



Staff Report – Consent Agenda

February 3, 2025, Council Regular Meeting

\$66,000.00 Ecological Land Services (ELS) NW 38th Avenue Phase 2 Wetland Mitigation and Monitoring Professional Services Agreement Amendment 5. (Submitted by James Carothers, Engineering Manager)

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BACKGROUND: Road improvement projects that impact wetlands and/or streams, directly or indirectly, require permits issued by the US Army Corps of Engineers (Corps). Corps permits are typically for a 10-year period or until the Corps and Ecology approve the mitigation site. The permit includes requirements for maintenance and monitoring. The NW 38th Avenue Road Improvements for Phase 2 (from NW Armstrong Street east to NW Parker Street) was constructed in 2015. Ecological Land Services (ELS) is the consultant that prepared the final wetland mitigation and monitoring reports for the project. ELS conducts the yearly maintenance activities and prepares the required monitoring reports for submittal to the Corps.

SUMMARY: The Phase 2 Professional Services Agreement (PSA) needs to be amended. The current ELS contracts for Phase 2 (monitoring year 9) expired on December 31, 2024. For this reason, staff has placed the amendment on the February 3, 2025, Council Consent Agenda.

- Phase 2 PSA Amendment 5 covers the year 10 (2025) maintenance, additional plantings, site visits with agencies, and preparation of the Year 10 monitoring report.
 - Amendment 5 has a not to exceed amount of \$66,000.00.

BENEFITS TO THE COMMUNITY: The NW 38th Avenue Road Improvement Project, Phase 2 provided a contiguous multi-modal connection from NE 192nd Avenue to NW Parker Street.

POTENTIAL CHALLENGES: Corps permits stipulate a level of success for survival of required plantings and eradication of invasive plant species. Failure to meet the requirements may result in additional planting and extension of monitoring in excess of the original 10 years.

BUDGET IMPACT The wetland mitigation project is paid for out of the Stormwater Fund.

RECOMMENDATION: Staff recommends Council approve PSA Amendment 5.