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**RESOLUTION NO. 2023-11**

**A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING  
THE CITY MANAGER TO EXECUTE A CONTRACT WITH  
NUTE ENGINEERING FOR PROFESSIONAL SERVICES OF THE  
BRIGHTON AVENUE EASEMENT SEWER RELOCATION PROJECT**

**WHEREAS**, the City of Albany invests annually into the rehabilitation and renewal of aging sanitary sewer infrastructure and allocates budget through the Capital Improvement Plan to the Annual Sewer Rehabilitation Program (CIP No. 32000); and

**WHEREAS**, in 2014 the City entered into a Consent Decree agreement with the US EPA (United States Environmental Protection Agency) which requires rehabilitation of at least 5,706 linear feet of sewer main per year; and

**WHEREAS**, Nute Engineering have supported the City in accelerating design and construction of projects over the previous five years, including the achievement of the milestone goal of satisfying Consent Decree compliance requirements and building a buffer as of the end of fiscal year 2022; and

**WHEREAS**, the Brighton Avenue sewer system is one of the remaining area-wide unrehabilitated clay pipe systems within the City of Albany and includes an easement sewer routed through private yards and below buildings; and

**WHEREAS**, rerouting the sewer main will reduce the risk of potential sewer main failures in areas of limited access and increase separation between a truck line and nearby storm drain inlets leading to Cerrito Creek; and

**WHEREAS**, Nute Engineering has a proven record of delivering design packages on-schedule and of a quality that demonstrates robust knowledge of the City’s sewer system and standards; and

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**WHEREAS**, Nute Engineering have supported the City in accelerating design and construction of projects over the previous five years, including the achievement of the milestone goal of satisfying Consent Decree compliance requirements and building a buffer to required rehabilitation schedule; and

**WHEREAS**, Council has appropriated funds for sewer infrastructure improvement as part of the City’s Capital Improvement Plan for rehabilitating the ageing sewer system.

**NOW, THEREFORE, BE IT RESOLVED**, that the Council authorizes the City Manager to execute Contract No. C23-14 for professional services with Nute Engineering in the not-to-exceed amount of \$322,120.00 for design of the Brighton Avenue Easement Sewer Relocation Project using funds previously appropriated for the Annual Sewer Rehabilitation Program (CIP No. 32000).

  
AARON TIEDEMANN, MAYOR



# City of Albany

1000 San Pablo Avenue • Albany, California 94706  
(510) 528-5710 • [www.albanyca.org](http://www.albanyca.org)

## RESOLUTION NO. 2023-11

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

The 6th day of March, 2023, by the following votes:

AYES: Council Members Hansen-Romero, Jordan, López, and Miki

NOES: none

ABSENT: Mayor Tiedemann

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 7th  
day of March, 2023.

Anne Hsu  
CITY CLERK