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File #:	17-0346	Version: 1	Name:	Interlocal Agreement-National Pollutant Discharge Elimination
Type:	Agreements/Contracts		Status:	Passed
File created:	5/31/2017		In control:	City Commission
On agenda:	6/7/2017		Final action:	6/7/2017

Title: MOTION TO AUTHORIZE THE MAYOR TO SIGN THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF PEMBROKE PINES TO SHARE THE RESOURCE BURDEN OF THE SYSTEM WIDE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT REQUIREMENTS AND TO ALLOW BROWARD COUNTY TO CONDUCT SPECIFIC TECHNICAL ACTIVITIES REQUIRED BY THIS PERMIT.

Attachments: [1. 1. Agenda Item #24, dated 11.5.1997](#), [2. 2. Agenda Item #15, dated 5.1.2002](#), [3. 3. Agenda Item #6, dated 4.21.10](#), [4. 4. Agenda Item #22, dated 5.7.03](#), [5. 5. Email from Broward County dated 5.31.17 Broward County Interlocal Agreement for NPDES MS4 permit](#), [6. 6. NPDES MS4 Interlocal Agreement to be Signed](#).

Text

Title

MOTION TO AUTHORIZE THE MAYOR TO SIGN THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF PEMBROKE PINES TO SHARE THE RESOURCE BURDEN OF THE SYSTEM WIDE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT REQUIREMENTS AND TO ALLOW BROWARD COUNTY TO CONDUCT SPECIFIC TECHNICAL ACTIVITIES REQUIRED BY THIS PERMIT.

Summary Explanation and Background

SUMMARY EXPLANATION AND BACKGROUND:

1. Beginning in 1997 the Environmental Protection Agency mandated as part of the water quality act of 1997 that the city, county, and state agencies that operate drainage systems that discharge into canals, lakes, streams or oceans had to obtain a permit order to continue these discharges.
2. The National Pollution Discharge Elimination System (NPDES) program was designed to create an inventory of existing drainage systems and their discharge points into the canals, lakes and streams, determine how much pollution these systems were conveying to these water bodies and create programs to eliminate the pollution caused by these discharges.
3. The EPA required that a NPDES MS4 Permit be acquired by all of these agencies before December 31, 1997. The City of Pembroke Pines had several possible alternatives for applying for and obtaining the required permit. The City of Pembroke Pines could have pursued their own permit, joined South Broward Drainage District's permit application or joined with Broward County's permit application. After reviewing all options both the City's engineering department and the City's engineering consultant recommended that the City join with Broward County's permit application to reduce the cost of the required permit.
4. The City entered into the first NPDES permit with Broward County on November 1, 1997. This first NPDES permit was for five years and covered the time frame of December 3, 1996 through October 31, 2001.
5. On May 1, 2002 the City agreed to enter into a second 5-year interlocal agreement with Broward County to submit all required applications and do all required technical work to meet the NPDES permit requirements.

6. The agreement to be signed will cover the period from April 1, 2017 through April 1, 2021 and may be extended if approved by all parties until such time as a new permit is issued by the State of Florida. Under this agreement the City will pay the County the total sum of \$169,904. in five annual installments as shown in Attachment "B" of the interlocal agreement. This sum is based on \$600.00 per municipality plus \$0.205 per capita, based on 2010 Census date and a 2.5% increase each year. Payments are due April 1, 2017, April 1, 2018, April 1, 2019, April 1, 2020 and April 1, 2021.

7. Broward County does all testing and runs all programs for this fee. The City of Pembroke Pines Environmental Services Division does all drainage inspections and hires contractors to do all cleaning of the drainage system in the City of Pembroke Pines required by the NPDES program.

8. The Environmental Services Division recommends that the City enter into the proposed interlocal agreement with Broward County to meet the NPDES permit requirements.

This item has been reviewed by the Commission Auditor and approved for the agenda.

Financial Impact

FINANCIAL IMPACT DETAIL:

- a) **Initial Cost:** \$169,904.00 if the City Commission approves the motion.
- b) **Amount budgeted for this item in Account No:** 100-541-6002-34990 - Contractual Services - Other.
- c) **Source of funding for difference, if not fully budgeted:** Not Applicable.
- d) **5 year projection of the operational cost of the project:**

	Year 1	Year 2	Year 3	Year 4	Year 5
Revenues	\$32,324.	\$33,132.	\$33,960.	\$34,809.	\$35,679.

- e) **Detail of additional staff requirements:** Not Applicable.