

TO: Board of Supervisors

FROM: Paavo A. Ogren, Deputy Director of Public Works

VIA: Noel King, Director of Public Works

DATE: December 19, 2006

SUBJECT: Submittal of a Resolution Forming the Los Osos Wastewater Project Technical Advisory Committee and Submittal of a Request to Approve an Agreement for Engineering Consulting Services with the Wallace Group of San Luis Obispo, CA, for an amount not to exceed \$45,000

Recommendation

It is our recommendation that your Honorable Board:

1. Adopt the attached resolution creating the Los Osos Wastewater Project Technical Advisory Committee.
2. Approve the attached agreement for engineering consulting services with the Wallace Group for the Los Osos Wastewater Project (Project), with an amount not to exceed \$45,000 (\$38,000 fee for the base scope of work plus \$7,000 contingency) and direct your Board to execute.

Discussion

The Board of Supervisors has directed that an advisory committee be created to provide guidance on the development of a Pro/Con Analysis of Project Alternatives. The adoption of the attached resolution would create such a committee.

The proposed committee bylaws attached to the resolution provide for a committee to be composed of eleven members;

- one (1) chair,
- the Los Osos CSD District Engineer,
- three (3) engineering/water resource members,
- three (3) environmental members, and
- three (3) financial members.

Membership to the committee is open to anyone interested in serving except public officials that would create conflicts based on the doctrine of incompatible offices, as codified in California Government Code Section 1099. Advisory committee members are not paid, except for the attached Agreement for Engineering Consulting Services for the District Engineer, whose experience and expertise are especially warranted to support project efforts.

The approval of the attached agreement would provide the ability for Rob Miller, P.E., who is the District Engineer for the Los Osos Community Services District (LOCSD), to participate on the committee. Considering the financial status of the LOCSD and transfer of wastewater authority under AB 2701, it is necessary that the County enter into this agreement, instead of the LOCSD. The membership of the District Engineer on the committee is consistent with your Board adopted Project Strategies from June 19, 2006. The agreement also provides for general consultation with the County Project team to provide historical background and information related to the Project.

Applications for positions other than the District Engineer will be accepted until early February, 2007 and shortly, thereafter, recommendations will be brought to your Board regarding the appointments. Notices will be printed in newspapers and the Project website specifying contact and submittal information for those interested in applying.

Other Agency Involvement/Impact

County Counsel has approved the attached Resolution and Contract as to legal form and effect. The County Administrative Office and the Auditor Controller were also involved in the development of recommendations leading to your Board approved policies of June 19, 2006, which provided guidance to development of the recommended action.

Financial Considerations

The cost of the \$2.0 million Project budget is funded by the County's General Fund-i.e. Countywide taxpayers. The Project's key elements and strategies adopted by your board on June 19th were recommended by staff specifically in support of developing a local agency solution to the Los Osos wastewater dilemma (as opposed to a state implemented solution) while also balancing the fiscal commitment of countywide resources. AB 2701 provides your Board with the authority to withdraw from Project development at any time prior to full due diligence review and your consideration of a resolution, at that time, to either implement, or not implement, a Project. Completion of due diligence is anticipated in Spring/Summer of 2008 – after the Prop. 218 vote and community advisory vote

Results

The formation of this advisory committee will help facilitate a livable community, and a well governed community.

Attachments: Resolution
Agreement for Engineering Consulting Services

File: CF 310.85.02

Reference: 06DEC19-C-7