



MEMO

Date: May 10, 2012

To: ABAG Executive Board

From: Judy Kelly
Director, San Francisco Estuary Partnership

Re: **Authorization to Amend Contract with the California Department of Boating and Waterways (DBW)**

Executive Summary

The San Francisco Estuary Partnership ABAG has been working in cooperation with the Department of Boating and Waterways for over 15 years to implement actions under the US Fish & Wildlife Service's Clean Vessel Act to ensure proper disposal of sewage from recreational boats.

In September, 2011, the Executive Board most recently authorized the Executive Director or designee to amend the agreement with the DBW for the San Francisco Estuary Partnership/ABAG to provide continued support for a Boater Education Program.

The Board is requested to authorize the Executive Director or designee to amend the contract by increasing the not to exceed amount to \$2,721,101 an increase of \$184,000 for work during calendar 2013. The time period of the contact will be extended, with the contract ending on December 31, 2014. The funds will be used to inform the boating community about proper vessel sewage disposal practices to encourage the use of pumpout and dump facilities. The San Francisco Estuary Project/ABAG will use \$184,000 to work with the boating community in the San Francisco Bay Delta Estuary. ABAG will provide an in-kind services match of approximately \$27,600. The remaining \$18,400 of the required match will be provided by project partners.

Recommended Action

The Board is requested to authorize the Executive Director or designee to amend the DBW/ABAG contract by increasing the not to exceed amount to \$2,721,101, an increase of \$184,000, and approve the resolution.

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 09-12

**AUTHORIZING THE EXECUTIVE DIRECTOR, OR DESIGNEE, TO EXECUTE A
CONTRACT AMENDMENT WITH THE STATE OF CALIFORNIA DEPARTMENT OF
BOATING AND WATERWAYS FOR THE CLEAN VESSEL EDUCATION PROGRAM**

WHEREAS, the California Department of Boating and Waterways is funding the next phase of the Clean Vessel Education Program in the San Francisco Bay-Delta Region; and

WHEREAS, the SFEP/ABAG has implemented the Clean Vessel Education Program for the past 14 years and will continue this work through the end of 2013; and

WHEREAS, The Clean Vessel Act Education Program is intended to perform outreach and education for recreational boaters and marinas about the location and proper use of sewage pumpouts in the 11-county San Francisco Bay Delta Estuary Region. In addition, the program notifies marinas about the opportunity to have 75% of the costs of installation or maintenance of the pumpout covered, and monitors the current pumpout network (how many pumpouts are functioning and how many hours are they operating).

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NOW, THEREFORE, BE IT RESOLVED, by the Executive Board of the Association of Bay Area Governments that the Executive Director or designee be authorized to accept grant funds, conduct all negotiations, and execute and submit all documents including, but not limited to, amendments, payment requests, and so on, which may be necessary for the completion of the aforementioned project.

The foregoing adopted by the Executive Board this 17th day of May, 2012.

Mark Luce
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17th day of May, 2012.

Ezra Rapport
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel