

CITY COUNCIL MEMORANDUM

AGENDA ITEM

Authorize the execution of a professional services contract amendment with CG Environmental - Cleaning Guys, LLC for the August 12, 2016, emergency environmental response.

ORIGINATING DEPARTMENT

Public Works - Environmental Services

BACKGROUND INFORMATION

In December 2014, the City entered into a contract for emergency response services with CG Environmental - Cleaning Guys, LLC (CG). The services within that contract were for hazardous material cleanup, remediation, and disposal. The contract terms were for an as-needed emergency response basis not to meet or exceed \$50,000.00. Prior to August 12, 2016, CG responded to three emergency environmental responses and two hazardous disposals at total cost of \$29,159.29.

The City currently holds a Municipal Separate Storm Sewer System (MS4) permit with the Texas Commission on Environmental Quality (TCEQ). As part of that permit the City is responsible for the water quality in our watercourses. That TCEQ permit and current city ordinances require the City to respond to, contain, and remediate any known point discharge not comprised entirely of storm water.

DISCUSSION/CONCLUSION

On the morning of Friday, August 12, 2016, the City responded to a gas fire at 4415 E. Veterans Memorial Boulevard. Staff evaluated the situation and determined that the level of response needed required professional assistance. As a result, staff utilized the existing contract authorization to contact CG to request assistance in the containment, remediation, and disposal of petroleum products that entered the soil and watercourse.

Staff coordinated emergency environmental response compliance with various regulatory agencies and CG. The regulatory agencies included Environmental Protection Agency (EPA), U.S. Department of Transportation, TCEQ, and Texas Parks & Wildlife (TPW). Due to the nature of the contamination testing, final disposal, and remediation were not completed until October 21, 2016, at a total cost of \$214,199.02. Interim reports were filed with all regulatory agencies on October 5, 2016, and October 11, 2016. The EPA and TCEQ require a formal final report documenting remediation methods and proof of permitted disposal within six months of the spill.

FISCAL IMPACT

Funding in the amount of \$214,199.02 is available in the 575 Drainage Utility Fund's reserve accounts based on savings from last fiscal year. Once a budget amendment is authorized to

cover this expense, the funds will be available in the Professional Services - Special Services account (575-3476-432.47-99).

RECOMMENDATION

City staff recommends that the City Council authorize the City Manager to enter into a contract amendment with CG Environmental - Cleaning Guys, LLC for \$214,199.02 for the August 12, 2016 Emergency Environmental Response project.