



# SAN GABRIEL BASIN WATER QUALITY AUTHORITY

1720 W. Cameron Ave., Suite 100, West Covina, CA 91790 • 626-338-5555 • info@wqa.com • wqa.com

**WQA ADMINISTRATIVE/FINANCE COMMITTEE  
TO BE HELD ON TUESDAY, SEPTEMBER 10, 2024 AT 10:00 A.M.  
AT  
1720 W. CAMERON AVE., SUITE 100 IN WEST COVINA, CA**

**Zoom Registration Link:**

[https://us06web.zoom.us/meeting/register/tZYlc-vhrjMiHtxZub-Lpe5\\_511XAV1TvX7h](https://us06web.zoom.us/meeting/register/tZYlc-vhrjMiHtxZub-Lpe5_511XAV1TvX7h)

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**AGENDA**

**Committee Members:** Lynda Noriega, Mark Paulson and Robert DiPrimio

**Liaison Member:** Dave Michalko

- I. Call to Order
- II. Remote Participation Declaration - AB 2449  
[Government Code Section 54953(f)]
  - a. Notification of Just Cause
  - b. Emergency Circumstances Requests
- III. Public Comment
- IV. Discussion Regarding Weaver Consulting Group Assignment, Assumption,  
And Consent Agreement [enc]
- V. Discussion Regarding Accounting Services for Proposition 68 Grant – Task  
Order Modification 2 [enc]
- VI. Update of WQA’s Federal Funding Program Administration (FFPA)
- VII. Executive Director’s Report
- VIII. Adjournment



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## AGENDA SUBMITTAL

**To:** WQA Administrative / Finance Committee  
**From:** Randy Schoellerman, Executive Director  
**Date:** September 10, 2024  
**Subject:** **Weaver Consulting Group Assignment, Assumption, and Consent Agreement**

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### **Summary**

Effective June 1, 2024, Weaver Consulting Group (Weaver) acquired Avocet Environmental, Inc. (Avocet). Avocet has been WQA's long time Consultant for various engineering and investigative projects within the South El Monte Operable Unit. At the time of Weaver's acquirement, WQA had three active Task Orders with Avocet:

- i. Task Order No. 12 entitled "SEMOU Regional Site Investigation," executed on or about August 3, 2020 ("Task Order No. 12") which was initiated under the 2019 Agreement but continued to be performed by Assignor under the 2021 Agreement and the current 2024 Agreement;
- ii. Task Order No. 15 entitled "Whitmore Street O&M," executed on or about March 21, 2024 ("Task Order No. 15");
- iii. Task Order No. 16 entitled "Design/Construction management – WSGRF Expansion," executed on or about March 21, 2024 ("Task Order No. 16")

WQA staff has met with Weaver and Avocet representatives and has been assured that there will be no change in personnel while fulfilling the obligations of current task orders. WQA's attorney has reviewed the Assignment, Assumption and Consent Agreement to ensure all of WQA rights and interests have been incorporated.

**Recommendation:** Approve the Weaver Consulting Group Assignment, Assumption, and Consent Agreement

### **Attachment**

*Weaver Consulting Group Assignment, Assumption, and Consent Agreement*

## DRAFT - ASSIGNMENT, ASSUMPTION, AND CONSENT

This Assignment, Assumption, and Consent (“Assignment”) is effective as of June 1, 2024 (“Effective Date”), by and among San Gabriel Basin Water Quality Authority and its affiliates (“Client”), Avocet Environmental, Inc. (“Assignor”), and Weaver Consultants Group of California, LLC (“Assignee”).

### BACKGROUND

1. On January 31, 2019, Client and Assignor entered into that certain agreement entitled “Agreement for Services By Independent Contractor” (the “2019 Agreement”) for professional consulting services which expired on its own terms on June 30, 2021; and

2. On July 1, 2021, Client and Assignor executed a renewed agreement for the same professional consulting services (the “2021 Agreement”) which expired on its own terms on June 30, 2023; and

3. On March 21, 2024, Client and Assignor executed a further renewed agreement for the same professional consulting services (the “2024 Agreement”) which expires on June 30, 2026 (A true and correct copy of the 2024 Agreement is attached hereto as **Exhibit “A”**); and ;

2. Assignor desires to assign all of its rights, obligations and liabilities under the 2024 Agreement to Assignee effective June 1, 2024;

3. Assignee desires to accept and assume all of the rights, obligations of Assignor under the 2024 Agreement effective June 1, 2024; and

4. As of June 1, 2024, the Parties acknowledge that the following ongoing holdover assignments initiated by Assignor prior to June 1, 2024 remain ongoing and/or in progress and not yet completed:

- a. Task Order No. 12 entitled “SEMOU Regional Site Investigation,” executed on or about August 3, 2020 (“Task Order No. 12”) which was initiated under the 2019 Agreement but continued to be performed by Assignor under the 2021 Agreement and the current 2024 Agreement;
- b. Task Order No. 15 entitled “Whitmore Street O&M,” executed on or about March 21, 2024 (“Task Order No. 15”);
- c. Task Order No. 16 entitled “Design/Construction management – WSGRF Expansion,” executed on or about March 21, 2024 (“Task Order No. 16”)

The term “Carryover Task Orders” shall be collective reference to the forgoing task orders listed above. True and correct copies of the Carryover Task Orders and attached hereto as **Exhibit “B”**; and

5. Subject to the terms set forth below, Client desires to consent to such assignment, acceptance, and assumption.

**AGREEMENT**

**NOW, THEREFORE**, in consideration of the mutual covenants and agreements set forth herein and for other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows, as of the effective date:

1. Assignor hereby assigns to Assignee and Assignee hereby accepts and assumes all of Assignor’s rights, obligations, and liabilities under the 2024 Agreement effective as of June 1, 2024.

2. Client hereby consents to the foregoing assignment and assumption of rights, subject to the conditions set forth under section 3 of this Assignment, below.

3. The assignment notwithstanding, the Parties agree that Assignee shall assume and all duties and obligations to continue performing all ongoing or otherwise incomplete services and tasks required under the Carryover Task Orders in the manner called for under the 2024 Agreement. The foregoing notwithstanding, the Parties acknowledge and agree that any liability claims for acts, errors or omissions of Assignor which accrued prior June 1, 2024 shall remain the responsibility of Assignor.

**IN WITNESS WHEREOF** the parties hereto have executed this Assignment as of the effective date set forth above.

**Client**

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**Assignor**

By: \_\_\_\_\_

Print Name: Philip Miller

Title: Principal

Date: \_\_\_\_\_

**Assignee**

By: \_\_\_\_\_

Print Name: Douglas G. Dorgan, Jr.

Title: Principal

Date: \_\_\_\_\_



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## AGENDA SUBMITTAL

**To:** WQA Administrative / Finance Committee  
**From:** Randy Schoellerman, Executive Director  
**Date:** September 10, 2024  
**Subject:** **Accounting Services for Proposition 68 Grant – Task Order Amendment 2**

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### **Summary**

The WQA has two State Water Resources Control Board Division of Financial Assistance (DFA) Proposition 68 grants to fund Treatment & Remediation costs for 24 water treatment facilities for a period of 4 to 5 years. On April 21, 2021, the Board approved a Task Order with CA Consulting Services, LLC (CAC) to perform accounting services to process the reimbursements and submittals to DFA. The original Task Order had a completion date of April 30, 2023, and a not-to-exceed amount of \$250,000.

Subsequently, the Prop 68 grant was extended to February 28, 2026. At the June 21, 2023, Board meeting, the Board approved extending the Task Order to June 30, 2026, to match the grant extension.

The Task Order included staffing by the Principal Consultant and a Sr. Associate, and the consulting work was being performed 100% by the Principal. As of August 2024, the availability of the Principal was significantly reduced, and that position is now being supplemented by a Manager level accountant. In addition, effective August 1, 2024, CAC has increased its hourly billing rates as shown below.

- Principal Consultant - \$175 (increase from \$135)
- Manager - \$150 (new position for agreement)
- Sr. Associate - \$120 (increase from \$90)

The agreement still includes a not-to-exceed amount of \$250,000. Also, these costs are being reimbursed by the Prop 68 grant.

**Recommendation:** Approve Task Order 1 Mod 2 which increases billing rates and adds the position of Manager with no increase to the not-to-exceed amount of \$250,000.

### **Attachment**

*CAC Task Order No. 1 – mod 2*

**TASK ORDER**

**TASK ORDER NO.1-mod 2**

**JOB NO. Accounting Services for  
Proposition 68 Grant**

**CONSULTANT INFORMATION**

NAME: CA CONSULTING SERVICES LLC

ADDRESS: 17920 E. Payson Street  
Azusa, CA 91702

CONTACT: Angel Castellanos

PHONE: (626) 391-3503

FAX: N/A

E-MAIL: info@caconsultservices.com

THIS TASK ORDER is issued pursuant to that certain Agreement for Services by Independent Contract between the SAN GABRIEL BASIN WATER QUALITY AUTHORITY (“AUTHORITY”) and CA CONSULTING SERVICES, LLC. (“CONSULTANT”) dated April 21, 2021.

