

STAFF REPORT

**MORRO BAY-CAYUCOS J.P.A.
WASTEWATER TREATMENT PLANT**

To: Honorable Mayor and City Council, City of Morro Bay
Honorable President and Board of Directors, Cayucos Sanitary District

From: Dennis Delzeit, P.E., Project Manager

Date: November 8, 2012

Subject: Status Report on Upgrade Project as of November 1, 2012

Recommendation: Receive the Status Report and direct staff accordingly

Activities during October 2012

- Coastal Commission staff met with MBCSD staff and consultants on October 2nd and toured the existing treatment plant site and the Righetti site.
- The project manager spoke under public comment at the Coastal Commission meeting on October 10 in Oceanside and provided a project status report and requested that the de novo hearing be scheduled for the November meeting. This was the fourth request directly to the Commission: One by the City Manager and three by the project manager.
- In late October, CCC staff notified MBCSD staff that the de novo hearing will not be scheduled for the November CCC meeting. The CCC staff had not completed their staff analysis and report in time to meet the agenda deadline.
- MBCSD staff, Dudek and the project manager answered numerous questions from the CCC staff by e mails and conference telephone calls. These information requests from CCC staff were clarification questions concerning the Fine Screening Report submitted in November 2011. No new information has been prepared by the MBCSD team. However, MBCSD staff and consultants have attempted to provide timely responses to the many requests for information and clarification from CCC staff during the past several months.
- McCabe & Company continues to communicate in meetings and phone conferences with Coastal Commissioners to provide project updates.
- The monthly status report was provided to the Regional Water Quality Control Board staff.
- The project web site was updated.

Looking Ahead-November and December 2012

The primary goal for November is to receive confirmation that the Coastal Commission hearing will be rescheduled for their December meeting in San Francisco.

Fiscal Impact:

- There are no new expenditures to report.

Discussion/Project Overview:

Major Milestone Schedule

- Council certified the EIR and approval of the Conditional Use Permit and Coastal Development Permit January 11, 2011
- Deadline for Coastal Commission Appeals January 31, 2011
- Coastal Commission substantial issue hearing March 11, 2011
- Public Outreach/Workshops June 27 & 28, 2011
- Deadline for the rough screening criteria and alternative sites public comments July 15, 2011
- Coastal Commission staff level meeting in Santa Cruz August 25, 2011
- Public release of the Rough Screening analysis September 1, 2011
- **Rough Screening Analysis Presentation to the JPA** **September 8, 2011**
- Public workshop- Alternative Sites Update September 19, 2011
- Deadline for public comments on the Rough Screening Analysis and Fine Screening criteria and alternative sites September 30, 2011
- Public release of the draft Fine Screening analysis November 3, 2011
- **Fine Screening Analysis Presentation to the JPA** **November 10, 2011**
- Coastal Commission staff level meeting in Santa Cruz (review de novo materials) December 9, 2011
- 2012 Recycled Water Feasibility Study released March 9, 2012
- **2012 Recycled Water Feasibility Study Presentation to the JPA** **April 12, 2012**
- Coastal Commission staff level meeting in Santa Cruz (review de novo materials) June 22, 2012
- Coastal Commission staff level meeting in Santa Cruz (review of staff report for the August 9, 2012 CCC mtg.) August 3, 2012
- **Coastal Commission de novo hearing, Santa Cruz Postponed by CCC staff** **August 9, 2012**
- **Coastal Commission de novo hearing, San Francisco?** **December 12-14, '12**
- Submit SRF loan application to the State Board On hold
- Issuance of SRF Financing Agreement On hold
- Submit first SRF disbursement request to State Board On hold
- Completion of the Design On hold
- Advertise for Construction Bids On hold
- Receive Construction Bids On hold

- Award Construction Contract, after receiving State Revolving Fund Loan Approval On hold
- Start Construction On hold
- Completion of Construction On hold
- Achieve full compliance with federal secondary treatment Requirements Deadline on hold per force majeure

Dudek - California Coastal Commission - Substantial Issue Study

Dudek contract Fee Status:

- Original Contract Amount: \$345,485.00
- Amendment: \$110,157.00
- Revised Contract Amount: \$455,642.00¹
- Amount invoiced to date: \$429,742.87
- Amount remaining in contract: \$ 25,899.13
- Most recent billing amount (7/17/12): \$ 3,601.38
- Percent of contract billed: 94%

MWH Design

Final design of the project will resume after completion of the Coastal Commission Appeal Process.

