



Meeting Date: 07/11/06

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input checked="" type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s).	<input type="checkbox"/> Report
<input type="checkbox"/> Res. No(s).	<input type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other	<input type="checkbox"/> Other

Prepared By: Mark S. Norris *MSN*

Agenda Item No. I-12

Reviewed By: City Manager *[Signature]*

*Gillig*  
City Attorney

Finance *[Signature]*

*Ortega*  
Public Works Director

**DATE:** June 20, 2006

**TO:** City Council

**FROM:** Mark S. Norris, Assistant Public Works Director  
Public Works Department

*[Large handwritten signature]*

**SUBJECT:** Amendment of the Contract for Professional Services with Aquatic Bioassay & Consulting Laboratories, Inc.

**RECOMMENDATION**

That City Council approve and authorize the Mayor to execute the sixth amendment to the agreement (No. 900-00-PW) with Aquatic Bioassay & Consulting Laboratories, Inc., extending the agreement from July 1, 2006 to June 30, 2007 in the amount of \$265,946 for receiving water monitoring services.

**DISCUSSION**

Treatment plants which discharge to the Pacific Ocean are required to monitor the ocean to assure compliance with Federal and State discharge regulations. The Environmental Protection Agency and the Regional Water Quality Control Board provide permit requirements with which the City must comply. In order to meet these requirements, the City hires a qualified firm to perform receiving water monitoring activities and issue reports in conformance with the Treatment Plant's National Pollutant Discharge Elimination System Permit (Permit).

On June 20, 2000, the City Council executed an agreement with Aquatic Bioassay & Consulting Laboratories, Inc. to perform these services for the Wastewater Division in compliance with the City's Permit. This agreement was for a period of twelve (12) months with the potential for one-year extensions based upon successful completion of the terms of the monitoring program. The contractor has performed the services well and staff recommends that City Council approve a one-year extension at a cost not to exceed \$265,946.

**FINANCIAL IMPACT**

There are sufficient funds in Acct # 612-6201-842-8201 to cover the current year's cost of expenses. No additional appropriations are requested with this Agreement.

Attachment #1 – Amendment to the Agreement No. 900-00-PW

SIXTH AMENDMENT TO AGREEMENT FOR CONSULTING SERVICES

This Sixth Amendment to Agreement for Consulting Services, dated June 30, 2006, is entered into by and between the City of Oxnard, a municipal corporation ("City"), and Aquatic Bioassay and Consulting Laboratories, Inc. ("Consultant"), and amends that certain Agreement for Consulting Services ("the Agreement") entered into on the 20th day of June, 2000, as amended by the First, Second, Third, Fourth and Fifth Amendments thereto.

City and Consultant agree that the Agreement is amended as follows:

- 1. In section 12 of the Agreement, the expiration date of "June 30, 2006" is deleted and replaced with the date "June 30, 2007".
2. In subsection a of Section 14 of the Agreement, the figure "1,525,246" is deleted and replaced with the figure "\$1,791,192".
3. In subsection a of Section 14 of the Agreement, "Exhibit B6", attached hereto and incorporated by reference, is substituted for "Exhibit B6".

City and Vendor further agree that as so amended, the Agreement remains in full force and effect.

CITY OF OXNARD

CONSULTANT

Dr. Thomas F. Holden, Mayor

Thomas K. Mikel, Jr., Laboratory Director

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:

APPROVED AS TO INSURANCE:

Gary L. Gillig, City Attorney

Marcie Medina, Risk Manager

APPROVED AS TO CONTENT:

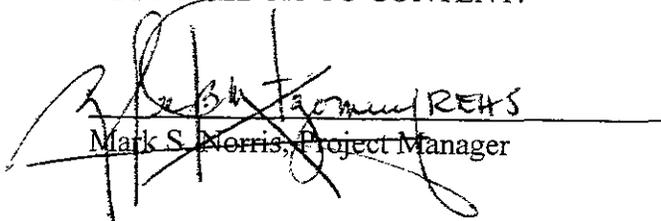
  
REHS  
Mark S. Norris, Project Manager

EXHIBIT B6

OFFSHORE MONITORING	\$90,126.
BENTHIC MONITORING*	\$68,585.
SEDIMENT TOXICITY	\$10,584.
DERMERSAL FISH AND MACROINVERT MONITORING*	\$44,528.
ANNUAL OUTFALL SURVEY	\$25,376.
QUARTERLY MEETINGS	\$1,852.
REPORT PREPARATION/PRODUCTION	\$24,895.
<b>TOTAL</b>	<b><u>\$265,946.</u></b>

\*Costs for benthic and trawl tissue analyses assume that all required biomasses have been collected. If they are not, actual costs may be lower.