



Office of the City Manager

05

CONSENT CALENDAR  
March 23, 2021

To: Honorable Mayor and Members of the City Council  
From: Dee Williams-Ridley, City Manager  
Submitted by: Liam Garland, Director, Department of Public Works  
Subject: Contract No. 100251-1 Amendment: Restoration Management Company

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 100251-1 (Contract No. 9635B in FUND\$) with Restoration Management Company, an on-call remediation services company, to provide emergency services in the event of flooding, sewer backups or other property damage that requires restoration, extending the term to June 30, 2022 and increasing the contract amount by \$150,000 for a total not-to-exceed of \$250,000.

FISCAL IMPACTS OF RECOMMENDATION

Funding for the duration of the contract amendment is available in the FY 2021 Sanitary Sewer baseline budget (Fund 611) and the Building Maintenance baseline budget (Fund 673) and will be part of the FY 2022 Budget Process.

Current contract amount .....	\$ 100,000
Amended contract amount .....	\$ 150,000
Total NTE	\$ 250,000

CURRENT SITUATION AND ITS EFFECTS

When the air conditioning unit on the roof of the Animal Shelter failed, it caused flooding and damage to several floors. This requires restoration that exceeds the current contract and eliminates the contract’s capacity to respond to future emergency situations.

In addition, the City of Berkeley provides wastewater collection and conveyance services to City customers and maintains over 254 miles of City-owned sanitary sewers. Blockages in the system or heavy infiltration can result in sanitary sewer overflows (SSO). In adherence to the State of California’s General Waste Discharge Requirements for Sanitary Service Systems (WDR,) the City’s Sewer System Management Plan (SSMP) requires that in the event of a SSO, the City shall take all feasible steps and necessary remedial actions to contain and mitigate the impacts of the SSO. Restoration Management Company (RMC) supports Public Works response to Sanitary Sewer Overflows by providing on-call abatement, mitigation, decontamination,

and cleanup. Amending the contract to increase the not to exceed amount will ensure continued contract authority to utilize RMC's services without interruption.

This contract amendment supports the City's Strategic Plan goal of be a global leader in addressing climate change, advancing environmental justice, and protecting the environment.

#### BACKGROUND

In 2014, after a competitive process, the City entered into a contract with Restoration Management Company to provide emergency response restoration and remediation services to both City and non-City facilities as required based on individual emergency situations. Public Works has been utilizing RMC'S 24 hour on-call remediation services to maintain compliance with the City's Sewer System Management Plan as well as to support the Department Operations Center in response to emergency spills. RMC has provided reliable, timely, and consistently satisfactory services for the City.

#### ENVIRONMENTAL SUSTAINABILITY

RMC's remediation services help to contain sewage spills, preventing the sewage from contaminating the storm drain system and to remove the spilled sewage from the storm drain system after contamination has occurred, thereby preventing the spilled sewage from further contaminating the City's creeks and the Bay.

#### RATIONALE FOR RECOMMENDATION

Due to the premature depletion of the contract budget, additional funding is urgently needed to allow for timely response to emergencies. City staff also need additional time to conduct a full request for proposal process, which typically takes at least a year including contracting procedures.

#### ALTERNATIVE ACTIONS CONSIDERED

None.

#### CONTACT PERSON

Joy Brown, Senior Management Analyst, Public Works 510-981-6629

Jesus Sandoval, Senior Supervisor, Public Works 510-981-6676

Aaron Baker, Facilities Maintenance Superintendent, Public Works 510-981-6452

Attachment:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 100251-1 AMENDMENT: RESTORATION MANAGEMENT  
COMPANY FOR ON-CALL REMEDIATION AND RESTORATION SERVICES

WHEREAS, the City of Berkeley provides wastewater collection and conveyance services to City customers and maintains over 254 miles of City-owned sanitary sewers; and

WHEREAS, during blockages or stormwater infiltration, sanitary sewer overflows can occur requiring immediate containment and/or remediation; and

WHEREAS, FUND\$ Contract No. 9635 was executed April 1, 2014 as authorized by the City Manager and, was authorized via Resolution No. 69,054-N.S. for subsequent amendment on July 23, 2019 to add an additional \$50,000 and extend the term to June 30, 2021; and

WHEREAS, the existing contract budget was prematurely expended due to an unanticipated costs related to air conditioner unit failure at the Animal Shelter, and funding is needed to continue to provide emergency response and restoration through the duration of the contract; and

WHEREAS, extending the contract term until June 30, 2022 will allow staff adequate time to conduct a request for proposal process for a possible successor restoration company; and

WHEREAS, funding for the contract amendment is available in the FY 2021 Sanitary Sewer baseline budget (FUND 611) and Building Maintenance baseline budgets (Fund 673) and will be included as part of the Budget process for FY 2022.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager or City Manager Designee is authorized to execute an amendment to Contract No. 100251-1 with Restoration Management Company to provide emergency restoration and remediation services, increasing the contract amount by \$150,000 for a total not-to-exceed of \$250,000, and extending the contract term to June 30, 2022.