1. Project Name or Description.
  - a. Accounting Services for Proposition 68 Grant (“Project”).

2. Tasks to be Performed.

CONSULTANT shall provide all labor, materials, and equipment for the Project to perform the following tasks:

- a. Grant funding invoice administration support services.
- b. Develop templates for invoice reimbursements.

- c. Review and compile grant invoices.
- d. Develop templates for Prop 68 grant match.
- e. Review and compile grant match invoices.
- f. Additional accounting services as may be requested from time to time for Proposition 68 grant requirements.

3. Time of Performance.

Time is of the essence. Therefore, CONSULTANT shall begin work within 5 days of the date this Task Order is signed by the Board or Executive Director of the AUTHORITY and shall complete performance of such services by or before the following date: June 30, 2026.

4. Liaison of Authority.

Mary Saenz will serve as liaison between AUTHORITY and CONSULTANT.

5. Staff Assignment and Hourly Rates - see attached Schedule of Hourly Rates.

CONSULTANT will assign the Manager and Sr. Associate staff to perform the services required by this Task Order:

6. Deliverables.

CONSULTANT shall deliver to AUTHORITY no later than the date or dates indicated as follows:

- a. As directed by Authority liaison, Mary Saenz.

7. Compensation.

For all services rendered by CONSULTANT pursuant to this Task Order, CONSULTANT shall receive a total not-to-exceed sum of \$250,000 in accordance with the Hourly Rates shown at Section 5 of this task order and shall be reimbursed for reasonable and necessary expenses incurred in the connection with the performance of services. Payment of the fees and expenses incurred shall be made monthly upon receipt of proper invoices from CONSULTANT, as required by the above-mentioned Agreement. CONSULTANT is to notify AUTHORITY in writing when 80% of the total not-to-exceed sum is reached.

8. Compliance with Master Agreement.

CONSULTANT's performance under this Task Order shall be subject to the terms, conditions, and requirement of the Master Agreement. In the event of any conflict or inconsistency between the provisions of this Task Order and the provisions of the Master Agreement, the provisions of the Master Agreement shall govern and control but only to the extent of the conflict or inconsistency and no further.

9. Miscellaneous Matters.

The following additional matters are made a part of this Task Order: None.



IN WITNESS WHEREOF, the parties have executed this Task Order on the date indicated below.

SAN GABRIEL BASIN  
WATER QUALITY AUTHORITY

Dated: \_\_\_\_\_

By \_\_\_\_\_

Title Executive Director

CONSULTANT

Dated: \_\_\_\_\_

By \_\_\_\_\_

Title \_\_\_\_\_

### Schedule of Hourly Rates

<b>Classification</b>	<b>Rate</b>	<b>Hours</b>	<b>Amount</b>
Principal	\$175	601	\$105,175
Manager	\$150	805.5	\$120,825
Sr. Associate	\$120	200	\$24,000

### Schedule of Reimbursement Expenses

- Mileage to be reimbursed at the applicable IRS rate.
- Miscellaneous supplies to be reimbursed at cost, pre-approval by the Authority is required.



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## AGENDA SUBMITTAL

**To:** WQA Administrative / Finance Committee  
**From:** Randy Schoellerman, Executive Director  
**Date:** September 10, 2024  
**Subject:** **Update of WQA's Federal Funding Program Administration**

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### **Summary**

On September 26, 2022, WQA Staff initiated Round X of WQA's Federal Funding Program (FFPA) Administration process making the most recent \$10M of federal funding received available for distribution to projects. Staff accepted applications from September 26, 2022, thru November 10, 2022. Staff received a total of 23 applications with a combined capital costs of \$201.6M, and combined treatment and remediation costs of \$18M. During the application period, staff determined that an additional \$545K could be made available for distribution. The total amount available for distribution is \$10.275M after the Bureau of Reclamation deducted their administrative costs. Subsequent to that meeting, an additional \$10M appropriation for the San Gabriel Basin Restoration Fund was made available upon the passage of the Consolidated Appropriations Act of 2023. Staff revisited the Round X applications received in November 2022 and made additional award recommendations in February 2023, totaling \$9.7M. The combined awards totaled \$19.975M.

As of September 10, 2024, WQA has fully reimbursed four of the sixteen projects in the amount of \$6.400M, partially reimbursed four projects in the amount \$3.267M with \$5.682M remaining and eight projects that have not started in the amount of \$4.625M.

Staff intends to provide further information regarding each project at the committee meeting, along with an update of the availability of additional FFPA funding.

**Recommendation:** This is an information item only.