VOC sampling data collected by the landfill operator are currently being analyzed and evaluated by the SCAQMD. If, at the conclusion of its analyses, the SCAQMD determines that prior data collected by the landfill operator's consultant for certain key toxic compounds are not reliable enough to draw conclusions regarding the long-term landfill impacts on the community, the City and Council will request that the Consultant conduct the samplings and provides an analysis and report of their findings. A final determination to continue or conclude the air quality monitoring operations at SCL will be made by the Technical Advisory Committee (TAC), which is composed of City and County officials from various departments. Until the TAC makes a determination to discontinue this independent air quality monitoring program, the Consultant is needed to ensure that the monitoring program continues to be maintained and reported to both the City and County.

Pursuant to Charter Section 1022, the Personnel Department determined that a 1022 Determination by the Personnel Department was unnecessary because the Council mandated that the work be done by an independent third party.

RECOMMENDATION

That the Council authorize the Director of Planning, or designee, to negotiate and execute a Personal Services Contract with Sonoma Technology, Inc. and the Los Angeles County Regional Planning Department for the provision of independent monitoring of the City's Conditions of Approval and Environmental Mitigation Measures per the City's Ordinance No. 172,933 for a five year term from the date of execution with two 12-month renewal options, in substantial conformance with the attached draft contract, subject to the review and approval of the City Attorney as to form and compliance with the City's contracting requirements.

FISCAL IMPACT STATEMENT

There is no impact to the General Fund as all costs associated with these services are the responsibility of the landfill operator, Republic Services, Inc. Therefore, the recommendation in this report complies with the City's Financial Policies.

Attachment

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