

**RESOLUTION NO. 144-24**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND,  
CALIFORNIA, TO AUTHORIZE A THREE-YEAR CONTRACT WITH TWO  
OPTIONAL ONE-YEAR EXTENSIONS WITH SWIFTCOMPLY FOR FATS, OILS,  
AND GREASE (FOG), INDUSTRIAL PRETREATMENT, AND STORMWATER  
SERVICES**

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**WHEREAS**, the City of Richmond is required to comply with federal regulations regarding the pretreatment of industrial wastewater discharges under the Clean Water Act, specifically 40 CFR Part 403, which mandates proper program administration, recordkeeping, and reporting for industrial users; and.

**WHEREAS**, 40 CFR 403.8(f)(1) requires the City to maintain comprehensive records of industrial user discharges, compliance monitoring, and enforcement actions, and 40 CFR 403.12(j) requires the City to maintain a database of significant industrial users (SIUs) and Categorical Industrial Users (CIUs) to track their compliance status; and.

**WHEREAS**, 40 CFR 403.12(p) further mandates that the City submit annual reports to the Approval Authority summarizing the results of compliance efforts and any violations of pretreatment standards; and

**WHEREAS**, SwiftComply, Inc. offers a software platform that provides the tools necessary for the City to meet its obligations under 40 CFR Part 403, including data migration, compliance tracking, real-time monitoring, and automated report generation for submission to state and federal regulatory authorities; and

**WHEREAS**, the City of Richmond proposes to enter into a three-year contract with SwiftComply, with an initial cost of \$122,100 for Year 1, which includes implementation, user training, and the first year of subscription services for FOG, Industrial Pretreatment, and Stormwater monitoring, followed by subsequent annual fees for Years 2 and 3, bringing the total contract value to \$239,155, with two optional one-year extensions; and

**WHEREAS**, the selection of SwiftComply, Inc. is based on the piggyback procurement method, utilizing the existing contract awarded to SwiftComply by the City of Stockton through a competitive bidding process; and

**WHEREAS**, the piggyback procurement is aligned to the Richmond Municipal Code Section 2.52.330; and

**WHEREAS**, this contract will ensure that the City fulfills its obligations under 40 CFR Part 403 and the Municipal Regional Permit (MRP) by enhancing the City's ability to monitor, report, and enforce compliance with FOG, Industrial Pretreatment, and Stormwater regulations;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Richmond, as follows:

**Section 1:** The foregoing recitals are true and correct, and this City Council hereby so finds and determines.

**Section 2:** The City Council hereby authorizes the award of a three-year contract with SwiftComply, Inc., for a term of three years in an amount not to exceed \$239,155.00 for the contract term, with two optional one-year extensions for a not to exceed total amount of \$129,053.00 for both extensions years for FOG, Industrial Pretreatment, and Stormwater compliance services.

**Section 3:** The Public Works Director is authorized to approve change orders, if necessary, for a contingency amount of up to \$35,873.25 which is 15% of the base contract amount, for a potential total contract amount of \$275,028.25.

**Section 4:** This resolution shall take effect immediately upon its passage.

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I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a regular meeting thereof held on December 3, 2024, by the following vote:

AYES: Councilmembers Bana, McLaughlin, Robinson, Willis, Zepeda,  
and Vice Mayor Jimenez.

NOES: None.

ABSTENTIONS: None.

ABSENT: Mayor Martinez.

PAMELA CHRISTIAN  
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 CLERK OF THE CITY OF RICHMOND  
 (SEAL)

Approved:

EDUARDO MARTINEZ  
 Mayor

Approved as to form:

DAVE ALESHIRE  
 City Attorney

State of California            }  
 County of Contra Costa        }        : ss.  
 City of Richmond               }

I certify that the foregoing is a true copy of **Resolution No. 144-24**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on December 3, 2024.

  
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 Pamela Christian, Clerk of the City of Richmond