

RESOLUTION NO. 2025-039

A RESOLUTION OF THE CENTRAL CONTRA COSTA SANITARY DISTRICT
APPROVING A GOODS AND SERVICES PROCUREMENT AGREEMENT WITH VEOLIA
WTS SYSTEMS USA, INC. FOR MEMBRANE AERATED BIOFILM REACTOR (MABR)
CASSETTES AND RELATED SERVICES

WHEREAS, the Central Contra Costa Sanitary District (Central San)'s Purchasing Policies and Procedures ("Policy") generally requires that procurement for goods and services of more than \$5,000 be performed pursuant to competitive processes; and

WHEREAS, Central San's Policy includes exemptions to this general requirement in cases where a single source is deemed to be the only one practicably available and advertising would be unnecessary; or when a product, good, or service is unique; or where competitive pricing processes are not in the best interest of Central San due to exceptional factual circumstances; and

WHEREAS, Veolia WTS Systems USA, Inc. ("Veolia") offers a unique MABR cassette product which, if able to be successfully integrated into Central San's facilities, could result in significant cost savings for Central San in the context of compliance with total inorganic nitrogen (TIN) discharge limits set by the San Francisco Bay Regional Water Quality Control Board; and

WHEREAS, it is in the best interest of Central San to find cost-effective ways to comply with TIN discharge limits; and

WHEREAS, Veolia successfully performed a pilot project furnishing one MABR cassette for evaluation in November 2024; and

WHEREAS, Central San is interested in further evaluating the MABR technology through a second phase, full-scale demonstration ("Demonstration"); and

WHEREAS, Veolia is the only company capable of designing, fabricating, and delivering the goods required for the Demonstration; and

WHEREAS, HDR Engineering, Inc. has been retained to provide engineering consulting services to Central San relating to the Demonstration; and

WHEREAS, Central San contemplates retaining an installation contractor to install the MABR cassettes through a competitive bidding process, and the agreement with Veolia does not contemplate Veolia performing any construction or installation at Central San's facilities; and

WHEREAS, Central San staff has negotiated an agreement to procure MABR cassettes and related goods and services from Veolia to perform the Demonstration ("Agreement").

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Central Contra Costa Sanitary District (the Board) as follows:

THAT Central San hereby declares its intention to enter into the proposed Agreement with Veolia for MABR cassettes and related goods and services as more particularly described in the Agreement; and

THAT the Board hereby adopts the recitals set forth above as the basis of its findings; and

THAT the Agreement is exempt from the California Environmental Quality Act (CEQA) under the following CEQA Guidelines:

- a. Section 15301 since it involves maintenance, minor alterations, operation, and repair to an existing public facility involving no expansion of use
- b. Section 15302 since it involves replacement or reconstruction of existing structures or facilities
- c. Section 15303 since it involves installation of small new equipment and facilities in structures
- d. Section 15304 since it involves minor alterations to the condition of water
- e. Section 15061(b)(3) because it can be seen with certainty that there is no possibility the contract may have a significant effect on the environment; and

THAT the Agreement does not present any unusual circumstances under CEQA, and no exceptions apply which would preclude the applicability of the exemptions noted above; and

THAT the Board authorizes the General Manager to enter into an agreement with Veolia, at an estimated amount of \$5,800,000 for the procurement of goods and services relating to the Demonstration.

PASSED AND ADOPTED this 20th day of November 2025, by the Board of Directors of the Central Contra Costa Sanitary District by the following vote:

AYES: Members:
NOES: Members:
ABSENT: Members:

Michael R. McGill
President of the Board of Directors
Central Contra Costa Sanitary District
County of Contra Costa, State of California

COUNTERSIGNED:

Katie Young, CPMC, CMC
Secretary of the District
Central Contra Costa Sanitary District
County of Contra Costa, State of California

Approved as to form: _____
J. Leah Castella, Esq.
Counsel for the District