

**RESOLUTION NO: 13-14**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND  
AUTHORIZING THE CITY MANAGER TO ADMINISTER THE CONSTRUCTION OF  
A WET WEATHER STORAGE FACILITY WITH CONSTRUCTION COSTS NOT  
EXCEEDING \$17,500,000 AND PROJECT MANAGEMENT COSTS NOT TO EXCEED  
\$850,000**

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**WHEREAS**, The City of Richmond entered into a settlement agreement with San Francisco Baykeeper in 2006 due to the fact that the City experiences significant sanitary sewer overflows during wet rainy weather due to the condition of the City's sanitary sewer collection system; and

**WHEREAS**, the City of Richmond agreed within the settlement agreement with San Francisco Baykeeper to make improvements to the City's sewer collection system that the City would eliminate all capacity related sewer overflows by 2014; and

**WHEREAS**, the City of Richmond identified that the construction of a wet weather storage project was the least costly and most effective method of resolving capacity related sanitary sewer overflows and complying with the provisions of the City's settlement agreement with San Francisco Baykeeper; and

**WHEREAS**, the City of Richmond's Design Review Board approved both the design of a wet weather storage project and a Mitigated Negative Declaration at their January 22, 2014 meeting; and

**WHEREAS**, the City of Richmond City Council approved a sewer rate increase which provided the revenue necessary for the City to issue the 2010 Wastewater Bond; and

**WHEREAS**, the City Council of the City of Richmond directed staff to utilize the 2010 Wastewater Bond proceeds to address compliance with the City's agreement with San Francisco Baykeeper; and

**WHEREAS**, the City of Richmond must utilize the most time and cost effective method of administration and completion of the wet weather storage project in order to comply with the timelines established within the City's settlement agreement with San Francisco Baykeeper;

**NOW, THEREFORE, BE IT RESOLVED** that the City of Richmond shall utilize a Progressive Design-Build project delivery model for the design and construction of a wet weather storage project; and

**BE IT FURTHER RESOLVED** that the cost to construct the wet weather storage project shall not exceed \$17,500,000 and project management costs shall not exceed \$850,000 without prior approval by the City Council; and

**BE IT FURTHER RESOLVED** that the City Manager of the City of Richmond is authorized to execute and administer all contracts related to the design and construction of the wet weather storage project as approved by the City of Richmond Design Review Board.

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I hereby certify that the foregoing resolution was passed and adopted by the Richmond City Council at a regular meeting thereof held Tuesday, February 18, 2014, by the following vote:

AYES: Councilmembers Bates, Boozé, Butt, Myrick, Rogers, Vice Mayor Beckles, and Mayor McLaughlin.

NOES: None.

ABSENT: None.

ABSTENTION: None.

DIANE HOLMES  
CLERK OF THE CITY OF RICHMOND

(SEAL)

Approved:

GAYLE MCLAUGHLIN  
Mayor

Approved as to form:

BRUCE GOODMILLER  
City Attorney

State of California }  
County of Contra Costa : ss.  
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 13-14**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on February 18, 2014.