



CITY of CALABASAS

CITY COUNCIL AGENDA REPORT

DATE: JUNE 13, 2024

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: CURTIS CASTLE, P.E., PUBLIC WORKS DIRECTOR/CITY ENGINEER
BY: TATIANA HOLDEN, P.E., DEPUTY PUBLIC WORKS DIRECTOR

SUBJECT: CONSIDERATION OF APPROVAL OF AN AGREEMENT IN THE AMOUNT OF \$27,315.40 FOR FY23/24 THROUGH FY27/28 BETWEEN THE CITY OF LOS ANGELES AND THE CITY OF CALABASAS FOR MONITORING PURSUANT TO THE SANTA MONICA BAY BEACHES BACTERIA TOTAL MAXIMUM DAILY LOAD (TMDL)

MEETING

DATE: JUNE 26, 2024

SUMMARY RECOMMENDATION:

Staff recommends that the City Council approve the Memorandum of Agreement (MOA) in the amount of \$27,315.40 for five years between the City of Los Angeles and the City of Calabasas for Cost Sharing for the Dry and Wet Weather Shoreline Water Quality Monitoring Program Pursuant to the Santa Monica Bay Beaches Bacteria Total Maximum Daily Load (TMDL), hereafter referred to as "Agreement".

BACKGROUND:

Monitoring and mitigating pollutants entering storm drains and natural water bodies was been a local, regional, and state priority for over twenty years. On January 24, 2002, the California Regional Water Quality Control Board, Los Angeles Region (LARWQCB), adopted Resolution No. 2002-004 establishing the limit for the TMDLs for bacteria during dry-weather for the Santa Monica Bay. On December 12, 2002, the LARWQCB adopted Resolution No. 2002-022 establishing

the limit for the TMDLs for bacteria during wet-weather for Santa Monica Bay beaches. Forty-four (44) beaches from the northerly limit of the Los Angeles/Ventura County line to the southerly limit of Outer Cabrillo Beach, along the Santa Monica Bay, have documented bacteriological impairments. The City of Calabasas watershed drains to Santa Monica Bay.

On April 28, 2004, the monitoring plan entitled Santa Monica Bay Beaches Bacterial TMDLs' Coordinated Shoreline Monitoring Plan (Monitoring Plan) was approved by the LARWQCB.

On November 8, 2012, the LARWQCB adopted Order R4-2012-0175, which serves as both the federal National Pollutant Discharge Elimination Systems (NPDES) Permit and the local Municipal Separate Storm Sewer System Permit (2012 MS4 Permit), became effective on December 28, 2012. The 2012 MS4 Permit incorporated the Santa Monica Bay Beaches Bacteria TMDL (hereafter referred to as "Bacteria TMDL"), and incentives for permittees willing to work cooperatively with other agencies in watershed monitoring efforts. Subsequently, on July 23, 2021, the Regional Board adopted NPDES/MS4 Permit Order No. R4-2021-0105 (2021 MS4 Permit) which continued to incorporate the Bacteria TMDL.

The previous Agreement expired on June 30, 2022 and continued on a month-to-month basis until June 30, 2023. This subsequent Agreement has an effective date of July 1, 2023 and expires June 30, 2028.

DISCUSSION/ANALYSIS:

Under the new agreement, and in accordance with past agreements, the City of Los Angeles will perform all monitoring services in accordance with the time frames set forth in the Monitoring Plan, and in-line with the Bacteria TMDL requirements, at locations as indicated in Exhibit A on behalf of all responsible agencies (referred to as "permittees" in the state order) in the watershed group, including Calabasas. All participating permittees share the cost of water quality sample collection and analysis, data management, reporting, and the purchase and maintenance of equipment that are specific to their drainage area. Participation in this Agreement relieves the City of Calabasas from the responsibility to directly perform the tasks mentioned above because the City of Los Angeles will conduct the work on behalf of Calabasas as part of the cost sharing MOA.

The attached agreement includes an estimated cost sharing matrix for all monitoring sites. Cost sharing fees were assigned to each agency based on the percentage of jurisdictional land area draining to a monitoring site.

To continue to participate in the program, the City is required to execute the Agreement with the City of Los Angeles. This Agreement will expire on June 30, 2028, and may continue on a month-to-month basis after expiration, up to twelve (12) months, to June 30, 2029. Participation in the cost sharing program and the Agreement ensures the City remains in compliance with the federal NPDES permit and state/local MS4 Permit.

FISCAL IMPACT/SOURCE OF FUNDING:

As provided in the attached Agreement, the City’s cost share for each fiscal year is as follows:

Fiscal Year	Cost Share
FY 23/24	\$5,144.98
FY 24/25	\$5,299.33
FY 25/26	\$5,458.31
FY 26/27	\$5,622.06
FY 27/28	\$5,790.72
TOTAL	\$27,315.40

Once the Agreement is fully executed by all parties, the payment for FY 2023/24 will be retroactively invoiced. Budget is available in the Public Works Department Water Quality Enhancement Fund in account 10-313-5252-27, Compliance Monitoring Program.

REQUESTED ACTION:

Staff recommends that the City Council approve the Agreement between the City of Los Angeles and the City of Calabasas in the amount of \$27,315.40 for five years for Cost Sharing for the Dry and Wet Weather Shoreline Water Quality Monitoring Program Pursuant to the Santa Monica Bay Beaches Bacteria Total Maximum Daily Load (TMDL) hereafter referred to as “Agreement”.

ATTACHMENTS:

Attachment A: Agreement between the City of Los Angeles and the City of Calabasas for Cost Sharing for the Monitoring Pursuant to the Santa Monica Bay Beaches Bacteria TMDL

Attachment B: Exhibit A: Cost-sharing Percentages by Agency

Attachment C: Exhibit B: Estimated Annual Monitoring Service Cost by Agency