MWH Contract Fee Status:

- Contract Amount: \$2,700,000.00
- Addendum #1, updated flows and loadings: \$ 9,000.00
- Addendum #2, advanced treatment options: \$ 9,600.00
- Addendum #3, updated cost estimate \$ 18,700.00
- Revised MWH Contract Amount: \$2,737,300.00
- Amount Billed to Date: \$ 474,490.33
- Amount Remaining: \$2,225,509.67
- Most Recent Billing Amount (10/7/11)² \$ 4,631.46
- Percent of contract billed: 18%

¹ \$21,627 is reserved as an optional task for archaeology services, if required by Coastal.

² The 5/2/11 invoice is for services rendered 1/1/11 through 1/28/11. MWH work was suspended on 11/19/10 except for completion of surveying, geotechnical report, floor plan layout and support at the PC and CC meetings in support of the permits.

McCabe & Company) California Coastal Commission Communications/Liaison Services

• Invoice 4/11/11: \$12,500 + \$857.47 ³ =	\$13,347.57
• Invoice 5/3/11: \$12,500 + \$98.28 ⁴ =	\$12,598.28
• Invoice 6/3/11: \$12,500 + \$4,032 ⁵ =	<u>\$16,532.00</u>
• Total billings from start of contract to suspension:	\$42,477.85 ⁶
• Invoice for January 2012, dated 2-29-12:	\$12,500.00
• Invoice for February 2012, dated 3-23-12:	\$12,500.00
• Invoice for March 2012, dated 4-23-12:	\$12,500.00
• Invoice for April 2012, dated 5-15-12:	\$12,500.00
• Invoice for May 2012, dated 6-25-12:	\$12,991.97 ⁷
• Invoice for June 2012, dated 7-23-12:	\$12,500.00
• Invoice for July 2012, dated 8-23-12:	\$12,500.00
• Invoice for August 2012, dated 9-23-12:	\$13,728.07
• Amount billed to date:	\$144,197.89
• Not to exceed limit:	\$155,000
• Percent billed to date:	93%

Project Manager, Dennis Delzeit

Dennis Delzeit's Contract Fee Status:

▪ Original Contract amount:	\$250,000.00
▪ Contract Amendment (PERC)	\$ 3,000.00
▪ Revised Contract Amount:	\$253,000.00
▪ Amount Billed to Date:	\$189,017.50
▪ Amount Remaining:	\$ 63,982.50
▪ Most Recent Billing Amount (10/1/12)	\$ 6,133.06
▪ Percentage of contract billed:	75%

State Revolving Fund Loan:

The SRF process is on hold pending approval of the California Coastal Commission. Without a Coastal Development Permit from the CCC, the project work scope components are unknown as is the total project cost.

³ Travel expenses to Morro Bay and the Santa Cruz Coastal Commission hearing on 3/11/11. The contract fee is \$12,500 per month plus outside expenses.

⁴ Conference calls outside expenses.

⁵ This is the prorated fee from March 22 through 31 that was not previously billed.

⁶ This is the total fee for services from the beginning to the suspension of the contract: Feb 22 through May 31, 2011. No services were provided between May 31 through December 31, 2011.

⁷ Expenses for meeting with CCC staff in Santa Cruz: \$407.60 airfare; \$45.54 car rental; \$8.83 gas; \$30 taxi.