



**OFFICE OF INTERIM MAYOR TODD GLORIA  
CITY OF SAN DIEGO**

**M E M O R A N D U M**

**DATE:** September 12, 2013

**TO:** Walt Ekard, Chief Operating Officer  
Scott Chadwick, Assistant Chief Operating Officer  
Kip Sturdevan, Director, Transportation and Storm Water Department

**FROM:** Interim Mayor Todd Gloria *Todd Gloria*

**SUBJECT:** Storm Water Operations and Maintenance Managed Competition

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On September 25, 2012, City Council approved the Preliminary Statement of Work (PSOW) for the Storm Water Operations and Maintenance Managed Competition. The PSOW included the required service levels for the successful bidder to meet. Throughout last fall, the City erected a firewall between the Employee Proposal Team (EPT) and the Statement of Work (SOW) Team, which had begun work on defining the SOW for the competition.

On November 15, 2012, the California Coastal Commission issued a new Coastal Permit for storm water channel maintenance, which added new requirements to permitting, monitoring, and mitigation for the Operations & Maintenance Section. Additionally, on May 8, 2013, the San Diego Regional Water Quality Control Board issued the new Storm Water Permit, which is effective in July 2013. This permit has new requirements that will affect the Storm Water Division as well as many City departments.

The new rules render the service levels included in the Storm Water Operations and Maintenance PSOW no longer applicable. Therefore, I declare that the PSOW is null and void, that the work begun by the SOW Team is overcome by events and should be stopped, and that the firewall is no longer required, thereby releasing the employees from the obligations of the non-disclosure agreements that they had signed.

Further information about the future of this competition and the Managed Competition program in general will be provided to the City Council's Budget and Finance Committee at a future meeting.

cc: Honorable City Councilmembers  
Andrea Tevlin, Independent Budget Analyst  
Joan Dawson, Office of the City Attorney  
Kris McFadden, Transportation and Storm Water Department  
Gus Brown, Transportation and Storm Water Department  
Karen Dennison, Office of the Assistant Chief Operating Officer  
Barbara Lamb, Office of the Assistant Chief Operating Officer  
Judy von Kalinowski, Director, Human Resources  
Cathleen Higgins, Municipal Employees Association  
Carlos Mejia, Local 127